

Federal Register

OK 14 414-729
GSA
Item 4
Tuesday
June 14, 1983

Selected Subjects

- Coal Mining**
 - Surface Mining Reclamation and Enforcement Office
 - Common Carriers**
 - Federal Communications Commission
 - Endangered and Threatened Wildlife**
 - Fish and Wildlife Service
 - Exports**
 - Animal and Plant Health Inspection Service
 - Flood Insurance**
 - Federal Emergency Management Agency
 - Food Labeling**
 - Food and Drug Administration
 - Government Property Management**
 - General Services Administration
 - Grant Programs—Agriculture**
 - Agriculture Department
 - Loan Programs—Housing and Community Development**
 - Veterans Administration
 - Marketing Agreements**
 - Agricultural Marketing Service
 - National Banks**
 - Comptroller of the Currency
 - Organization and Functions (Government Agencies)**
 - Customs Service
 - Environmental Protection Agency
 - Postal Service**
 - Postal Service
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There are no restrictions on the republication of material appearing in the **Federal Register**.

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

Selected Subjects

Quarantine

Animal and Plant Health Inspection Service

Railroads

Interstate Commerce Commission

Recreation and Recreation Areas

Land Management Bureau

Trade Practices

Federal Trade Commission

Transportation

General Services Administration

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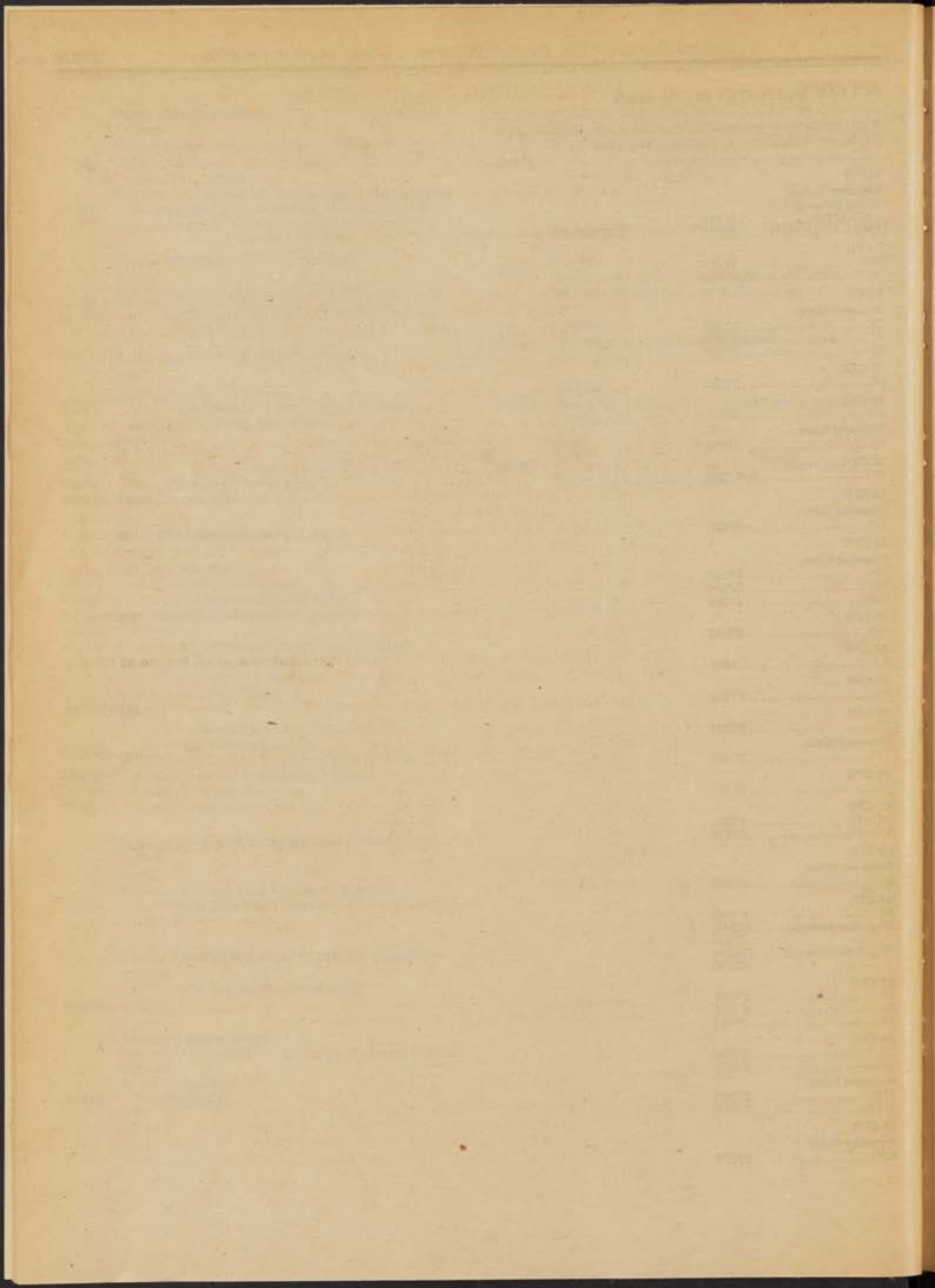
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Title 3—

Executive Order 12424 of June 10, 1983

The President

President's Commission on Strategic Forces

By the authority vested in me as President by the Constitution and laws of the United States of America, including the Federal Advisory Committee Act, as amended (5 U.S.C. App. I), it is hereby ordered that Executive Order No. 12400, as amended, establishing the President's Commission on Strategic Forces, is hereby further amended as follows:

Section 1. Section 2(a) of the Order is amended to provide as follows:

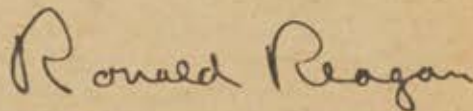
"(a) The Commission shall review on a periodic basis the progress made in implementing the recommendations contained in the Report of the President's Commission on Strategic Forces, dated April 11, 1983, with particular reference to the deployment of the Peacekeeper Missile; development and deployment of a small, single-warhead intercontinental ballistic missile system; and developments in strategic arms control. In its review, the Commission shall consider carefully the views of the Congress on these issues. The Commission shall provide appropriate advice to the President, the National Security Council, the Department of Defense, the Department of State, and the United States Arms Control and Disarmament Agency."

Sec. 2. Section 2(b) of the Order, as amended, is further amended to provide as follows:

"(b) The Commission shall report to the President, from time to time as he may request and, in any event, no later than December 15, 1983."

Sec. 3. Section 4(b) of the Order, as amended, is further amended to provide as follows:

"(b) The Commission shall terminate on January 3, 1984, unless sooner extended."



THE WHITE HOUSE,

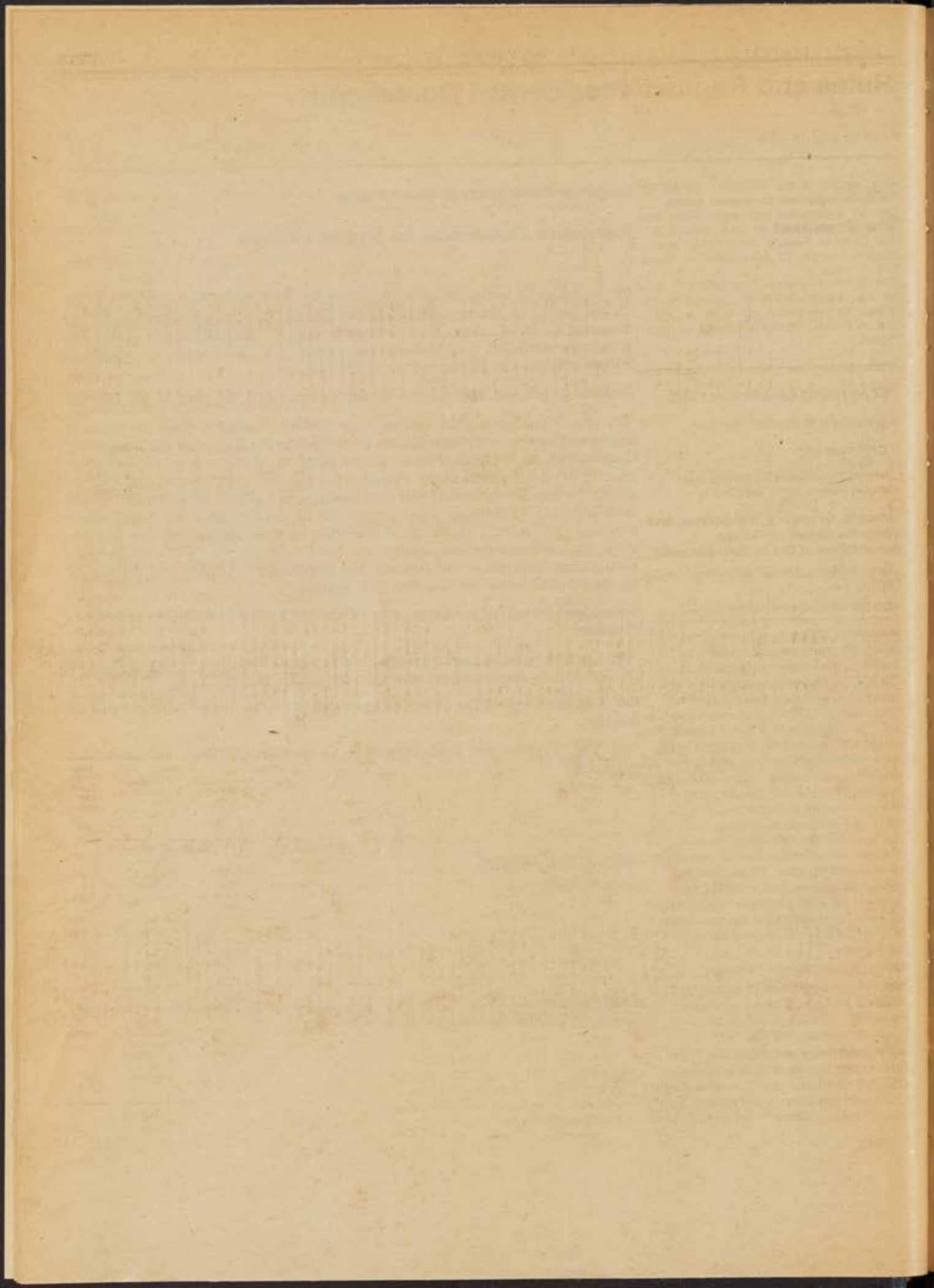
June 10, 1983.

[FR Doc. 83-16107

Filed 6-13-83; 10:12 am]

Billing code 3195-01-M

Editorial Note: For the President's statement on the extension of the Commission, see the *Weekly Compilation of Presidential Documents* (vol. 19, no. 23).



Rules and Regulations

Federal Register

Vol. 48, No. 115

Tuesday, June 14, 1983

This section of the FEDERAL REGISTER contains regulatory documents having general applicability and legal effect, most of which are keyed to and codified in the Code of Federal Regulations, which is published under 50 titles pursuant to 44 U.S.C. 1510.

The Code of Federal Regulations is sold by the Superintendent of Documents. Prices of new books are listed in the first FEDERAL REGISTER issue of each month.

DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

7 CFR Part 905

[Orange, Grapefruit, Tangerine, and Tangelo Regulation 6, Amdt. 23]

Oranges, Grapefruit, Tangerines, and Tangelos Grown in Florida; Amendment of Grade Requirements

AGENCY: Agricultural Marketing Service, USDA.

ACTION: Amendment to final rule.

SUMMARY: This action lowers the minimum grade requirements for domestic and export shipments of Florida white seedless grapefruit and imports of white seedless grapefruit from Improved No. 2 (external) and U.S. No. 1 (internal) to U.S. No. 2 Russet. This action also lowers the minimum grade requirement for domestic and export shipments of Florida Valencia oranges, including other late type oranges, Florida Temple oranges, and Florida early and midseason oranges from U.S. No. 1 to U.S. No. 2 Russet. These changes are effective for the period June 13–August 21, 1983. These changes recognize current and prospective demand for such grapefruit and oranges and are consistent with the remaining crop in the interest of growers and consumers.

EFFECTIVE DATE: June 13, 1983.

FOR FURTHER INFORMATION CONTACT: William J. Doyle, Chief, Fruit Branch, F&V, AMS, USDA, Washington, D.C. 20250, telephone 202-447-5975.

SUPPLEMENTARY INFORMATION: This final action has been reviewed under USDA procedures and Executive Order 12291 and has been designated a "non-major" rule. William T. Manley, Deputy

Administrator, Agricultural Marketing Service, has certified that this action will not have a significant economic impact on a substantial number of small entities. This action is designed to promote orderly marketing of the Florida white seedless grapefruit, Valencia and other late type orange, Temple orange, and early and midseason orange crops for the benefit of producers, and will not substantially affect costs for the directly regulated handlers.

The regulation with respect to Florida white seedless grapefruit, Valencia and other late type oranges, Temple oranges, and early and midseason oranges is issued under the marketing agreement and Order No. 905 (7 CFR Part 905), regulating the handling of oranges, grapefruit, tangerines and tangelos grown in Florida.

The agreement and order are effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674). This action is based upon the recommendation and information submitted by the Citrus Administrative Committee, and upon other available information.

The minimum grade requirements specified herein reflect the Committee's and the Department's appraisal of the need to revise the grade requirements applicable to Florida white seedless grapefruit, Valencia and other late type oranges, Temple oranges, and early and midseason oranges in recognition of the diminishing available supplies of such fruit. The committee reports an increased market demand for the remaining supplies of such fruit. Such revision is designed to augment the total available supply of marketable fruit. It is hereby found that this regulation will tend to effectuate the declared policy of the Act.

Under Section 8e of the Act (7 U.S.C. 608e–1), whenever specified commodities, including grapefruit, are regulated under a Federal marketing order, imports of that commodity must meet the same or comparable grade, size, quality or maturity requirements as those in effect for the domestically produced commodity. Thus, the grade requirements for imported white seedless grapefruit will also change to conform to the grade requirements for domestic shipments of Florida white seedless grapefruit.

It is impracticable and contrary to the public interest to give preliminary notice, engage in public rulemaking, and postpone the effective date until 30 days after publication in the Federal Register (5 U.S.C. 553). It is necessary to effectuate the declared purposes of the Act to make this regulatory provision effective as specified. This amendment relieves restrictions on domestic and export shipments of Florida white seedless grapefruit, Valencia and other late type oranges, Temple oranges, early and midseason oranges and imports of white seedless grapefruit.

List of Subjects in 7 CFR Part 905

Marketing agreements and orders, Florida, Grapefruit, Oranges, Tangelos, Tangerines.

PART 905—[AMENDED]

Accordingly, the provisions of § 905.306 are amended by revising the following entries in Table I, paragraph (a), applicable to domestic shipments, and Table II, paragraph (b), applicable to export shipments, to read as follows:

§ 905.306 Orange, Grapefruit, Tangerine and Tangelo Regulation 6.

(a) * * *

TABLE I

Variety	Regulation Period	Minimum Grade	Minimum Diameter (inches)
(1)	(2)	(3)	(4)
Oranges:			
Early & Midseason.	6/13/83–8/21/83. On & after 8/22/83.	U.S. No. 2 Russet. U.S. No. 1	2½" 2½"
Valencia and other late type.	6/13/83–8/21/83. On & after 8/22/83.	U.S. No. 2 Russet. U.S. No. 1	2½" 2½"
Temple	6/13/83–8/21/83. On & after 8/22/83.	U.S. No. 2 Russet. U.S. No. 1	2½" 2½"
Grapefruit:			
Seedless, except pink.	6/13/83–8/21/83. On & after 8/22/83.	U.S. No. 2 Russet. Improved No. 2 (External), U.S. No. 1 (Internal).	3½" 3½"

(b) * * *

TABLE II

Variety (1)	Regulation Period (2)	Minimum Grade (3)	Minimum diameter (inch) (4)
Oranges:			
Early & Midseason	6/13/83-8/ 21/83.	U.S. No. 2 Russet.	2½
	On & after 8/ 22/83.	U.S. No. 1	2½
Valencia and Other Late Types.	6/13/83-8/ 21/83.	U.S. No. 2 Russet.	2½
Temple	On & after 8/ 22/83.	U.S. No. 1	2½
Grapefruit:			
Seedless, except pink.	6/13/83-8/ 21/83.	U.S. No. 2 Russet.	3½
	On & after 8/ 22/83.	Improved No. 2 (External), U.S. No. 1 (Internal).	3½

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

Dated: June 7, 1983.

D. S. Kuryloski,

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

[FR Doc. 83-15726 Filed 6-13-83; 8:45 am]

BILLING CODE 3410-02-M

Office of the Secretary

7 CFR Part 3015

General Provisions for Grants and Cooperative Agreements With Institutions of Higher Education, Other Nonprofit Organizations and Hospitals

AGENCY: Office of the Secretary, USDA.

ACTION: Final rule.

SUMMARY: This document amends 7 CFR Part 3015, Uniform Federal Assistance Regulations, by adding a new section to Subpart U to establish Department-wide general provisions that apply to grants or cooperative agreements, where applicable. Issuance of these regulations will assure uniformity in policy and standardize guidance for all USDA agencies providing assistance through grants and cooperative agreements. Additionally, publication of these rules will assist in complying with the Paperwork Reduction Act of 1980 by eliminating the necessity for a separate form containing General Provisions, thus allowing the USDA awarding agency to reference 7 CFR Part 3015 where applicable.

EFFECTIVE DATE: June 14, 1983.

FOR FURTHER INFORMATION CONTACT:
Lyn Zimmerman, Office of Finance and

Management, USDA, Room 10-A,
Administration Building, Washington,
D.C. 20250 (telephone (202) 382-1553).

SUPPLEMENTARY INFORMATION:

Classification

This rule has been reviewed under Executive Order 12291 and it has been determined that this is not a major rule.

Regulatory Analysis

Although this rule may directly affect recipients of Federal assistance awards administered by the Department of Agriculture, this rule does not involve a substantial or major impact on the nation's economy or large numbers of individuals or businesses. There will be no major increase in costs or prices to consumers, individuals, industries, Federal, State, or local government agencies, or geographic regions. Additionally, it will not have a significant economic impact on a substantial number of small entities, as defined in the Regulatory Flexibility Act (5 U.S.C. 601-612).

Proposed Rulemaking

This rule relates to grants, and other Federal assistance, and, therefore, pursuant to 5 U.S.C. 553, it is found upon good cause that notice and other public procedure with respect thereto are impractical and contrary to the public interest and good cause is found for making this rule effective less than 30 days after publication in the Federal Register. This determination is also based on the fact that these provisions set out generally applicable requirements and standards which apply to Federal financial assistance programs. Such requirements and standards are prescribed by statute, Executive Order, or other authoritative sources which apply to the assistance programs of two or more agencies. These requirements and standards have already been promulgated by the cognizant agencies and have generally been incorporated by the Department into its grants and cooperative agreements. While the Department is not engaging in proposed rulemaking, any member of the public may submit comments on this rule.

Objectives

These regulations apply in whole or in part, to grants or cooperative agreements awarded by USDA and incorporate requirements identified by the Office of Management and Budget, statute or Executive Order, where applicable to the particular agreement. This rule shall also be applied to profit-making organizations, individuals, and foreign organizations unless otherwise

set forth in the grant or cooperative agreement. This rule will also have the effect of reducing the amount of paperwork for recipients through the incorporation of these provisions, as appropriate, into the award document.

List of Subjects in 7 CFR Part 3015

Grant programs—agriculture,
Intergovernmental relations.

John J. Franke, Jr.,

Assistant Secretary for Administration.

Approved: June 8, 1983.

John R. Block,

Secretary of Agriculture.

PART 3015—[AMENDED]

7 CFR Part 3015 is amended as follows:

1. The authority citation for Part 3015 reads as follows:

Authority: 5 U.S.C. 301.

2. New § 3015.205 is added to read as follows:

Subpart U—Miscellaneous

§ 3015.205 General Provisions for Grants and Cooperative Agreements With Institutions of Higher Education, Other Nonprofit Organizations, and Hospitals.

(a) *Scope.* This section sets forth general provisions which apply, in whole or in part, to grants and cooperative agreements awarded by USDA to institutions of higher education, other nonprofit organizations, and hospitals. (General provisions applicable to grants and cooperative agreements with State and local governments are set forth in the Office of Management and Budget (OMB) Circular A-102, Attachment M and are made a condition of each grant or cooperative agreement awarded to such recipients). Any statutory provisions that apply to the particular agreement at hand, that are not included herein, shall be made a part of the award document. All administrative requirements contained in subparts A through U of 7 CFR Part 3015 shall apply, as appropriate.

(b) *Assurances and compliance.* It shall be a condition of every USDA grant or cooperative agreement awarded to institutions of higher education, other nonprofit organizations and hospitals that the recipient assure and certify compliance with the following general requirements to the extent applicable:

(1) It will comply with the following provisions regarding the rights and welfare of human subjects:

(i) The recipient organization is responsible for safeguarding the rights and welfare of any human subjects

involved in research, development, and related activities supported by this agreement. The recipient organization may conduct research involving human subjects only as described in the proposal and as approved by the recipient organization's cognizant Institutional Review Board. Prior to conducting such research, the recipient organization shall obtain and document a legally sufficient informed consent from each human subject involved. No such informed consent shall include any exculpatory language through which the subject is made to waive, or to appear to waive, any of his or her legal rights, including any release of the recipient organization or its agents from liability for negligence.

(ii) The recipient organization agrees to comply with U.S. Department of Health and Human Services' regulations regarding human subjects, appearing in 45 CFR Part 46 (as amended).

(iii) It will comply with USDA policy which is to assure that the risks do not outweigh either potential benefits to the subjects or the expected value of the knowledge sought.

(iv) Selection of subjects or groups of subjects shall be made without regard to sex, race, color, religion, or national origin unless these characteristics are factors to be studied.

(2) It will comply with the Animal Welfare Act, as amended, 7 U.S.C. 2131, *et seq.*, and the regulations promulgated thereunder by the Secretary of Agriculture (9 CFR, Subchapter A) pertaining to the care, handling, and treatment of warm-blooded animals held or used for research, teaching, or other activities supported by Federal funds. Recipient organizations may request registration of facilities and a current listing of licensed dealers from the Regional Office of the Animal and Plant Health Inspection Service (APHIS), USDA, for the Region in which their facility is located. The location of the appropriate APHIS Regional Office, as well as information concerning this requirement, may be obtained by contacting the Senior Staff Officer, Animal Care Staff, USDA/APHIS, Federal Center Building, Hyattsville, Maryland 20782.

(3) It will assume primary responsibility for implementing proper conduct or recombinant DNA research and it will comply with the national Institute of Health Guidelines for Recombinant DNA Research, as revised.

(4) It will comply with Section 5 of the International Air Transportation Fair Competitive Practices Act of 1974, 49 U.S.C. 1517, which requires:

(i) Any air transportation to, from, between, or within a country, other than

the U.S., of persons or property, the expense of which will be assisted by USDA funding, to be performed on a U.S.-flag carrier if service provided by such carrier is "available."

(ii) For the purposes of this requirement:

(A) Passenger or freight service by a certificated air carrier is considered "available" even though:

(1) Comparable or a different kind of service by a noncertificated air carrier costs less; or

(2) Service by a noncertificated air carrier can be paid for in excess foreign currency; or

(3) Service by a noncertificated air carrier is preferred by the recipient organization contractor or traveler needing air transportation.

(B) Passenger service by a certificated air carrier is considered to be "unavailable":

(1) When the traveler, while enroute, has to wait six hours or more for an available U.S. carrier; or

(2) When any flight by a U.S. carrier interrupted by a stop anticipated to be six hours or more for refueling, reloading repairs, etc., and no other flight by a U.S. carrier is available during the six-hour period; or

(3) When the flight by a U.S. carrier takes 12 or more hours longer than a foreign carrier.

(5) It possesses legal authority to enter into the agreement; that a resolution, motion or similar action has been duly adopted or passed as an official act of its governing body, authorizing the acceptance of the agreement including all understandings and assurances contained therein and directing and authorizing the person identified as the official representative of the recipient organization to act in connection with the agreement and to provide such additional information as may be required.

(6) It will comply with Title VI of the Civil Rights Act of 1964, 42 U.S.C. 2000d, and in accordance with Title VI of that Act, no person in the United States shall, on the ground of race, color, or national origin, be excluded from participation in, be denied the benefits of, or be otherwise subjected to discrimination under any program or activity for which the recipient receives Federal financial assistance and will immediately take any measures necessary to effectuate this agreement.

(7) It will establish safeguards to prohibit employees from using their positions for a purpose that is or gives the appearance of being motivated by a desire for private gain for themselves or others, particularly those with whom they have family, business, or other ties.

(8) It will give USDA, the awarding agency or the Comptroller General, through any authorized representative, access to and the right to examine all records, books, papers or documents related to the award.

(9) It will comply with all requirements imposed by the awarding agency concerning special requirements of law, program requirements, and other administrative requirements.

(10) It will insure that the facilities under its ownership, lease or supervision which shall be utilized in the accomplishment of the project are not listed on the Environmental Protection Agency's (EPA) list of violating facilities and that it will notify the awarding agency of the receipt of any communication from the Director of the EPA, Office of Federal Activities, indicating that a facility to be utilized in the project is under consideration for listing by the EPA.

(11) It will comply with the flood insurance purchase requirements of the National Flood Insurance Act of 1968, as amended, and the Flood Disaster Protection Act of 1973, 42 U.S.C. 4001-4127. Section 102(a) requires, on and after March 2, 1975, the purchase of flood insurance in communities where such insurance is available as a condition for construction or acquisition purposes for use in any area that has been identified by the Secretary of the Department of Housing and Urban Development as an area having special flood hazards.

(12) It will assist the awarding agency in its compliance with Section 106 of the National Historic Preservation Act of 1966, 16 U.S.C. 470, Executive Order 11593, and the Archaeological and Historic Preservation Act of 1974, 16 U.S.C. 496a-1, *et seq.*, by (i) consulting with the State Historic Preservation Officer on the conduct of investigations, as necessary, to identify properties listed in or eligible for inclusion in the National Register of Historic Places that are subject to adverse effects (see 36 CFR Part 800.8) by the activity, and notifying the awarding agency of the existence of any such properties, and by (ii) complying with all requirements established by the awarding agency to avoid or mitigate adverse effects upon such properties.

(13) It will comply with title IX of the Education Amendments of 1972, 20 U.S.C. 1681, *et seq.*, which prohibits discrimination on the basis of sex in Federally assisted education programs.

(14) It will comply with Section 504 of the Rehabilitation Act of 1973, as amended, 29 U.S.C. 794. Section 504 provides that no otherwise qualified

handicapped individual shall solely by reason of his handicap, be excluded from the participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving Federal financial assistance.

(15) It will comply with the Age Discrimination Act of 1975, 42 U.S.C. 6101-6107, which prohibits unreasonable discrimination based on age, in programs or activities receiving Federal financial assistance.

(16) It is in compliance with the Clean Air Act of 1970, 42 U.S.C. 7401 *et seq.*, which requires federally assisted activities to be in conformance with State (Clean Air) Implementation Plan.

(17) It will establish safeguards to ensure that USDA funds are properly spent. In particular, it will assure that USDA funds are not used for partisan or political advocacy purposes.

(c) USDA awarding agencies shall obtain the required assurances and certifications by including the following clause in each grant or cooperative agreement awarded to institutions of higher education, other nonprofit organizations and hospitals:

As a condition of this grant or cooperative agreement, the recipient assures and certifies that it is in compliance with and will comply in the course of the agreement with all applicable laws, regulations, Executive Orders and other generally applicable requirements, including those set out in 7 CFR 3015.205(b), which hereby are incorporated in this agreement by reference, and such other statutory provisions as are specifically set forth herein.

[FR Doc. 83-15878 Filed 6-13-83; 8:45 am]
BILLING CODE 3410-90-M

DEPARTMENT OF THE TREASURY

Comptroller of the Currency

12 CFR Part 32

[Docket No. 83-25]

National Bank Lending Limits

AGENCY: Comptroller of the Currency, Treasury.

ACTION: Amendment to final rule.

SUMMARY: The Office of the Comptroller of the Currency is amending its final regulation on national bank lending limits, which was published on April 12, 1983 (48 FR 15844), so as to clarify the interpretation of the provision regarding combining loans of a partner with those of the partnership and other partners in that partnership.

EFFECTIVE DATE: June 14, 1983.

FOR FURTHER INFORMATION CONTACT: Carol M. Beaumier, Manager, International Examinations ((202) 447-1747); Howard J. Finkelstein, Attorney, Legal Advisory Services Division ((202) 447-1880); Claire Owen, National Bank Examiner, Commercial Examinations ((202) 447-1164). These are not toll free numbers.

SUPPLEMENTARY INFORMATION: On April 12, 1983, the Office of the Comptroller of the Currency published a final regulation governing national bank lending limits (48 FR 15844). In conjunction with that publication, the Office specifically requested further comments on 12 CFR 32.5, governing combining loans to separate borrowers.

The Office received 32 comment letters on the final regulation. The commenters generally agreed that the revisions made by the Office in the final rule addressed the concerns expressed in their comments to the proposed rule, particularly with regard to the rules for combining loans to separate borrowers. However, 19 suggested that further changes be made in § 32.5.

a. *"Common enterprise."* Three commenters felt that the 50 percent dependency test of § 32.5(a)(2)(iii) of the regulation should be indicative of financial interdependence rather than a *per se* rule. The Office continues to believe that this degree of interdependence between related entities indicates the existence of a common enterprise, and that without this *per se* rule, the determination of whether a common enterprise existed would be too uncertain. Therefore, § 32.5(a)(2)(iii) of the final rule remains unchanged.

Eight commenters had questions regarding the application of the 50 percent rule and the definition of "gross receipts" in certain factual situations. The Office believes the questions raised in these letters are interpretive in nature and plans to respond to these questions in the near future. These interpretive questions do not, however, in the Office's judgment, require that the regulation be amended.

Five commenters recommended that the definition of "control" in § 32.5(a)(2)(v)(A) be amended from ownership of 25 percent of voting stock to majority ownership. Since 25 percent stock ownership merely creates a rebuttable presumption of "control," the Office has decided not to amend this provision.

b. *Loans to partnerships, joint ventures, and associations.* Seven commenters took issue with the Office's position that a partnership's debts should be attributed to each partner.

The commenters argued that since a partner's liability is only contingent, loans to partnerships, joint ventures, and associations should be guided only by the "common enterprise" tests and not be automatically attributed to partners. The Office continues to support its previous position that the joint and several liability of each partner for all liabilities of the partnership mandates the regulation's attribution rule. Therefore, § 32.5(c)(1) of the final rule remains unchanged.

Two comment letters took note of § 32.5(c)(2), relating to loans to members of a partnership, joint venture, or association.

As published originally, that provision could have been interpreted to mandate combination of loans to two partners in a partnership where one partner is engaged in a "common enterprise" with the partnership but the other is not. For example, if A and B were general partners in partnership AB, and A and AB were engaged in a "common enterprise" but neither A and B nor B and AB were engaged in a "common enterprise," it is possible to read the regulation to require attribution of A's debts to AB and attribution, through AB, of A's debts to B. The Office did not intend this result and has amended the regulation to make it clear that, in the above example, A's debt would be attributed to B under the partnership rules only if A and B were engaged in a "common enterprise."

Since the amendment clarifies the final rule and does not involve a substantive change, the amendment is effective upon publication.

Special Studies

a. *Regulatory Impact Analysis.* Pursuant to Section 3(g)(1) of Executive Order 12291 of February 17, 1981, it has been determined that the regulation does not constitute a "major rule" within the meaning of section 1(b) of the Executive Order. The amendment would not have an effect on the economy of \$100 million or more, would not affect costs or prices for consumers, individual industries, government agencies, or geographic regions, and would not have adverse effects on competition, employment, investment, productivity, or on the ability of United States-based industries to compete with foreign-based enterprises in domestic or export markets.

b. *Regulatory Flexibility Act Analysis.* Pursuant to Section 605(b) of the Regulatory Flexibility Act (Pub. L. No. 96-354, 5 U.S.C. 601 *et seq.*), the Secretary of the Treasury has certified that the regulation will not have a

significant economic impact on a substantial number of small entities.

List of Subjects in 12 CFR Part 32

National banks, Lending limits.

PART 32—[AMENDED]

Accordingly, pursuant to authority under 12 U.S.C. 84 and 93a, the Comptroller of the Currency hereby amends Title 12 of the Code of Federal Regulations by amending § 32.5(c)(2) to read as follows:

1. The authority citation for 12 CFR Part 32 is:

Authority: 12 U.S.C. 1 *et seq.*; 12 U.S.C. 84 and 12 U.S.C. 93a.

2. Section 32.5 is amended by revising paragraph (c)(2) to read as follows:

§ 32.5 Loans to partnerships, joint ventures, and associations.

(c) * * *

(2) Loans or extensions of credit to members of a partnership, joint venture, or association shall, for purpose of this Part, be attributed to the partnership, joint venture, or association where one or more of the tests set forth in paragraph (a) of this section is satisfied with respect to one or more such members. However, loans to members of a partnership, joint venture, or association will not be attributed to other members of the partnership, joint venture, or association under this paragraph unless one or more of the tests set forth in paragraph (a) of this section is satisfied with respect to such other members. The tests set forth in paragraph (a) of this section shall be deemed to be satisfied when loans or extensions of credit are made to members of a partnership, joint venture, or association for the purpose of purchasing an interest in such partnership, joint venture, or association.

Dated: June 9, 1983.

Doyle L. Arnold,

Acting Comptroller of the Currency.

[FR Doc. 83-15950 Filed 6-13-83; 8:45 am]

BILLING CODE 4810-33-M

FEDERAL TRADE COMMISSION

16 CFR Part 423

Amendment to Trade Regulation Rule Concerning Care Labeling of Textile Wearing Apparel and Certain Piece Goods

AGENCY: Federal Trade Commission.

ACTION: Final rule; correction.

SUMMARY: This document corrects a Commission document concerning Care Labeling of Textile Wearing Apparel and Certain Piece Goods previously published in the Federal Register on Friday, May 20, 1983 (48 FR 22733).

DATE: The corrections are effective June 14, 1983.

FOR FURTHER INFORMATION CONTACT: FTC/PC, Earl W. Johnson, Washington, D.C. 20580. (202) 376-2891.

SUPPLEMENTARY INFORMATION: In FR Doc. 83-13576, appearing in the Federal Register issue for Friday, May 20, 1983, there were some minor errors that could be confusing to the reader. The following corrections should be made:

On page 22734, third column, footnote 7, fourth line, "working" should read "wording".

On page 22735, third column, third full paragraph, "c. *In accurate care labeling.*" should read "c. *Inaccurate care labeling.*"

On page 22736, middle column, paragraph "2. *Legal basis of the current rule.*", 5th line, "fast use" should read "failure".

On page 22737, middle column, 3rd line from the top, "by" should read "be".

On page 22740, middle column, 3rd full paragraph, 16th line, "from" should read "for". Also on the same page, third column, 2nd full paragraph, 16th line, "Section 453.8(d)" should read "Section 423.8(d)". Also in the third column, footnote 86, first line, "Section 453.8(d)" should read "Section 423.8(d)". On page 22745, middle column, under "Appendix A", the third entry should read "c. 'Cold'—initial water temperature setting same as cold water tap up to 85° F (29° C)."

Emily H. Rock,
Secretary.

[FR Doc. 83-15950 Filed 6-13-83; 8:45 am]

BILLING CODE 6750-01-M

SECURITIES AND EXCHANGE COMMISSION

17 CFR Part 211

[Release No. SAB-52]

Staff Accounting Bulletin No. 52

Correction

In FR Doc. 83-13755 beginning on page 23172 in the issue of Tuesday, May 24, 1983, make the following corrections:

1. On page 23173, first column, in the paragraph under Staff Accounting Bulletin No. 52, fifth line, "overfunded denied" should have read "overfunded defined".

2. Same page, middle column, sixth line from the top of the page,

"termination plan" should have read "terminated plan".

BILLING CODE 1505-01-M

DEPARTMENT OF COMMERCE

Patent and Trademark Office

37 CFR Part 2

[Docket No. 30428-69]

Trademark Applications and Examination Proceedings; Trademark Interference, Concurrent Use, Opposition and Cancellation Proceedings; Trademark Post-Registration Proceedings; Correction

AGENCY: Patent and Trademark Office, Commerce.

ACTION: Final rule; correction.

SUMMARY: This document corrects a final rule notice appearing in the Federal Register on May 23, 1983 (48 FR 23122) that amended the Patent and Trademark Office rules of practice in trademark cases to revise or codify existing practices, simplify procedures, or establish time periods for the purpose of facilitating the orderly and prompt resolution of issues before the Office in several types of proceedings.

FOR FURTHER INFORMATION CONTACT: Miss Janet E. Rice by telephone at (703) 557-3551 or by mail addressed to the Commissioner of Patents and Trademarks, Attention: Miss Janet E. Rice, Crystal Square 5, Suite 1008, Washington, D.C. 20231.

The following corrections are made:

1. On page 23122, third column, line 8, "§ 1.101" should read "§ 2.101".

2. On page 23129, first column, line 11, "(f)" should read "(f)(5)".

3. On page 23129, second column, line 11, the word "is" should read "in".

4. On page 23131, first column, line 57, "§ 2.120(c)(2)" should read "§ 2.122(c)(2)".

5. On page 23131, third column, line 35, the word "deception" should read "exception".

6. On page 23134, second column, line 26, the word "filing" should read "filings".

7. On page 23135, column 1, in the tenth line after the heading "§ 2.96 Issue: burden of proof.", the word "party" should appear after the word "junior".

8. On page 23135, column 2, line 10, the word "this" should read "his".

9. On page 23135, column 2, line 22, the word "file" should read "filed".

10. On page 23135, column 2, line 50, the word "and" should read "an".

11. On page 23135, column 3, line 30, the comma after the word "examiner" should be a semicolon.

12. On page 23136, column 1, in the first line after the heading "§ 2.113 Notification of cancellation proceeding", the designation "(a)" should be stricken.

13. On page 23138, column 2, line 58, the "w" in "when" should be capitalized.

14. On page 23139, column 2, line 22, the 3 asterisks should be stricken. An additional line should be added directly below line 22. The new line 23 should consist of 5 asterisks along the center of the line, with four spaces between each asterisk. The text should then be resumed on line 24 with what was previously line 23.

15. On page 23140, column 3, line 38, the word "due" should be inserted after the word "be".

16. On page 23142, column 3, line 6, the "p" in "part" should be capitalized.

Dated: June 8, 1983.

Donald J. Quigg,

Acting Commissioner of Patents and Trademarks.

[FR Doc. 83-15631 Filed 6-13-83; 8:45 am]

BILLING CODE 3510-16-M

VETERANS ADMINISTRATION

38 CFR Part 36

Increase in Maximum Permissible Interest Rate on New Guaranteed, Insured and Direct Loans for Homes and Condominiums

AGENCY: Veterans Administration.

ACTION: Final regulations.

SUMMARY: The VA (Veterans Administration) is increasing the maximum interest rates for fixed payment and graduated payment loans for homes and condominiums. The maximum interest rates are increased because the former interest rates were not sufficiently competitive to induce private sector lenders to make VA guaranteed or insured loans without imposing substantial discounts. The increases in the interest rates will assure a continuing supply of funds for home mortgages; thereby allowing veterans to purchase a home with the assistance of a no down-payment VA loan.

EFFECTIVE DATE: June 8, 1983.

FOR FURTHER INFORMATION CONTACT: Mr. George D. Moerman, Loan Guaranty Service (264), Department of Veterans Benefits, Veterans Administration, 810 Vermont Ave., NW., Washington, D.C. 20420; (202-389-3042).

SUPPLEMENTARY INFORMATION: The Administrator is required by law to establish a maximum interest rate for loans guaranteed, insured or made by the Veterans Administration as he finds the mortgage money market demands. This authority has been delegated by 38 CFR 2.6(b)(3) to the Chief Benefits Director, Deputy Chief Benefits Director, or person authorized to act for them. Recent market indicators—including the rate of discount charged by lenders on VA and Federal Housing Administration loans and the general increase in interest rates charged by lenders on conventional loans, have shown that the mortgage money market has become more restrictive. The maximum rates in effect for VA guaranteed loans have not been sufficiently competitive to induce private sector lenders to make VA guaranteed or insured loans without imposing substantial discounts. To assure a continuing supply of funds for home mortgages through the VA loan guaranty program, it has been determined that increases in the maximum permissible rates for both fixed rate and graduated payment mortgage loans are necessary. The increased return to the lender will make VA loans competitive with other available investments and assure a continuing supply of funds for guaranteed and insured mortgages.

Regulatory Flexibility Act/Executive Order 12291

Certifications

For the reasons discussed in the May 7, 1981 Federal Register (46 FR 25443), it has previously been determined that final regulations of this type which change the maximum interest rates for loans guaranteed, insured, or made pursuant to chapter 37 of title 38, United States Code, are not subject to the provisions of the Regulatory Flexibility Act, 5 U.S.C. 601-612.

These regulatory amendments have also been reviewed under the provisions of Executive Order 12291. The VA finds that they do not come within the definition of a "major rule" as defined in that Order. Also, the existing process of informal consultation among representatives within the Executive Office of the President, OMB, the VA and the Department of Housing and Urban Development has been determined to be adequate to satisfy the intent of this Executive Order for this category of regulations. This alternative consultation process will still permit timely rate adjustments with minimal risk of premature disclosure. In summary, this consultation process will fulfill the intent of the Executive Order

while still permitting compliance with statutory responsibilities for timely rate adjustments and a stable flow of mortgage credit at rates consistent with the market.

These final regulations come within exceptions to the general VA policy of prior publication of proposed rules as contained in 38 CFR 1.12. The publication of notice of a regulatory change in the maximum interest rates for VA guaranteed, insured, and direct home and condominium loans would create an acute shortage of mortgage funds pending the final rule publication date which would necessarily be more than 30 days after publication in proposed form. Accordingly, it has been determined that publication of proposed regulations prior to publication of final regulations is impracticable, unnecessary, and contrary to the public interest.

(Catalog of Federal Domestic Assistance Program numbers, 64.113 and 64.114)

List of Subjects in 38 CFR Part 36

Condominiums, Handicapped, Housing, Loan programs—housing and community development, Manufactured homes, Veterans.

These regulations are adopted under authority granted to the Administrator by sections 210(c), 1803(c)(1) and 1811(d)(1) of title 38, United States Code, and delegated to the undersigned by 38 CFR 2.6(b)(3). The regulations are clearly within that statutory authority and are consistent with Congressional intent.

The increases in the maximum interest rates are accomplished by amending § 36.4311 (a) and (b) and 36.4503(a) of title 38, Code of Federal Regulations.

Approved: June 7, 1983.

By direction of the Administrator.

Dorothy L. Starbuck,

Chief Benefits Director.

PART 36—LOAN GUARANTY

The Veterans Administration is amending 38 CFR Part 36 as set forth below:

1. In § 36.4311, paragraphs (a) and (b) are revised as follows:

§ 36.4311 Interest rates.

(a) Excepting loans guaranteed or insured pursuant to guaranty or insurance commitments issued by the Veterans Administration which specify an interest rate in excess of 12 per centum per annum, effective June 8, 1983, the interest rate on any home or condominium loan, other than a graduated payment mortgage loan,

guaranteed or insured wholly or in part on or after such date may not exceed 12 per centum per annum on the unpaid principal balance.

(38 U.S.C. 1803(c)(1))

(b) Excepting loans guaranteed or insured pursuant to guaranty or insurance commitments issued by the Veterans Administration which specify an interest rate in excess of 12 1/4 per centum per annum, effective June 8, 1983, the interest rate on any graduated payment mortgage loan guaranteed or insured wholly or in part on or after such date may not exceed 12 1/4 per centum per annum.

(38 U.S.C. 1803(c)(1))

2. In § 38.4503, paragraph (a) is revised as follows:

§ 38.4503 Amount and amortization.

(a) The original principal amount of any loan made on or after October 1, 1980, shall not exceed an amount which bears the same ratio to \$33,000 as the amount of the guaranty to which the veteran is entitled under 38 U.S.C. 1810 at the time the loan is made bears to \$27,500. This limitation shall not preclude the making of advances, otherwise proper, subsequent to the making of the loan pursuant to the provisions of § 38.4511. Except as to home improvement loans, loans made by the Veterans Administration shall bear interest at the rate of 12 percent per annum. Loans solely for the purpose of energy conservation improvements or other alterations, improvements, or repairs shall bear interest at the rate of 13 percent per annum.

(38 U.S.C. 1811(d) (1) and (2)(A))

[FR Doc. 83-15853 Filed 6-13-83; 8:45 am]

BILLING CODE 8320-01-M

POSTAL SERVICE

39 CFR Part 10

International Express Mail On-Demand Service to Brazil; Final Action

AGENCY: Postal Service.

ACTION: Final action on International Express Mail On-Demand Service to Brazil.

SUMMARY: Pursuant to agreement with the postal administration of Brazil, the Postal Service intends to begin International Express Mail On-Demand Service with Brazil at postage rates indicated in the table below. Service is scheduled to begin on July 15, 1983.

EFFECTIVE DATE: July 15, 1983.

FOR FURTHER INFORMATION CONTACT:

Leon W. Perlman [202] 245-4414.

SUPPLEMENTARY INFORMATION: By a notice published in the Federal Register on May 10, 1983 [48 FR 20949], the Postal Service announced that it was proposing to begin International Express Mail On-Demand Service to Brazil on July 15, 1983. Comments were invited on published rate tables, which were proposed amendments to the International Mail Manual (incorporated by reference in the Federal Register, 39 CFR 10.1), and which were to become effective on the date service began. No comments were received.

Accordingly, the Postal Service is confirming that it intends to begin International Express Mail On-Demand Service with Brazil on July 15, 1983 at the rates indicated in the table below.

List of Subjects in 39 CFR Part 10

Postal Service, Foreign relations.

BRAZIL INTERNATIONAL EXPRESS MAIL

On demand service ¹ up to and including	
Pounds	Rate
1	\$21.00
2	25.50
3	30.00
4	34.50
5	39.00
6	43.50
7	48.00
8	52.50
9	57.00
10	61.50
11	66.00
12	70.50
13	75.00
14	79.50
15	84.00
16	88.50
17	93.00
18	97.50
19	102.00
20	106.50
21	111.00
22	115.50
23	120.00
24	124.00
25	129.00
26	133.50
27	138.00
28	142.50
29	147.00
30	151.50
31	156.00
32	160.50
33	165.00
34	169.50
35	174.00
36	178.50
37	183.00
38	187.50
39	192.00
40	196.50
41	201.00
42	205.50
43	210.00
44	214.50
45	219.00
46	223.50
47	228.00
48	232.50
49	237.00
50	241.50

¹ Pickup is available under a Service Agreement for an added charge of \$5.60 for each pickup stop, regardless of the number of pieces picked up. Domestic and International Express Mail picked up together under the same Service Agreement incurs only one pickup charge.

A transmittal letter making these changes in the pages of the International Mail Manual will be published in the Federal Register as provided in 39 CFR 10.3 and will be transmitted to subscribers automatically.

(39 U.S.C. 401, 404, 407)

W. Allen Sanders,

Associate General Counsel, Office of General Law and Administration.

[FR Doc. 83-15848 Filed 6-13-83; 8:45 am]

BILLING CODE 7710-12-M

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 1

[OA-FRL-2377-2]

Statement of Organization and General Information

AGENCY: Environmental Protection Agency.

ACTION: Final rule.

SUMMARY: This document updates the statement of organization and general information to reflect the current organization of the U.S. Environmental Protection Agency.

EFFECTIVE DATE: June 14, 1983.

FOR FURTHER INFORMATION CONTACT:

Mr. William G. Hedling, Acting Director, Management and Organization Division, Office of Personnel and Organization, 202-382-5000.

List of Subjects in 40 CFR Part 1

Organization and functions (Government agencies).

Dated: May 27, 1983.

Samuel Schulhof,

Acting Assistant Administrator for Administration.

Part 1 of Title 40 of the Code of Federal Regulations is revised as follows:

PART 1—STATEMENT OF ORGANIZATION AND GENERAL INFORMATION

Subpart A—Introduction

Sec.

- 1.1 Creation and authority.
- 1.3 Purpose and functions.
- 1.5 Organization and general information.
- 1.7 Location of principal offices.

Subpart B—Headquarters

- 1.21 General.
- 1.23 Office of the Administrator.
- 1.25 Staff Offices.
- 1.26 Office of the Inspector General.
- 1.27 Office of Legal and Enforcement Counsel and General Counsel.

Sec.

- 1.28 Office of Policy and Resource Management.
- 1.29 Office of Administration.
- 1.30 Office of Air, Noise and Radiation.
- 1.31 Office of Pesticides and Toxic Substances.
- 1.32 Office of Research and Development.
- 1.33 Office of Solid Waste and Emergency Response.
- 1.34 Office of Water.

Subpart C—Field Installations

- 1.41 Regional Offices.

Authority: 5 U.S.C. 552.

Source: 43 FR 28479, June 30, 1978, unless otherwise noted.

Subpart A—Introduction**§ 1.1 Creation and authority.**

Reorganization Plan 3 of 1970, established the U.S. Environmental Protection Agency (EPA) in the executive branch as an independent Agency, effective December 2, 1970.

§ 1.3 Purpose and functions.

The U.S. Environmental Protection Agency permits coordinated and effective governmental action to assure the protection of the environment by abating and controlling pollution on a systematic basis. Reorganization Plan 3 of 1970 transferred to EPA a variety of research, monitoring, standard setting, and enforcement activities related to pollution abatement and control to provide for the treatment of the environment as a single interrelated system. Complementary to these activities are the Agency's coordination and support of research and anti-pollution activities carried out by State and local governments, private and public groups, individuals, and educational institutions. EPA reinforces efforts among other Federal agencies with respect to the impact of their operations on the environment.

§ 1.5 Organization and general information.

(a) The U.S. Environmental Protection Agency's basic organization consists of Headquarters and 10 Regional Offices. EPA Headquarters in Washington, D.C. maintains overall planning, coordination, and control of EPA programs. Regional Administrators head the Regional Offices and are responsible directly to the Administrator for the execution of the Agency's programs within the boundaries of their Regions.

(b) EPA's Directives System contains definitive statements of EPA's organization, policies, procedures, assignments of responsibility, and delegations of authority. Copies are available for public inspection and copying at the Management and Organization Division, 401 M Street

SW., Washington, D.C. 20460. Information can be obtained from the Office of Public Affairs at all Regional Offices.

(c) EPA conducts procurement pursuant to the Federal Property and Administrative Services Act, the Federal Procurement Regulations, and implementing EPA regulations.

§ 1.7 Location of principal offices.

(a) The EPA Headquarters is in Washington, D.C. The mailing address is 401 M Street SW., Washington, D.C. 20460.

(b) The addresses of (and States served by) the EPA Regional Offices (see 1.41) are:

(1) Region I, U.S. Environmental Protection Agency, Room 2203, John F. Kennedy Federal Building, Boston, Mass. 02203. (Connecticut, Maine, Massachusetts, New Hampshire, Rhode Island, and Vermont.)

(2) Region II, U.S. Environmental Protection Agency, Room 1009, 26 Federal Plaza, New York, N.Y. 10007. (New Jersey, New York, Puerto Rico, and the Virgin Islands.)

(3) Region III, U.S. Environmental Protection Agency, Curtis Building, Sixth and Walnut Street, Philadelphia, Pa. 19106. (Delaware, Maryland, Pennsylvania, Virginia, West Virginia, and the District of Columbia.)

(4) Region IV, U.S. Environmental Protection Agency, 345 Courtland Street NE., Atlanta, Ga. 30365. (Alabama, Florida, Georgia, Kentucky, Mississippi, North Carolina, South Carolina, and Tennessee.)

(5) Region V, U.S. Environmental Protection Agency, 230 South Dearborn Street, Chicago, Ill. 60604. (Illinois, Indiana, Michigan, Minnesota, Ohio and Wisconsin.)

(6) Region VI, U.S. Environmental Protection Agency, First International Building, 1201 Elm Street, Dallas, Tex. 75270. (Arkansas, Louisiana, New Mexico, Oklahoma, and Texas.)

(7) Region VII, U.S. Environmental Protection Agency, 324 E. 11th Street, Kansas City, MO. 64106. (Iowa, Kansas, Missouri, and Nebraska.)

(8) Region VIII, U.S. Environmental Protection Agency, Lincoln Tower, 1860 Lincoln Street, Denver, Colo. 80203. (Colorado, Montana, North Dakota, South Dakota, Utah, and Wyoming.)

(9) Region IX, U.S. Environmental Protection Agency, 215 Fremont Street, San Francisco, Calif. 94105. (Arizona, California, Hawaii, Nevada, American Samoa, Trust Territories of the Pacific Islands, Guam, Wake Island, and the Northern Marianas.)

(10) Region X, U.S. Environmental Protection Agency, 1200 Sixth Avenue,

Seattle, Wash. 98101. (Alaska, Idaho, Oregon, and Washington.)

Subpart B—Headquarters**§ 1.21 General.**

EPA Headquarters is comprised of (a) the Office of the Administrator; (b) nine staff offices which advise the Administrator on cross-cutting Agency issues and conduct programs with respect to EPA's interface with other national and international governmental organizations; (c) the Office of Inspector General; (d) two policy support offices, headed by Associate Administrators, responsible for advising the Administrator on EPA's legal and environmental policy matters; and (e) six operational offices, each headed by an Assistant Administrator, and responsible for carrying EPA's major environmental and administrative programs.

§ 1.23 Office of the Administrator.

The Environmental Protection Agency is headed by an Administrator who is appointed by the President, by and with the consent of the Senate. The Administrator is responsible to the President for providing overall supervision to the Agency, and is assisted by a Deputy Administrator also appointed by the President, by and with the consent of the Senate. The Deputy Administrator assists the Administrator in the discharge of Agency duties and responsibilities and serves as Acting Administrator in the absence of the Administrator.

§ 1.25 Staff offices.

(a) *Office of Administrative Law Judges.* The Office of Administrative Law Judges, under the supervision of the Chief Administrative Law Judge, is responsible for presiding over and conducting formal hearings, other hearings, and issuance of initial decisions, if appropriate, in such proceedings. The Office provides supervision of the Administrative Law Judges in certain Agency Regional Offices, who operate as a component of the Office of Administrative Law Judges. The Office provides the Agency Hearing Clerk.

(b) *Office of Civil Rights.* The Office of Civil Rights, under the supervision of a Director, serves as the principal adviser to the Administrator with respect to EPA's civil rights programs. The Office develops policies, procedures, and regulations to implement the Agency's civil rights responsibilities, and provides direction to Regional and field Directors of Civil Rights. The Office implements and

monitors the Agency's equal employment opportunity program; provides advice and guidance to EPA program officials and Regional Administrators on EEO matters; serves as advocate for furthering career opportunities for minorities and women; and processes complaints of discrimination for Agency's disposition. The office assures: (1) Maximum participation of minority business enterprises under EPA contracts and grants; (2) equal employment opportunity under Agency service contracts, construction contracts, and under Agency grants; (3) compliance with the Davis-Bacon Act and related acts; (4) compliance with the provisions of laws affecting Agency programs requiring nondiscrimination on account of age and physical handicap and; (5) that services or benefits dispensed under any program or activity receiving Agency financial assistance are dispensed on a nondiscrimination basis.

(c) *Office of Federal Activities.* The Office of Federal Activities under the supervision of a Director, develops and recommends policies for national programs addressing environmental problems arising from Federal facilities and federally or authorized activities. The office provides a clearinghouse mechanism for receiving inquiries or requests from Federal agencies for consultation and technical assistance and reviews other Federal agencies' policies and procedures for correcting environmental problems at Federal facilities. The Office develops policies and procedures for the processing of all environmental impact statements submitted to EPA and coordinates the review of impact statements having a high degree of national significance and develops policy and procedure for the preparations of impact statements on EPA's own activities.

(d) *Office of International Activities.* The Office of International Activities, under the supervision of a Director, develops policies and procedures for the direction of the Agency's international programs and activities, subject to U.S. foreign policy, and assures that adequate program, scientific, and legal inputs are provided. The office evaluates the Agency's international activities and makes appropriate recommendations to the Administrator and principal Agency officials on international environmental programs and issues. It serves as the Administrator's representative in contacts with the Department of State and other Federal agencies concerned with international affairs. The Office maintains liaison with all relevant

international organizations and provides representation where appropriate; negotiates arrangements or understandings relating to international cooperation with foreign organizations; coordinates Agency international contacts and commitments. The Office serves as the focal point for responding to requests for information relating to EPA international activities; and provides an initial point of contact for all foreign visitors. The Office establishes Agency foreign travel policy, approves annual plans for foreign travel and attendance at international conferences and events. It also provides administrative support for the general activities of the Executive Secretary of the U.S. side of the US-USSR/PRC environmental agreements; and of the U.S. Coordinator for the NATO Committee on the Challenges of Modern Society.

(e) *Office of Legislation.* The Office of Legislation, under the supervision of a Director, serves as the principal point of congressional contact with the Agency. The Office reviews and advises the Administrator and other Agency officials on all legislative proposals originating within or affecting the Agency. The Office prepares, reviews, and obtains clearance of proposed legislation and reports on legislation; performs legislative drafting services; coordinates preparation of testimony; and reviews transcripts of hearings. The Office maintains an effective liaison with the Congress on Agency actions of interest to the Congress and, as necessary, maintains liaison with Agency Regional and field officials, other government agencies, and public and private groups having an interest in legislative matters affecting the Agency and assures prompt response to the Congress on all inquiries relating to activities of the Agency.

(f) *Office of Intergovernmental Liaison.* The Office of Intergovernmental Liaison, under the supervision of a Director, is the principal point of contact with public interest groups representing State and local governments, and the principal source of advice and information for the Administrator on intergovernmental relations. The Office maintains liaison on intergovernmental issues with the White House and the Office of Management and Budget; identifies and seeks solutions to emerging intergovernmental issues; recommends and coordinates personal involvement by the Administrator and Deputy Administrator in relations with State, county and local government officials; coordinates and assists Headquarters and Regional

organizations in addressing intergovernmental issues.

(g) *Science Advisory Board.* The Science Advisory Board, under the direction of a Director, provides expert and independent advice to the Administrator on the scientific and technical issues facing the Agency. The Office advises on broad, scientific, technical and policy matters; assesses the results of specific research efforts; assists in identifying emerging environmental problems; and advises the Administrator on the cohesiveness and currency of the Agency's scientific programs.

(h) *Office of Small and Disadvantaged Business Utilization.* The Office of Small and Disadvantaged Business Utilization, under the supervision of a Director, is responsible for developing policy and procedures implementing the Agency's business utilization responsibilities. The Office provides information and assistance to components of the Agency's field offices responsible for carrying out related activities. The Office develops and implements a program to provide the maximum utilization of women-owned business enterprises in all aspects of EPA contract work; in collaboration with the Procurement and Contracts Management Division develops programs to stimulate and improve involvement of small and minority business enterprises; and provides technical advisers to assist designated Procurement Center Representatives of the Small Business Administration in their duties. The Office represents EPA at hearings, interagency meetings, conferences and other appropriate forums on matters related to the advancement of these cited business enterprises in EPA's Federal Contracting Program.

(i) *Office of Public Affairs.* The Office of Public Affairs, under the supervision of a Director, serves as Chief Agency spokesman and principal adviser to the Administrator, Deputy Administrator, and key officials on the Public Affairs aspects of the Agency's activities and programs. The Office provides policy direction, coordination and oversight for the Agency's consumer activities. In cooperation with Agency officials, it develops and implements public affairs strategies and plans; assures that adequate and timely responses are made to media-related inquiries; provides liaison and assistance to other agencies and groups; develops effective communications on behalf of the Agency with public groups; and provides program direction and professional review of the performance of public

affairs functions at the Regional Offices, laboratories and other field activities. The Office is responsible for providing direction to the Agency's community relations, public participation, and environmental education and information programs. The Office develops and publishes publications and other materials necessary to inform the general public, State and local governments, and concerned and/or affected groups about the Agency's missions. The Office supports, encourages and promotes public participation in the development, revision, and enforcement of environmental quality standards related to the Agency's program responsibilities.

§ 1.26 Office of the Inspector General.

The Office of the Inspector General assumes overall responsibility for audits and investigations relating to programs and operations of EPA. The Office provides leadership and coordination and recommends policies for other Agency activities designed to promote economy and efficiency and to prevent and detect fraud and abuse in such programs and operations. The Office of the Inspector General informs the Administrator, Deputy Administrator, and Congress of serious problems, abuses and deficiencies relating to EPA programs and operations, and of the necessity for and progress of corrective action, and reviews existing and proposed legislation and regulations to assess the impact on the administration of EPA's programs and operations. The Office recommends policies for, and conducts or coordinates relationships between the Agency and other Federal agencies, State and local government agencies, and nongovernmental entities with respect to all matters relating to the promotion of economy and efficiency in the administration of, or the prevention and detection of fraud and abuse in, programs and operations administered by the Agency.

§ 1.27 Office of Legal and Enforcement Counsel and General Counsel.

The Associate Administrator for Legal and Enforcement Counsel and General Counsel serves as primary legal adviser to the Administrator and principal adviser in matters pertaining to the enforcement of standards and regulations for environmental quality; provides policy direction to enforcement activities in water, air, noise, radiation, toxic substances, pesticides, and solid waste and emergency response programs.

(a) *Office of Deputy General Counsel.* The Deputy General Counsel, provides legal service to all of the organizational

elements of the Agency with respect to all programs and activities of the Agency; provides legal opinions, legal counsel, and litigation support; and assists in the formulation and administration of the Agency's policies and programs as legal adviser.

(b) *Office of Enforcement Counsel.* The Office of Enforcement Counsel provides the principal direction and review of civil enforcement activities for air, water, waste, pesticides, toxics, and radiation. The Office manages a national criminal enforcement program; ensures coordination of media office administrative compliance programs and civil and criminal enforcement activities; and provides technical expertise for enforcement activities, through the National Enforcement Investigations Center (NEIC), to Headquarters, Regions, and States.

(c) *Regional Counsel.* Regional Counsels in each of the ten Regional Offices operate as a component of the Office of Legal and Enforcement Counsel and General Counsel. The Regional Counsel serves as attorney-adviser to the Regional Administrator and program and administrative staffs. The Regional Counsel may also provide legal services to Agency activities located within his Region but not reporting to the Regional Administrator.

§ 1.28 Office of Policy and Resource Management.

The Associate Administrator for Policy and Resource Management serves as principal adviser to the Administrator on Agency policy and resource management issues and as such is responsible for supervision and management of the following activities, including: resources management; standards and regulations; and management systems evaluations. The Associate Administrator represents the Administrator with Congress and the Office of Management and Budget, and other Federal agencies prescribing requirements for conduct of government management activities.

(a) *Office of the Comptroller.* The Comptroller is responsible for the following: Designs and oversees the entire resource management process from issue formulation to execution; prepares EPA budget requests, appeals and materials for Congressional hearings as well as special requests; provides manuals, forms, tables and schedules in support of the annual budget process; and prepares an annual analytic agenda defining the major policy and resource issues facing the Agency. The Office coordinates the development of the Agency's Congressional budget justification and

testimony for the appropriations process, and monitors the progress of estimates through the Congressional phase. It assists and provides staff support to Congressional committees; assists program and Regional Offices in the formulation, review and modification of workload analysis models; coordinates development, review and approval of annual operating plans. The Office develops a wide range of budget policy determinations to support budget implementation; maintains an allocation, control and reporting system for all manpower and financial resources; provides ADP systems support to monitor budget trends and generate the numerous reports required to support the budget control, formulation and review functions; and provides all resource data, analyses and reports which are required or requested by Agency's officials, other Federal agencies, OMB, and the Congress.

(b) *Office of Policy Analysis.* The Director, will perform the following functions on an Agencywide basis: conducts economic evaluations of Agency programs, policies, standards and regulations, including the estimation of abatement costs, cost/benefit analyses, impact assessments, and monitoring of plant closings throughout the Nation; consults on and providing analytical assistance in the areas described above to senior policy and program officials and other offices in the Agency; performs coordination functions with respect to energy policy matters; evaluates Agency policies affecting energy development and use; and develops and recommends new policies in the energy area.

(c) *Office of Standards and Regulations.* The Director is responsible for the procedural management and substantive evaluation of the development process for Agency standards, regulations, and guidelines mandated by law, and otherwise scheduled for Federal Register publication, or designated by the Administrator. The Office coordinates the development and submission of selected statutory reports to the Congress. The Director serves concurrently as the Agency Reports Management Program Officer and is responsible for the direction of the Agencywide management program. The Office provides substantial review and approval of reporting requirements contained in Agency promulgated standards, and regulations; and of reporting requirements supporting information systems.

(d) *Office of Management Systems and Evaluation.* The Director directs and coordinates the development, implementation and administration of Agencywide systems for planning, tracking, and evaluating the accomplishment of Agency programs. In consultation with other offices, the Office develops a long-range policy framework for Agency goals and objectives, identifies strategies for achieving goals, establishes timetables for objectives, and ensures that programs are evaluated against their accomplishment of goals.

§ 1.29 Office of Administration.

The Assistant Administrator for Administration serves as the principal adviser to the Administrator in matters pertaining to administrative management and is responsible for the management and supervision of the following areas of responsibility, including: financial management and services, including developing and maintaining accounting systems; fiscal controls and systems for payroll and disbursements; control and monitoring of interagency agreements; grant policies and procedures; and contracting and procurement services. The Assistant Administrator is responsible for the development of personnel policies, procedures, and operations; development and conduct of programs for organization and management analysis; personnel and physical security; forms management; and Agency directives system. The Office of Administration supervises the management information systems development; automatic data processing management and operations; facilities and space management; Agency library system; records management; and the data systems information clearinghouse. The Assistant Administrator represents the Administrator in communications with the Office of Management and Budget, Office of Personnel Management, and other Federal agencies prescribing requirements for the conduct of Government fiscal, management, and administrative activities.

(a) *Office of Fiscal and Contracts Management.* The Office of Fiscal and Contracts Management, under the supervision of a Director, manages these recurring functions: financial management and related services, including development and maintenance of accounting systems, fiscal controls, and payroll and disbursements; Headquarters grant program administration, including development and implementation of grant policies, regulations, guidelines, and procedures

for processing and awarding grants for all grant programs; and contracting and procurement services. The Director supervises the performance of these assigned functions at Headquarters as well as at Agency field establishments, and coordinates financial matters with other Federal organizations as appropriate.

(b) *Office of Management Information and Support Services.* The Office of Management Information and Support Services, under the supervision of a Director, performs the following functions on an Agencywide basis: Management information systems development and coordination of its ADP applications; automatic data processing operations on a service bureau basis; facilities and space management; and coordinates the Agency Library system. The Office is also responsible for the technical supervision of comparable activities at Agency field establishments.

(c) *Office of Personnel and Organization.* The Office of Personnel and Organization, under the supervision of a Director, manages the following activities, including: development of Headquarters personnel and organization policies; management of personnel procedures and operations; conduct of studies of management systems and practices; ensures central control, review and assessment of proposed organizations, and coordinates Agency delegations of authority and other Agency directives; and supervises the Agency occupational safety and health responsibilities.

§ 1.30 The Office of Air, Noise, and Radiation.

The Assistant Administrator for Air, Noise, and Radiation serves as principal adviser to the Administrator in matters pertaining to air, radiation and noise programs, and is responsible for the management of these Agency programs, including: Program policy development and evaluation; environmental and pollution sources standards development; enforcement of standards; program policy guidance and overview, technical support or conduct of compliance activities and evaluation of Regional air and radiation program activities; development of programs for technical assistance and technology transfer; and selected demonstration programs.

(a) *Office of Mobile Sources.* The Office of Mobile Sources, under the supervision of a Director, is responsible for the mobile sources functions of the Agency. The Office is responsible for characterizing emissions from mobile sources and related fuels; developing

programs for their control, including assessment of the status of control technology and in use vehicle emissions; managing, in coordination with the Office of Legal and Enforcement Counsel and General Counsel regulatory compliance programs to ensure adherence of mobile sources to standards; and for fostering the development of State motor vehicles.

(b) *Office of Air Quality Planning and Standards.* The Office of Air Quality Planning and Standards, under the supervision of a Director, is responsible for developing national standards for air quality, emission standards for new stationary sources, and emission standards for hazardous pollutants; for developing national programs, technical policies, regulations, guidelines, and criteria for air pollution control; for assessing the national air pollution control program and the success in achieving air quality goals; for providing assistance to the States, industry and other organizations; for evaluating Regional programs with respect to State Implementation Plans and strategies, technical assistance, and resource requirements and allocations for air related programs; for developing and maintaining a national air programs data system, including air quality, emissions and other technical data; and for providing effective technology transfer through the translation of technological developments into improved control program procedures.

(c) *Office of Radiation Programs.* The Office of Radiation Programs, under the supervision of a Director, is responsible for the radiation activities of the Agency including development of radiation protection criteria, standards, and policies; measurement and control of radiation exposure; and research requirements for radiation programs. The Office provides technical assistance to States through Regional Offices and other agencies having radiation protection programs; establishes and directs a national surveillance and investigation program for measuring radiation on the general public and the environment; and maintains liaison with other public and private organizations involved in environmental radiation protection activities. The Office coordinates and assists the Office of Legal and Enforcement Counsel and General Counsel in enforcement activities where EPA has jurisdiction.

§ 1.31 Office of Pesticides and Toxic Substances.

(a) *Assistant Administrator for Pesticides and Toxic Substances.* The Assistant Administrator for Pesticides

and Toxic Substances serves as the principal adviser to the Administrator in matters pertaining to assessment and regulation of pesticides and toxic substances. The Assistant Administrator is responsible for managing the Agency's pesticides and toxic substances programs, and for promoting coordination of all Agency programs engaged in toxic substances activities; for establishing Agency strategies for implementation and integration of the pesticides and the toxic programs under applicable Federal statutes; for developing and operating Agency programs and policies for assessment and control of pesticides and toxic substances; for developing recommendations for Agency priorities for research, monitoring, regulatory, and information-gathering activities relating to pesticides and toxic substances; for developing scientific, technical, economic, and social data bases for the conduct of hazard assessments and evaluations in support of toxic substances enforcement programs; for providing toxic substances and pesticides program guidance to Regional Offices; and for monitoring, evaluating and assessing pesticides and toxic substances program operations in Headquarters and Regional Offices.

(b) *Office of Pesticide Programs.* The Office of Pesticide Programs, under the management of a Director, is responsible for leadership of the overall pesticide activities of the Agency, including the development of strategic plans for the control of the national environmental pesticide situation. Such plans are implemented by the Office of Pesticide Programs, other EPA components, other Federal agencies, or by State, local and private sectors. The Office is responsible for the establishment of tolerance levels for pesticide residues which occur in or on food; registration and re-registration of pesticides; special review of pesticides suspected of posing unreasonable risks to human health or the environment; monitoring of pesticide residue levels in food, humans, and nontarget fish and wildlife; preparation of pesticide registration guidelines; development of standards for the registration and re-registration of pesticide products; provision of program policy direction to technical and manpower training activities in the pesticides area; development of research needs and monitoring requirements for the pesticide program and related areas; review of impact statements dealing with pesticides; and carrying out of assigned international activities.

(c) *Office of Toxic Substances.* The Office of Toxic Substances, under the management of a Director, is responsible for the toxic substances activities of the Agency. The Office is responsible for developing and operating Agency programs and policies for assessment and control of toxic substances; developing recommendations for Agency priorities for research, monitoring, regulatory, and information gathering activities relating to toxic substances; developing scientific, technical, economic, and social data bases for the conduct of hazard assessments and evaluations in support of toxic substances activities. The Office is also responsible for coordinating communication with the industrial community on matters relating to implementation of TSCA and provides scientific and administrative staff support to the TSCA Interagency Testing Committee.

§ 1.32 Office of the Assistant Administrator for Research and Development.

The Assistant Administrator for Research and Development serves as the principal science adviser to the Administrator, and is responsible for the development, direction, and conduct of a national research, development and demonstration program in: Pollution sources, fate, and health and welfare effects; pollution prevention and control, and waste management and utilization technology; environmental sciences; and monitoring systems. The Office participates in the development of Agency policy, standards, and regulations and provides for dissemination of scientific and technical knowledge, including analytical methods, monitoring techniques, and modeling methodologies. The Office serves as coordinator for the Agency's policies and programs concerning carcinogenesis and related problems and assures appropriate quality control and standardization of analytical measurement and monitoring techniques utilized by the Agency. The Office exercises review and concurrence responsibilities on an Agencywide basis in all budgeting and planning actions involving monitoring which require Headquarters approval.

(a) *Office of Monitoring Systems of Quality Assurance.* The Office of Monitoring Systems and Quality Assurance, under the supervision of a Director, is responsible for planning, managing and evaluating a comprehensive program for: (1) Development and demonstration of techniques and methods to measure exposure and to relate ambient

concentrations to exposure by critical receptors; (2) research, development and demonstration of new monitoring methods, systems, techniques and equipment for detection, identification and characterization of pollutants at the source, and in the ambient environment, and for use as references or standard monitoring methods; (3) establishment, direction and coordination of Agencywide Quality Assurance Programs; and (4) development and provision of quality assurance methods, techniques and materials including validation and standardization of analytical methods, sampling, techniques, quality control methods, standard reference materials, and techniques for data collection, evaluation and interpretation. The Office identifies specific research, development, demonstration and service needs and priorities; establishes program policies and guidelines; develops program plans, including objectives and estimates or resources required to accomplish objectives; administers the approved program and activities; assigns approved program and activities; assigns program responsibility and resources to the laboratories; directs and supervises assigned laboratories in program administration; and conducts reviews of program progress and takes action as necessary to assure timeliness, quality and responsiveness of outputs.

(b) *Office of Environmental Engineering and Technology.* The Office of Environmental Engineering and Technology, under the supervision of the Director, is responsible for planning, managing and evaluating a comprehensive program for the: (1) Development and demonstration of cost-effective methods for control and management of operations with environmental impacts associated with the extraction, processing, conversion, and transportation of energy, minerals, and other resources; and with industrial processing and manufacturing facilities; (2) development and demonstration of cost-effective methods for the prevention or management of pollution discharge or waste disposal into the environment from public sector activities, including publicly-owned waste water and solid waste facilities; (3) improvement of drinking water supply and system operations, including improved understanding of water supply technology and water supply criteria. The Office develops program plans including objectives and justifies these resources, and, after receiving them, carries out the approved program and activities; (4) assigns objectives and

resources to the laboratories assigned to the Office. The Office conducts appropriate reviews to assure the quality, timeliness and responsiveness of outputs, and (5) analysis of the relative environmental and socio-economic impacts of energy, minerals, and other resource extraction, transportation, processing, conversion, and utilization systems, and of other industrial operations. The Office is the focal point for providing liaison with the rest of the Agency and with the Department of Energy on issues associated with energy development (excluding issues of research planning and implementation of the measurement, fate, and effects of energy pollutants that are conducted under the Interagency Energy/Environment Program), and liaison with the rest of the Agency on issues related to controlling pollution discharges.

(c) *Office of Environmental Processes and Effects Research.* The Office of Environmental Processes and Effects Research, under the supervision of the Director, is responsible for planning, managing, and evaluating a comprehensive research program to develop the scientific and technological methods and data necessary to understand ecological processes, and predict broad ecosystems impacts, and to manage the entry, movement, and fate of pollutants upon nonhuman organisms and ecosystems. The comprehensive program includes: (1) The development of organism and ecosystem level effect data needed for the establishment of standards, criteria or guidelines for the protection of nonhuman components of the environment and ecosystem integrity and the prevention of harmful human exposure to pollutants; (2) the development of methods to determine and predict the fate, transport, and environmental levels which may result in human exposure and exposure of nonhuman components of the environment, resulting from the discharge of pollutants, singly or in combination into the environment, including development of source criteria for protection of environmental quality; (3) the development and demonstration of methods for the control or management of adverse environmental impacts from agriculture and other rural nonpoint sources; (4) the development and demonstration of integrated pest management strategies for the management of agriculture and urban pests which utilize alternative biological, cultural and chemical controls; (5) the development of laboratory and field-scale screening tests to provide data

that can be used to predict the behavior of pollutants in terms of movement in the environment, accumulation in the food chain, effects on organisms, and broad ecosystem impacts; (6) coordination of interagency research, activities associated with the health and environmental impacts of energy production and use; and (7) development and demonstration of methods for restoring degraded ecosystem by means other than source control.

(d) *Office of Health Research.* The Office Health Research, under the supervision of the Director, is responsible for the management of planning, implementing, and evaluating a comprehensive, integrated human health research program which documents acute and chronic adverse effects to man from environmental exposure to pollutants and determines those exposures which have a potentially adverse effect on humans. The Office is responsible for criteria development and scientific assessments in support of the Agency's regulating and standard-setting activities. It develops methodology and conducts laboratory and field research studies; and develops interagency programs which effectively use pollutants. The Office is the Agency's focal point for providing liaison relative to human health effects and related human exposure issues (excluding issues related to the planning and implementation of research on the human health effects of energy pollutants that is conducted under the Interagency Energy/Environment Program). It responds to changing requirements of the Regions, program offices and other offices for priority technical assistance. In close coordination with Agency research and advisory committees, other agencies and offices, and interaction with academic and other independent scientific bodies, the Office develops health science policy for the Agency. Through these relationships and the scientific capabilities of its laboratories and Headquarters staffs, the Office provides a centrum for matters pertaining to the effects of human exposure to environmental pollutants.

§ 1.33 The Office of Solid Waste and Emergency Response.

The Assistant Administrator for Solid Waste and Emergency Response serves as the principal adviser to the Administrator in matters pertaining to solid waste and emergency response programs and shall be responsible for the management of these programs in the Agency including: Program policy development and evaluation;

development of appropriate hazards waste standards and regulations; ensuring compliance with applicable laws and regulations; program policy guidance and overview, technical support, and evaluation of Regional solid waste and emergency response activities; development of programs for technical, programmatic, and compliance assistance to States and local government; development of guidelines and standards for the land disposal of hazardous wastes; analyses on the recovery of useful energy from solid waste, and development and implementation of a program to respond to uncontrolled hazardous waste sites and spills (including oil spills).

(a) *Office of Waste Programs Enforcement.* The Office of Waste Programs Enforcements, under the supervision of a Director, provides program management and implements the policy developed by the Office of Legal and Enforcement Counsel and General Counsel for the solid waste and emergency/remedial response (hereafter referred to as "response") enforcement activities of the Agency. The Office supervises those enforcement activities and provides policy direction to Regional solid waste and response enforcement programs. It develops objectives, strategy, programs, and evaluation criteria for solid waste and response enforcement activities. These activities include the development of policy statements, procedures, regulations, guidelines, evaluation criteria, and compliance monitoring standards designed to bring about actions by the private sector and governmental bodies to control solid and hazardous waste problems affecting the environment, and human health.

(b) *Office of Solid Waste.* The Office of Solid Waste, under the supervision of a Director, is responsible for the solid waste activities of the Agency. The Office provides program policy direction to and evaluation of such activities throughout the Agency and establishes solid waste research requirements for EPA.

(c) *Office of Emergency and Remedial Response.* The Office of Emergency and Remedial Response, under the supervision of a Director, is responsible for the emergency and remedial response functions of the Agency. The Office is specifically responsible for: (1) Developing national strategy, programs, technical policies, regulations and guidelines for the control of abandoned hazardous waste sites, and response to and prevention of oil and hazardous substance spills; (2) providing direction, guidance, and support to the

Environmental Response Teams and overseeing their activities; (3) providing direction, guidance and support to the Agency's non-enforcement emergency and remedial response to environmental emergencies; (4) providing direction, guidance and support to the Agency's non-enforcement emergency and remedial response programs, including emergency and remedial responses to hazardous waste sites; (5) developing national accomplishment plans and resources; (6) scheduling the guidelines for program plans; (7) assisting in the training of personnel; (8) monitoring and evaluating the performance, progress, and fiscal status of the Regions in implementing emergency and remedial response program plans; (9) maintaining liaison with concerned public and private national organizations for emergency response; (10) supporting State emergency response programs; and (11) coordinating Office activities with other EPA programs.

§ 1.34 The Office of Water.

The Assistant Administrator for Water serves as the principal adviser to the Administrator in matters pertaining to water programs, and shall be responsible for the management of the water programs of the Agency, including: Program policy development and evaluation; environmental and pollution sources standards development; program policy guidance and overview, technical support, and evaluation of Regional water activities; the conduct of enforcement activities as they relate to water programs; development of programs for technical assistance and technology transfer; and development of selected demonstration programs.

(a) *Office of Water Enforcement.* The Office of Water Enforcement, under the supervision of a Director, implements program policy developed by the Office of Legal and Enforcement Counsel and General Counsel as it relates to the water and water supply enforcement activities of the Agency, including direct supervision of those enforcement activities reporting directly to the Office of Water Enforcement and technical program direction to the Regional water enforcement activities. The Office develops objectives and programs for water enforcement activities, including the development of procedures, regulatory material, guidelines, criteria, and policy statements designed to bring about actions by individuals, private enterprise, and governmental bodies to improve the quality of the water.

(b) *Office of Water Regulations and Standards.* The Office of Water Regulations and Standards, under the

supervision of Director, is responsible for the Agency's water regulations and standards functions. The Office is responsible for developing an overall program strategy for the achievement of water pollution abatement in cooperation with other appropriate program offices. The Office assures the coordination of all national water-related activities within this water program strategy, and monitors national progress toward the achievement of water quality goals and is responsible for the development of effluent guidelines and water quality standards, and other pollutant standards, regulations, and guidelines within the program responsibilities of the Office. It exercises overall responsibility for the development of effective State and Regional water quality regulatory control programs. The Office is responsible for the development and maintenance of a centralized water programs data system including compatible water quality, discharger, and program data files utilizing, but not displacing, files developed and maintained by other program offices. It is responsible for developing national accomplishment plans and resource and schedule guidelines for monitoring and evaluating the performance, progress, and fiscal status of the organization in implementing program plans. The Office represents EPA in activities with the Water Resources Council and other Federal agencies concerned with water quality regulations and standards.

(c) *Office of Water Program Operations.* The Office of Water Program Operations, under the supervision of Director, is responsible for the Agency's water program operations functions. The Office is responsible for developing national programs, technical policies, regulations, and guidelines for the municipal wastewater treatment construction grants program and for water quality management and control of pollution from point and nonpoint sources; for providing technical direction and support to Regional Offices and other organizations; and for evaluating Regional and State programs with respect to municipal point and nonpoint source abatement and control, and manpower development for water-related activities. The Office is responsible for developing national accomplishment plans and resource and schedule guidelines for program plans required of the Divisions; for monitoring and evaluating the performance, progress, and fiscal status of the divisions in implementing program plans.

(d) *Office of Drinking Water.* The Office of Drinking Water, under the supervision of a Director, is responsible for the water supply activities of the Agency, including the development of an implementation strategy which provides the national policy direction and coordination for the program. This Office establishes standards, develops regulations, policies, and guidelines for drinking water quality and treatment requisite to protect the public health and welfare and to protect existing and future groundwater sources of drinking water; provides guidance and technical information to State agencies, local utilities, and Federal facilities through the Regional Offices on program planning, and phasing; evaluates the national level of compliance with the regulations; plans and develops policy guidance for response to national, Regional, and local emergencies; reviews and evaluates, with Regional Offices, technical data for the designation of sole-source aquifers; designs a national program of public information to encourage citizens participation aimed at the goal, "Safe Drinking Water for all Americans"; provides program policy direction for technical assistance and manpower training activities in the water supply area; identifies research needs and develops monitoring requirements for the national water supply program; develops national accomplishment plans and resource schedule guidelines for monitoring and evaluating the program plans, and program performance, and fiscal status; develops program plans, and budget and program status reports for the water supply program; coordinates water supply activities with other Federal agencies as necessary; and serves as liaison with the National Drinking Water Advisory Council.

Subpart C—Field Installations

§ 1.41 Regional Offices.

Regional Administrators are responsible to the Administrator, within the boundaries of their Regions, for the execution of the Regional programs of the Agency and such other responsibilities as may be assigned, and serves as the Administrator's principal representative in the Regions in contacts and relationships with Federal, State, interstate and local agencies, industry, academic institutions, and other public and private groups. Regional Administrators are responsible for accomplishing national program objectives within the Regions as established by the Administrator, Deputy Administrator, Associate

Administrators, Assistant Administrators, and Heads of Headquarters Staff Offices. Regional Administrators develop, propose, and implement an approved Regional program for comprehensive and integrated environmental protection activities. Regional Administrators are responsible for total resource management in the Regions within guidelines provided by the Headquarters, and is responsible for translating technical program direction and evaluation, provided by the various Associate Administrators, Assistant Administrators and Heads of Headquarters Staff Offices, into effective operating programs at the Regional level, and assuring that such programs are executed efficiently. Regional Administrators exercise approval authority for proposed State standards and implementation plans; and provide for overall and specific evaluations of Regional programs, both internal and State activities.

[FR Doc. 83-15438 Filed 6-13-83; 8:45 am]
BILLING CODE 6560-50-M

GENERAL SERVICES ADMINISTRATION

41 CFR Part 101-41

[FPMR Amdt. G-61]

Transportation Documentation and Audit; Adjustments for Unfurnished or Unused Transportation Services or Accommodations, Unused Ticket Refund Procedures, and Commercial Forms and Procedures

AGENCY: General Services Administration.

ACTION: Final rule.

SUMMARY: This regulation amends the policy and procedures regarding adjustments made by carriers for unfurnished or unused transportation services or accommodations in connection with Government transportation. Stated policy regarding the types of adjustment, refunds or credits, is amended to include any other negotiable instruments. This will prohibit carriers from issuing documents such as Miscellaneous Charges Orders (MCO) to Government travelers, which is contrary to Government regulations. Instead of an MCO, carriers should issue a transportation refund application.

It further amends and clarifies agency accounting actions when outstanding refunds are referred to GSA. It permits Federal agencies to write off as uncollectable, delinquent SF 1170

receivables which are determined to be uncollectable through the means available to them.

This regulation also revises procedures governing the use of commercial forms and procedures. It relaxes the monetary limitations for single- and multi-parcel shipments via express, courier, small package, or similar carriers. The \$100 restriction on all other shipments remains unchanged. These revised procedures will permit Federal agencies to expand use of commercial forms and procedures when procuring transportation services and thereby reduce administrative costs and paperwork.

EFFECTIVE DATE: June 14, 1983.

FOR FURTHER INFORMATION CONTACT:

John W. Sandfort, Chief, Regulations, Procedures and Claims Branch, Office of Transportation Audits (202-786-3014).

SUPPLEMENTARY INFORMATION: The General Services Administration has determined that this rule is not a major rule for the purposes of Executive Order 12291 of February 17, 1981, because it is not likely to result in an annual effect on the economy of \$100 million or more; a major increase in costs to consumers or others; or significant adverse effects. The General Services Administration has based all administrative decisions underlying this rule on adequate information concerning the need for, and consequences of, this rule; has determined that the potential benefits to society from this rule outweigh the potential costs and has maximized the net benefits; and has chosen the alternative approach involving the least net cost to society.

List of Subjects in 41 CFR Part 101-41

Air carriers, Accounting, Claims, Freight, Freight forwarders, Government property management, Maritime carriers, Moving of household goods, Passenger services, Railroads, Transportation.

PART 101-41—[AMENDED]

Title 41, Part 101-41 of the Code of Federal Regulations is amended as follows:

Subpart 101-41.2—Passenger Transportation Services Furnished for the Account of the United States

1. Section 101-41.209-2 is revised to read as follows:

§ 101-41.209-2 Adjustments for unfurnished or unused transportation services or accommodations.

All adjustments for unfurnished or unused services in connection with Government transportation must be

processed through a Government agency. Travelers, issuing officers, or private individuals are not authorized to receive refunds, credits, or any other negotiable instruments for unfurnished services or unused tickets or portions thereof issued in exchange for GTR's. Carriers are accountable to the Government for refunds or adjustments improperly made to issuing officers or individuals traveling at Government expense. (See § 101-41.210 for procedures for collecting the value of unused or unfurnished services.)

2. Section 101-41.210-5 is revised to read as follows:

§ 101-41.210-5 Report of carrier failure to make refund on SF 1170 demands.

If, within 90 days from the date of issuance of SF 1170, the carrier has failed to make refund for unused transportation or to furnish a satisfactory explanation as to why no refund is due, the agency shall transmit the triplicate copy of the SF 1170 and all related correspondence to the General Services Administration (BWCPG) for appropriate action. An administrative agency may remove from its active accounts those debts referred to GSA in accordance with actions of this section. This shall be recorded in a manner sufficient to support its removal from agency accounting records.

Subpart 101-41.3—Freight Transportation Services Furnished for the Account of the United States

3. Section 101-41.304-2(b)(3) is revised to read as follows:

§ 101-41.304-2 Limited authority to use commercial forms and procedures.

• • • • •

(b) • • •

(3) The commercial forms and procedures authorized in § 101-41.304-2 are to be applied only to the following types of shipments:

(i) Shipments for which the transportation charges ordinarily do not exceed \$100 per shipment and the occasional exception does not exceed that monetary limitation by an unreasonable amount.

(ii) Single-parcel shipments via express, courier, small package, or similar carriers, without regard to shipping cost, if the parcel shipped weighs 70 pounds or less and does not exceed 108 inches in length and girth combined.

(iii) Multi-parcel shipments via express, courier, small package, or similar carriers for which the

transportation charges do not exceed \$250 per shipment.

(31 U.S.C. 3726 and section 205(c), 63 Stat. 390; 40 U.S.C. 486(c))

Dated: May 23, 1983.

Ray Kline,

Acting Administrator of General Services.

(FR Doc. 83-15946 Filed 6-13-83; 8:45 am)

BILLING CODE 6020-34-M

41 CFR Part 101-45

[FPMR Amdt. H-142]

Sale of Personal Property

AGENCY: General Services Administration.

ACTION: Final rule.

SUMMARY: The estimated proceeds dollar limitation at which holding agencies are permitted to sell small lots of property, after notification to the appropriate GSA regional office, was increased by GSA regulation. This dollar limitation increase has resulted in holding agencies conducting more small lot sales. This amendment provides holding agencies detailed instructions for conducting small lot sales.

EFFECTIVE DATE: June 14, 1983.

FOR FURTHER INFORMATION CONTACT: Milton Herman, Chief, Sales Management Branch, Sales Division, 703-557-0814.

SUPPLEMENTARY INFORMATION: The General Services Administration has determined that this rule is not a major rule for the purposes of E.O. 12291 of February 17, 1981, because it is not likely to result in an annual effect on the economy of \$100 million or more; a major increase in costs to consumers or others; or significant adverse effects. Therefore, a Regulatory Impact Analysis has not been prepared. GSA has based all administrative decisions underlying this rule on adequate information concerning the need for, and the consequence of, this rule; has determined that the potential benefits to society from this rule outweigh the potential costs and has maximized the net benefits; and has chosen the alternative approach involving the least net cost to society.

List of Subjects in 41 CFR Part 101-45

Government property management, Reporting requirements, Surplus government property.

PART 101-45—SALE, ABANDONMENT, OR DESTRUCTION OF PERSONAL PROPERTY

1. The authority citation for Part 101-45 reads as follows:

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

Subpart 101-45.3—Sale of Personal Property

2. Section 101-45.304-3 is revised as follows:

§ 101-45.304-3 Small lot sales.

Holding agencies are responsible for ensuring that sales of small lots of surplus personal property (see § 101-45.105-3) are conducted in accordance with this Part. Agencies conducting small lot sales must provide advance copies of the sales offering to the appropriate GSA regional sales office. Small lots of property shall be sold by informal sealed bid. This method of sale requires the submission of sealed written bids for public opening at a time and place designated.

(a) To advertise small lot sales, Optional Form (OF) 15, Poster, Sale of Government Property, may be mailed as a direct sales announcement or may be posted for display in prominent locations in public buildings. This mailing and/or posting should be completed at least 14 calendar days in advance of the sale. To obtain OF 15, a requisition in FEDSTRIP format should be submitted to the GSA regional office supporting the requesting activity. In addition to the required fill-in information, a statement should be entered on the bottom of OF 15 that the reverse side or attachment contains special provisions. These provisions or conditions of sale are listed below and must be entered on the reverse side or attachment of each OF 15 issued.

(1) To be considered responsive, bidders must submit written bids which include complete name, address, telephone number, signature, item number(s), item description(s), and bid price(s). Bids will be rejected that are not received by the time designated.

(2) Only certified forms of payment (cash, cashier's checks, certified checks, money orders, etc.) will be accepted. Full payment is required before removal of the property. The bidder is required to pay for any or all items awarded under this sale within 10 calendar days after date of award, and to remove the property within 15 calendar days after date of award by the Government.

(3) This offering is subject to the General Sale Terms and Conditions, Standard Form 114C, which is incorporated herein by reference.

(Copies of this form are on file at the office which issued the sales offerings and will be made available upon request.)

(b) Inspection of property by potential bidders should be permitted for at least 2 calendar days. To allow time for mailing bids, this inspection should be held 7 calendar days before the sale. A complete listing of the property being offered should be posted at the sales site during inspection. Property should be described in commercial terminology, as fully and accurately as possible, using the best information available to the Government.

(c) Upset prices are those prices that are prudent estimates of the worth of the property and shall be established in advance of sales for use in evaluating bids received. Normally, bids under the upset prices will not result in awards. Upset prices are confidential and must not be made known to prospective bidders.

(d) A complete abstract of bidders' names and bid prices must be maintained by item number to determine high bidders. The following statement, together with the signature and title of the employee conducting the sale, and the date of signature must appear on all abstracts of bids:

"I certify that I have personally opened and read all bids received, verified all entries on this abstract from those bids and find it correct."

(e) In the event of tie bids, a time and place shall be established for a drawing by lot and, if time permits, the bidders whose bids are tied shall be given an opportunity to be present at the drawing. Such drawing shall be witnessed by at least two persons, and the contract file shall contain the names and addresses of the witnesses.

(f) OF 16, Sales Slip, Sale of Government Personal Property, is a four-part form provided for simple documentation of sales, which is similar to cash receipts used by private retail stores. The form should be used as an invoice, cash receipt, permanent account record, and/or property release document as required by individual agency procedures. To obtain OF 16, a requisition in FEDSTRIP format should be submitted to the GSA regional office supporting the requesting activity.

(g) Holding agencies may notify successful bidders of their award either by telephone or mail. Payment and removal of property should be completed as specified on OF 15.

(h) Proceeds from the sale of surplus personal property shall be deposited into the U.S. Treasury as miscellaneous receipts. Agencies are authorized to

apply the proceeds from sale of exchange/sale property in whole or in part payment for similar items acquired for replacement purposes (see Part 101-46).

(i) The results of small lot sales shall be forwarded for review to the appropriate GSA regional sales office within 10 workdays of sales conclusion. This report should include copies of OF's 15 and 18, the abstract, and the property listing.

(j) Every effort should be made to sell property as a separate item or when appropriate as scrap before it is classified as having no commercial value. Property having no commercial value may be abandoned or destroyed (see Subpart 101-45.5).

(k) If necessary, further guidance may be obtained from the appropriate GSA regional sales office.

Dated: May 23, 1983.

Ray Kline,

Acting Administrator of General Services.

[FR Doc. 83-15001 6-13-83; 6:45 am]

BILLING CODE 6820-24-M

FEDERAL EMERGENCY MANAGEMENT AGENCY

44 CFR Part 70

[Docket No. FEMA-5909]

Letter of Map Amendment for the City of Phoenix, Arizona, Under National Flood Insurance Program

AGENCY: Federal Emergency Management Agency.

ACTION: Final rule, map correction.

SUMMARY: The Federal Emergency Management Agency (FEMA) published a list of communities for which maps identifying Special Flood Hazard Areas have been published. This list included the City of Phoenix, Arizona. It has been determined by the Associate Director, State and Local Programs and Support, after acquiring additional flood information and after further technical review of the Flood Insurance Rate Map for the City of Phoenix, Arizona, that certain property is not within the Special Flood Hazard Area.

This map amendment, by establishing that the subject property is not within the Special Flood Hazard Area, removes the requirement to purchase flood insurance for that property as a condition of Federal or federally related financial assistance for construction or acquisition purposes.

EFFECTIVE DATE: June 14, 1983.

FOR FURTHER INFORMATION CONTACT: Dr. Brian R. Mrazik, Chief, Engineering

Branch, Natural Hazards Division, Federal Emergency Management Agency, Washington, D.C. 20472 (202) 287-0230.

SUPPLEMENTARY INFORMATION: If a property owner was required to purchase flood insurance as a condition of Federal or federally related financial assistance for construction or acquisition purposes, and the lender now agrees to waive the property owner from maintaining flood insurance coverage on the basis of this map amendment, the property owner may obtain a full refund of the premium paid for the current policy year, provided that no claim is pending or has been paid on the policy in question during the same policy year. The premium refund may be obtained through the insurance agent or broker who sold the policy, or from the National Flood Insurance Program (NFIP) at: P.O. Box 34294, Bethesda, Maryland 20817, Telephone: (800) 638-6620.

The map amendments listed below are in accordance with § 70.7(a): Map No. 040051, Panel 0030B, published on October 6, 1980, in FR Volume 45, No. 195, Page 56116, indicates that the existing structures located on Lots 825, 828, 832, 842, 844, and 845 of Deer Valley Village, Unit 6, as recorded in Book 222, page 18, on April 9, 1980, in the Office of the Recorder of Maricopa County, Arizona, are located within the Special Flood Hazard Area.

Map No. 040051, Panel 0030B is hereby corrected to reflect that the existing structures located on the above-mentioned lots are not within the Special Flood Hazard Area identified on October 6, 1980. These structures are in Zone C.

Pursuant to the provisions of 5 U.S.C. 605(b), the Associate Director, State and Local Programs and Support, to whom authority has been delegated by the Director, Federal Emergency Management Agency, hereby certifies that this rule if promulgated will not have a significant economic impact on a substantial number of small entities. This rule provides routine legal notice of technical amendments made to designated Special Flood Hazard Areas on the basis of updated information and imposes no new requirements or regulations on participating communities.

List of Subjects in 44 CFR Part 70

Flood insurance, Flood plains.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 FR 17804, November 28, 1968), as amended; 42 U.S.C. 4001-4128; Executive Order 12127, 44 FR 19367; delegation of authority to Associate

Director, State and Local Programs and Support.)

Issued: May 17, 1983.

Dave McLoughlin,

Deputy Associate Director, State and Local Programs and Support.

[FR Doc. 83-15003 Filed 6-13-83; 8:45 am]

BILLING CODE 6718-03-M

44 CFR Part 70

[Docket No. FEMA-5909]

Letter of Map Amendment for the City of Gilroy, California, Under National Flood Insurance Program

AGENCY: Federal Emergency Management Agency.

ACTION: Final rule, map correction.

SUMMARY: The Federal Emergency Management Agency (FEMA) published a list of communities for which maps identifying Special Flood Hazard Areas have been published. This list included the City of Gilroy, California. It has been determined by the Associate Director, State and Local Programs and Support, after acquiring additional flood information and after further technical review of the Flood Insurance Rate Map for the City of Gilroy, California, that certain property is not within the Special Flood Hazard Area.

This map amendment, by establishing that the subject property is not within the Special Flood Hazard Area, removes the requirement to purchase flood insurance for the property as a condition of Federal or federally related financial assistance for construction or acquisition purposes.

EFFECTIVE DATE: June 14, 1983.

FOR FURTHER INFORMATION CONTACT: Mr. Brian R. Mrazik, Chief, Engineering Branch, Natural Hazards Division, Federal Emergency Management Agency, Washington, D.C. 20472 (202) 287-0230.

SUPPLEMENTARY INFORMATION: If a property owner was required to purchase flood insurance as a condition of Federal or federally related financial assistance for construction or acquisition purposes, and the lender now agrees to waive the property owner from maintaining flood insurance coverage on the basis of this map amendment, the property owner may obtain a full refund of the premium paid for the current policy year, provided that no claim is pending or has been paid on the policy in question during the same policy year. The premium refund may be obtained through the insurance agent or broker who sold the policy, or from the National Flood Insurance Program

(NFIP) at: P.O. Box 34294, Bethesda, Maryland 20817, Telephone (800) 638-6620.

The map amendments listed below are in accordance with § 70.7(a): Map No. 060340, Panel 0002C, published on October 6, 1980, in FR Volume 45, No. 195, Page 66117, indicates that the existing structures located on Lots 1 through 11, 16, and 17 of Miller Meadows, Tract No. 7078, Gilroy, California, recorded as Record No. 7328252 in Book 498 of Maps, Pages 11 and 12, in the Office of the Recorder, Santa Clara County, California, are located within the Special Flood Hazard Area.

Map No. 060340, Panel 0002C is hereby corrected to reflect that the existing structures located on the above-mentioned lots are not within the Special Flood Hazard Area identified on October 6, 1980. These structures are in Zone B.

Pursuant to the provisions of 5 U.S.C. 605(b), the Associate Director, State and Local Programs and Support, to whom authority has been delegated by the Director, Federal Emergency Management Agency, hereby certifies that this rule if promulgated will not have a significant economic impact on a substantial number of small entities. This rule provides routine legal notice of technical amendments made to designated Special Flood Hazard Areas on the basis of updated information and imposes no new requirements or regulations on participating communities.

List of Subjects in 44 CFR Part 70

Flood insurance, Flood plains.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 FR 17804, November 28, 1968), as amended; 42 U.S.C. 4001-4128; Executive Order 12127, 44 FR 19367; delegation of authority to Associate Director, State and Local Programs and Support)

Issued: May 17, 1983.

Dave McLoughlin,
Deputy Associate Director, State and Local Programs and Support.

[FR Doc. 83-15064 Filed 6-13-83; 8:45 am]

BILLING CODE 6718-03-M

44 CFR Part 70

[Docket No. FEMA-5909]

Letter of Map Amendment for Stanislaus County, California, Under National Flood Insurance Program

AGENCY: Federal Emergency Management Agency.

ACTION: Final rule, map correction.

SUMMARY: The Federal Emergency Management Agency (FEMA) published a list of communities for which maps identifying Special Flood Hazard Areas have been published. This list included Stanislaus County, California. It has been determined by the Associate Director, State and Local Programs and Support, after acquiring additional flood information and after further technical review of the Flood Insurance Rate Map for Stanislaus County, California, that certain property is not within the Special Flood Hazard Area.

This map amendment, by establishing that the subject property is not within the Special Flood Hazard Area, removes the requirement to purchase flood insurance for that property as a condition of Federal or federally related financial assistance for construction or acquisition purposes.

EFFECTIVE DATE: June 14, 1983.

FOR FURTHER INFORMATION CONTACT: Dr. Brian R. Mrazik, Chief, Engineering Branch, Natural Hazards Division, Federal Emergency Management Agency, Washington, D.C. 20472 (202) 287-0230.

SUPPLEMENTARY INFORMATION: If a property owner was required to purchase flood insurance as a condition of Federal or federally related financial assistance for construction or acquisition purposes, and the lender now agrees to waive the property owner from maintaining flood insurance coverage on the basis of this map amendment, the property owner may obtain a full refund of the premium paid for the current policy year, provided that no claim is pending or has been paid on the policy in question during the same policy year. The premium refund may be obtained through the insurance agent or broker who sold the policy, or from the National Flood Insurance Program (NFIP) at: P.O. Box 34294, Bethesda, Maryland 20817, Telephone: (800) 638-6620.

The map amendments listed below are in accordance with § 70.7(a): Map No. 060384, Panel 0725A, published on October 6, 1980, in FR Volume 45, No. 195, Page 66119, indicates that the existing structures located on Lots 1315, 1316, 1319, 1320, 1321, 1325, 1326, 1327, 1332, and those certain portions of Lots 1304 and 1308 described in the Deed recorded on February 17, 1949, in Volume 961, Page 159, Official Records of Stanislaus County, are located within the Special Flood Hazard Area.

Map No. 060384, Panel 0725A is hereby corrected to reflect that the existing structures located on the above-

mentioned lots are not within the Special Flood Hazard Area identified on October 6, 1980. These structures are in Zone B.

Pursuant to the provisions of 5 U.S.C. 605(b), the Associate Director, State and Local Programs and Support, to whom authority has been delegated by the Director, Federal Emergency Management Agency, hereby certifies that this rule if promulgated will not have a significant economic impact on a substantial number of small entities. This rule provides routine legal notice of technical amendments made to designated Special Flood Hazard Areas on the basis of updated information and imposes no new requirements or regulations on participating communities.

List of Subjects in 44 CFR Part 70

Flood insurance, Flood plains.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 FR 17804, November 28, 1968), as amended; 42 U.S.C. 4001-4128; Executive Order 12127, 44 FR 19367; delegation of authority to Associate Director, State and Local Programs and Support.)

Issued: May 17, 1983.

Dave McLoughlin,
Deputy Associate Director, State and Local Programs and Support.

[FR Doc. 83-15065 Filed 6-13-83; 8:45 am]

BILLING CODE 6718-03-M

44 CFR Part 70

[Docket No. FEMA-6306]

Letter of Map Amendment for the Town of Clarence, New York, Under National Flood Insurance Program

AGENCY: Federal Emergency Management Agency.

ACTION: Final rule, map correction.

SUMMARY: The Federal Emergency Management Agency (FEMA) published a list of communities for which maps identifying Special Flood Hazard Areas have been published. This list included the Town of Clarence, New York. It has been determined by the Associate Director, State and Local Programs and Support, after acquiring additional flood information and after further technical review of the Flood Insurance Rate Map (FIRM) for the Town of Clarence, New York, that certain property is not within the Special Flood Hazard Area.

This map amendment, by establishing that the subject property is not within the Special Flood Hazard Area, removes the requirement to purchase flood

insurance for that property as a condition of Federal or federally-related financial assistance for construction or acquisition purposes.

EFFECTIVE DATE: June 14, 1983.

FOR FURTHER INFORMATION CONTACT: Dr. Brian R. Mrazik, Acting Chief, Engineering Branch, Natural Hazards Division, Federal Emergency Management Agency, Washington, D.C. 20472 (202) 287-0230.

SUPPLEMENTARY INFORMATION: If a property owner was required to purchase flood insurance as a condition of Federal or federally-related financial assistance for construction or acquisition purposes, and the lender now agrees to waive the property owner from maintaining flood insurance coverage on the basis of this map amendment, the property owner may obtain a full refund of the premium paid for the current policy year, provided that no claim is pending or has been paid on the policy in question during the same policy year. The premium refund may be obtained through the insurance agent or broker who sold the policy, or from the National Flood Insurance Program (NFIP) at: P.O. Box 34294, Bethesda, Maryland 20034, Telephone: (800) 638-6620.

The map amendments listed below are in accordance with § 70.7(a): Map Number FIRM 360232, Panel Numbers 0011B and 0013B, published on May 20, 1982, in FR Volume 47, No. 98, Page 21801, indicate that Farmington Woods Subdivision, as described under Map Cover Number 2423, of the Land Records of Erie County, New York, is located within the Special Flood Hazard Area.

Map Number FIRM 360232, Panel Numbers 0011B and 0013B, are hereby corrected to reflect that existing structures located at Lots 26-29, 40-42, 56-64, 88, and 89 of the above-mentioned property are not within the Special Flood Hazard Area identified on April 1, 1982. The structures on Lots 26-29, 56-64, and 89 are in Zone C. The structures on Lots 40-42, and 88 are in Zone B.

Pursuant to the provisions of 5 U.S.C. 605(b), the Associate Director, State and Local Programs and Support to whom authority has been delegated by the Director, FEMA, hereby certifies that this rule, if promulgated, will not have a significant economic impact on a substantial number of small entities. This rule provides routine legal notice of technical amendments made to designated special flood hazard areas on the basis of updated information and imposes no new requirements or regulations on participating communities.

List of Subjects in 44 CFR Part 70

Flood insurance, Flood plains.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 FR 17804, November 28, 1968), as amended; 42 U.S.C. 4001-4128; Executive Order 12127, 44 FR 19367; delegation of authority to Associate Director, State and Local Programs and Support.)

Issued: May 11, 1983.

Dave McLoughlin,

Deputy Associate Director, State and Local Programs and Support.

[FR Doc. 83-15858 Filed 6-13-83; 8:45 am]

BILLING CODE 6718-03-M

44 CFR Part 70

[Docket No. FEMA-5909]

Letter of Map Amendment for Polk County, Oregon; Under National Flood Insurance Program

AGENCY: Federal Emergency Management Agency.

ACTION: Final rule, map correction.

SUMMARY: The Federal Emergency Management Agency (FEMA) published a list of communities for which maps identifying Special Flood Hazard Areas have been published. This list included Polk County, Oregon. It has been determined by the Associate Director, State and Local Programs and Support, after acquiring additional flood information and after further technical review of the Flood Insurance Rate Map for Polk County, Oregon, that certain property is not within the Special Flood Hazard Area.

This map amendment, by establishing that the subject property is not within the Special Flood Hazard Area, removes the requirement to purchase flood insurance for that property as a condition of Federal or federally-related financial assistance for construction or acquisition purposes.

EFFECTIVE DATE: June 14, 1983.

FOR FURTHER INFORMATION CONTACT: Dr. Brian R. Mrazik, Chief, Engineering Branch, Natural Hazards Division, Federal Emergency Management Agency, Washington, D.C. 20472 (202) 287-0230.

SUPPLEMENTARY INFORMATION: If a property owner was required to purchase flood insurance as a condition of Federal or federally related financial assistance for construction or acquisition purposes, and the lender now agrees to waive the property owner from maintaining flood insurance coverage on the basis of this map amendment, the property owner may

obtain a full refund of the premium paid for the current policy year, provided that no claim is pending or has been paid on the policy in question during the same policy year. The premium refund may be obtained through the insurance agent or broker who sold the policy, or from the National Flood Insurance Program (NFIP) at: P.O. Box 34294, Bethesda, Maryland 20817, Telephone: (800) 638-6620.

The map amendments listed below are in accordance with § 70.7(a): Map No. 410186A, Panel H&I14, published on October 6, 1980, in FR Volume 45, No. 195, Page 66124, indicates that the existing structures located on Lots 1 through 4 in Block 3, Town of Lincoln, Polk County, Oregon, also known as Tax Lot 600, in Section 29, Township 6 South, Range 3 West, Western Meridian, as shown on Assessor's Map 639, filed in the County Assessor's Office of Polk County, Oregon, are located within the Special Flood Hazard Area.

Map No. 410186A, Panel H&I14 is hereby corrected to reflect that the existing structures located on the above-mentioned lots are not within the Special Flood Hazard Area identified on October 6, 1980. These structures are in Zone C.

Pursuant to the provisions of 5 U.S.C. 605(b), the Associate Director, State and Local Programs and Support, to whom authority has been delegated by the Director, Federal Emergency Management Agency, hereby certifies that this rule if promulgated will not have a significant economic impact on a substantial number of small entities. This rule provides routine legal notice of technical amendments made to designated Special Flood Hazard Areas on the basis of update information and imposes no new requirements or regulations on participating communities.

List of Subjects in 44 CFR Part 70

Flood insurance, Flood plains.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 FR 17804, November 28, 1968), as amended; 42 U.S.C. 4001-4128; Executive Order 12127, 44 FR 19367; delegation of authority to Associate Director, State and Local Programs and Support.)

Issued: May 17, 1983.

Dave McLoughlin,

Deputy Associate Director, State and Local Programs and Support.

[FR Doc. 83-15854 Filed 6-13-83; 8:45 am]

BILLING CODE 6718-03-M

44 CFR Part 70

[Docket No. FEMA-5909]

Letter of Map Amendment for the Borough of Briar Creek, Pennsylvania; Under National Flood Insurance Program**AGENCY:** Federal Emergency Management Agency.**ACTION:** Final rule, map correction.

SUMMARY: The Federal Emergency Management Agency (FEMA) published a list of communities for which maps identifying Special Flood Hazard Areas have been published. This list included the Borough of Briar Creek, Pennsylvania. It has been determined by the Associate Director, State and Local Programs and Support, after acquiring additional flood information and after further technical review of the Flood Insurance Rate Map (FIRM) for the Borough of Briar Creek, Pennsylvania, that certain property is not within the Special Flood Hazard Area.

This map amendment, by establishing that the subject property is not within the Special Flood Hazard Area, removes the requirement to purchase flood insurance for that property as a condition of Federal or federally-related financial assistance for construction or acquisition purposes.

EFFECTIVE DATE: June 14, 1983.

FOR FURTHER INFORMATION CONTACT: Dr. Brian R. Mrazik, Acting Chief, Engineering Branch, Natural Hazards Division, Federal Emergency Management Agency, Washington, D.C. 20472 (202) 287-0230.

SUPPLEMENTARY INFORMATION: If a property owner was required to purchase flood insurance as a condition of Federal or federally-related financial assistance for construction or acquisition purposes, and the lender now agrees to waive the property owner from maintaining flood insurance coverage on the basis of this map amendment, the property owner may obtain a full refund of the premium paid for the current policy year, provided that no claim is pending or has been paid on the policy in question during the same policy year. The premium refund may be obtained through the insurance agent or broker who sold the policy, or from the National Flood Insurance Program (NFIP) at: P.O. Box 34294, Bethesda, Maryland 20034, Telephone: (800) 638-6620.

The map amendments listed below are in accordance with § 70.7(a): Map

Number FIRM 420340, Panel Number 0005B, published on October 8, 1980, in FR Volume 45, No. 195, Page 66040, indicates that the property described in Deed Book Volume 164, Page 86, Deed Book Volume 167, Page 354, and Deed Book Volume 287, Page 13, is located within the Special Flood Hazard Area.

Map Number FIRM 420340, Panel Number 0005B, is hereby corrected to reflect that the following structures of the above-mentioned property are not within the Special Flood Hazard Area identified on August 15, 1979.

1. The brick residence located on the property described in Deed Book Volume 287, Page 13.
2. The two and one-half story frame dwelling, the frame storage building and greenhouses 1, 2, 3, 6-13. All of the above structures are located on the property described in Deed Book Volume 164, Page 86, and Deed Book Volume 167, Page 354.

These structures are in Zone B and are illustrated on the drawing entitled "Plan Showing Area to be Removed from Floodway Fringe," as prepared by Charles B. Webb, P.E.

Pursuant to the provisions of 5 U.S.C. 605(b), the Associate Director, State and Local Programs and Support to whom authority has been delegated by the Director, FEMA, hereby certifies that this rule, if promulgated, will not have a significant economic impact on a substantial number of small entities. This rule provides routine legal notice of technical amendments made to designated special flood hazard areas on the basis of updated information and imposes no new requirements or regulations on participating communities.

List of Subjects in 44 CFR Part 70**Flood insurance, Flood plains.**

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 FR 17804, November 28, 1968), as amended; 42 U.S.C. 4001-4128; Executive Order 12127, 44 FR 19367; delegation of authority to Associate Director, State and Local Programs and Support)

Issued: May 11, 1983.

Dave McLoughlin,
Deputy Associate Director, State and Local Programs and Support.

[FR Doc. 83-15659 Filed 6-13-83; 8:45 am]

BILLING CODE 6718-03-M

44 CFR Part 70

[Docket No. FEMA-5909]

Letter of Map Amendment for the Township of Bristol, Pennsylvania; Under National Flood Insurance Program**AGENCY:** Federal Emergency Management Agency.**ACTION:** Final rule, map correction.

SUMMARY: The Federal Emergency Management Agency (FEMA) published a list of communities for which maps identifying Special Flood Hazard Areas have been published. This list included the Township of Bristol, Pennsylvania. It has been determined by the Associate Director, State and Local Programs and Support, after acquiring additional flood information and after further technical review of the Flood Insurance Rate Map (FIRM) for the Township of Bristol, Pennsylvania, that certain property is not within the Special Flood Hazard Area.

This map amendment, by establishing that the subject property is not within the Special Flood Hazard Area, removes the requirement to purchase flood insurance for that property as a condition of Federal or federally-related financial assistance for construction or acquisition purposes.

EFFECTIVE DATE: June 14, 1983.

FOR FURTHER INFORMATION CONTACT: Dr. Brian R. Mrazik, Acting Chief, Engineering Branch, Natural Hazards Division, Federal Emergency Management Agency, Washington, D.C. 20472 (202) 287-0230.

SUPPLEMENTARY INFORMATION: If a property owner was required to purchase flood insurance as a condition of Federal or federally-related financial assistance for construction or acquisition purposes, and the lender now agrees to waive the property owner from maintaining flood insurance coverage on the basis of this map amendment, the property owner may obtain a full refund of the premium paid for the current policy year, provided that no claim is pending or has been paid on the policy in question during the same policy year. The premium refund may be obtained through the insurance agent or broker who sold the policy, or from the National Flood Insurance Program (NFIP) at: P.O. Box 34294, Bethesda, Maryland 20034, Telephone: (899) 638-6620.

The map amendments listed below

are in accordance with § 70.7(a): Map Number FIRM 420984, Panel Number 0005B, published on October 6, 1980 in FR Volume 45 No. 195, Page 66040, indicates that 11 Meadow Lane, as described in Deed Book Volume 2392, Page 697, of the Land Records of Bucks County, Pennsylvania, is located within the Special Flood Hazard Area.

Map Number FIRM 420984, Panel Number 0005B, is hereby corrected to reflect that existing structure located at 11 Meadow Lane of the above-mentioned property is not within the Special Flood Hazard Area identified on September 28, 1978. This structure is in Zone C.

Pursuant to the provisions of 5 U.S.C. 605(b) the Associate Director, State and Local Programs and Support to whom authority has been delegated by the Director, FEMA, hereby certifies that this rule, if promulgated, will not have a significant economic impact on a substantial number of small entities. This rule provides routine legal notice of technical amendments made to designated special flood hazard areas on the basis of updated information and imposes no new requirements or regulations on participating communities.

List of Subjects in 44 CFR Part 70

Flood insurance, Flood plains.

[National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 FR 17804, November 28, 1968), as amended; 42 U.S.C. 4001-4128; Executive Order 12127, 44 FR 19367; delegation of authority to Associate Director, State and Local Programs and Support]

Issued: May 23, 1983.

Dave McLoughlin,

Deputy Associate Director, State and Local Programs and Support.

[FR Doc. 83-15855 Filed 6-13-83; 8:45 am]

BILLING CODE 6718-03-M

44 CFR Part 70

[Docket No. FEMA-6480]

Letter of Map Amendment for Shelby County, Tennessee, Under National Flood Insurance Program

AGENCY: Federal Emergency Management Agency.

ACTION: Final rule, map correction.

SUMMARY: The Federal Emergency Management Agency published a list of communities for which maps identifying Special Flood Hazard Areas have been published. This list included Shelby County, Tennessee. It has been determined by the Associate Director, State and Local Programs and Support

after acquiring additional flood information and after further technical review of the Flood Insurance Rate Map for Shelby County, Tennessee, that certain property is not within the Special Flood Hazard Area.

This map amendment, by establishing that the subject property is not within the Special Flood Hazard Area, removes the requirement to purchase flood insurance for that property as a condition of Federal or federally-related financial assistance for construction or acquisition purposes.

EFFECTIVE DATE: June 14, 1983.

FOR FURTHER INFORMATION CONTACT:

Dr. Brian R. Mrazik, Acting Chief, Engineering Branch, Natural Hazards Division, Federal Emergency Management Agency, Washington, D.C. 20472 (202) 287-0230.

SUPPLEMENTARY INFORMATION: If a property owner was required to purchase flood insurance as a condition of Federal or federally-related financial assistance for construction or acquisition purposes, and the lender now agrees to waive the property owner from maintaining flood insurance coverage on the basis of this map amendment, the property owner may obtain a full refund of the premium paid for the current policy year, provided that no claim is pending or has been paid on the policy in question during the same policy year. The premium refund may be obtained through the insurance agent or broker who sold the policy, or from the National Flood Insurance Program (NFIP) at: P.O. Box 34294, Bethesda, Maryland 20034; Phone Toll Free (800) 638-6620.

The map amendments listed below are in accordance with § 70.7(a):

Map Number 470214, Panel 0160B, published on January 7, 1983 in 48 FR 794 indicates that the Mendenhall Business Park in Shelby County, Tennessee, as recorded in Plat Book 84, Page 34, in the Office of the Register of Shelby County, Tennessee, and being further described on the certified "as-built" Grading and Drainage Plan by the Hart Engineering Co., dated December 20, 1982 is located within the Special Flood Hazard Area.

Map Number 470214, Panel 0160B is hereby corrected to reflect that Lots 1 and 2 of Section A and Lots 12-15 of Section B are not within the Special Flood Hazard Area identified on December 1, 1982. These lots are located in Zone B.

Pursuant to the provisions of 5 U.S.C. 605(b), the Associate Director, State and Local Programs and Support, to whom authority has been delegated by the Director, Federal Emergency Management Agency, hereby certifies

that this rule if promulgated, will not have a significant economic impact on a substantial number of small entities. This rule provides routine legal notice of technical amendments made to designated special flood hazard areas on the basis of updated information and imposes no new requirements or regulations on participating communities.

List of Subjects in 44 CFR Part 70

Flood insurance, Flood plains.

[National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 FR 17804, November 28, 1968), as amended; 42 U.S.C. 4001-4128; Executive Order 12127, 44 FR 19367; delegation of authority to Associate Director, State and Local Programs and Support]

Issued: May 27, 1983.

Dave McLoughlin,

Deputy Associate Director, State and Local Programs and Support.

[FR Doc. 83-15856 Filed 6-13-83; 8:45 am]

BILLING CODE 6718-03-M

44 CFR Part 70

[Docket No. FEMA-5909]

Letter of Map Amendment for Harris County, Texas, Under National Flood Insurance Program

AGENCY: Federal Emergency Management Agency.

ACTION: Final rule, map correction.

SUMMARY: The Federal Emergency Management Agency (FEMA) published a list of communities for which maps identifying Special Flood Hazard Areas have been published. This list included Harris County, Texas. It has been determined by the Associate Director, State and Local Programs and Support, after acquiring additional flood information and after further technical review of the Flood Insurance Rate Map (FIRM) for Harris County, Texas, that certain property is not within the Special Flood Hazard Area.

This map amendment, by establishing that the subject property is not within the Special Flood Hazard Area, removes the requirement to purchase flood insurance for that property as a condition of Federal or federally related financial assistance for construction or acquisition purposes.

EFFECTIVE DATE: June 14, 1983.

FOR FURTHER INFORMATION CONTACT:

Dr. Brian R. Mrazik, Acting Chief, Engineering Branch, Natural Hazards Division, Federal Emergency Management Agency, Washington, D.C. 20472. (202) 287-0230.

SUPPLEMENTARY INFORMATION: If a property owner was required to purchase flood insurance as a condition of Federal or federally-related financial assistance for construction or acquisition purposes, and the lender now agrees to waive the property owner from maintaining flood insurance coverage on the basis of this map amendment, the property owner may obtain a full refund of the premium paid for the current policy year, provided that no claim is pending or has been paid on the policy in question during the same policy year. The premium refund may be obtained through the insurance agent or broker who sold the policy, or from the National Flood Insurance Program (NFIP) at: P.O. Box 34294, Bethesda, Maryland 20034. Telephone: (800) 638-6620.

The map amendments listed below are in accordance with § 70.7(a):

Map Number FIRM 480287, Panel Number 0275, published on 10/08/80 in FR Volume 45, No. 195, page 66098, indicates that portions of Raintree Village Subdivision, as recorded in Volume 314, Page 127 of the Map Records in the Office of the Clerk, Harris County, Texas, are located within the Special Flood Hazard Area.

Map Number FIRM 480287, Panel Number 0275D, is hereby corrected to reflect that Raintree Village Subdivision as described above are not within the Special Flood Hazard Area identified on March 30, 1982. These structures are in Zone C.

Pursuant to the provisions of 5 U.S.C. 605(b), the Associate Director, State and Local Programs and Support to whom authority has been delegated by the Director, FEMA, hereby certifies that this rule, if promulgated, will not have a significant economic impact on a substantial number of small entities. This rule provides routine legal notice of technical amendments made to designated special flood hazard areas on the basis of updated information and imposes no new requirements or regulations on participating communities.

List of Subjects in 44 CFR Part 70

Flood insurance, Flood plains.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 FR 17804, November 28, 1968), as amended; 42 U.S.C. 4001-4128; Executive Order 12127, 44 FR 19367; delegation of authority to Associate Director, State and Local Programs and Support)

Issued: May 17, 1983.

Dave McLoughlin,

Deputy Associate Director, State and Local Programs and Support.

[FR Doc. 83-15857 Filed 6-13-83; 8:45 am]

BILLING CODE 6718-03-M

44 CFR Part 70

[Docket No. FEMA-6354]

Letter of Map Amendment for the City of Centralia, Washington, Under National Flood Insurance Program

AGENCY: Federal Emergency Management Agency.

ACTION: Final rule, map correction.

SUMMARY: The Federal Emergency Management Agency (FEMA) published a list of communities for which maps identifying Special Flood Hazard Areas have been published. This list included the City of Centralia, Washington. It has been determined by the Associate Director, State and Local Programs and Support, after acquiring additional flood information and after further technical review of the Flood Insurance Rate Map for the City of Centralia, Washington, that certain property is not within the Special Flood Hazard Area.

This map amendment, by establishing that the subject property is not within the Special Flood Hazard Area, removes the requirement to purchase flood insurance for that property as a condition of Federal or federally related financial assistance for construction or acquisition purposes.

EFFECTIVE DATE: June 14, 1983.

FOR FURTHER INFORMATION CONTACT:

Dr. Brian R. Mrazik, Acting Chief, Engineering Branch, Natural Hazards Division, Federal Emergency Management Agency, Washington, D.C. 20472, (202) 287-0230.

SUPPLEMENTARY INFORMATION: If a property owner was required to purchase flood insurance as a condition of Federal or federally related financial assistance for construction or acquisition purposes, and the lender now agrees to waive the property owner from maintaining flood insurance coverage on the basis of this map amendment, the property owner may obtain a full refund of the premium paid for the current policy year, provided that no claim is pending or has been paid on the policy in question during the same policy year. The premium refund may be obtained through the insurance agent or broker who sold the policy, or from the National Flood Insurance Program (NFIP) at: P.O. Box 34294, Bethesda,

Maryland 20817. Telephone: (800) 638-6620.

The map amendments listed below are in accordance with § 70.7(a):

Map No. 530103, Panel 0001B, published on July 13, 1982, in 47 FR 30250, indicates that the existing structure located on the West 15 feet of Lot 4 and East 60 feet of Lot 5, Block 1, Percy Noel's Addition, as recorded in Volume 4 of Plats, page 67, records of Lewis County, Washington, is located within the Special Flood Hazard Area.

Map No. 530103, Panel 0001B is hereby corrected to reflect that the existing structure located on the above-mentioned lots is not within the Special Flood Hazard Area identified on July 13, 1982. This structure is in Zone B.

Pursuant to the provisions of 5 U.S.C. 605(b), the Associate Director, State and Local Programs and Support, to whom authority has been delegated by the Director, Federal Emergency Management Agency, hereby certifies that this rule if promulgated will not have a significant economic impact on a substantial number of small entities. This rule provides routine legal notice of technical amendments made to designated Special Flood Hazard Areas on the basis of updated information and imposes no new requirements or regulations on participating communities.

List of Subjects in 44 CFR Part 70

Flood insurance, Flood plains.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 FR 17804, November 28, 1968), as amended; 42 U.S.C. 4001-4128; Executive Order 12127, 44 FR 19367; Delegation of authority to Associate Director, State and Local Programs and Support)

Issued: May 27, 1983.

Dave McLoughlin,

Deputy Associate Director, State and Local Programs and Support.

[FR Doc. 83-15860 Filed 6-13-83; 8:45 am]

BILLING CODE 6718-03-M

44 CFR Part 70

[Docket No. FEMA-6459]

Letter of Map Amendment for the City of Cosmopolis, Washington; Under National Flood Insurance Program

AGENCY: Federal Emergency Management Agency.

ACTION: Final rule, map correction.

SUMMARY: The Federal Emergency Management Agency (FEMA) published a list of communities for which maps

identifying Special Flood Hazard Areas have been published. This list included the City of Cosmopolis, Washington. It has been determined by the Associate Director, State and Local Programs and Support, after acquiring additional flood information and after further technical review of the Flood Insurance Rate Map for the City of Cosmopolis, Washington, that certain property is not within the Special Flood Hazard Area.

This map amendment, by establishing that the subject property is not within the Special Flood Hazard Area, removes the requirement to purchase flood insurance for that property as a condition of Federal or federally related financial assistance for construction or acquisition purposes.

EFFECTIVE DATE: June 14, 1983.

FOR FURTHER INFORMATION CONTACT: Dr. Brian R. Mrazik, Chief, Engineering Branch, Natural Hazards Division, Federal Emergency Management Agency, Washington, D.C. 20472, (202) 287-0230.

SUPPLEMENTARY INFORMATION: If a property owner was required to purchase flood insurance as a condition of Federal or federally related financial assistance for construction or acquisition purposes, and the lender now agrees to waive the property owner from maintaining flood insurance coverage on the basis of this map amendment, the property owner may obtain a full refund of the premium paid for the current policy year, provided that no claim is pending or has been paid on the policy in question during the same policy year. The premium refund may be obtained through the insurance agent or broker who sold the policy, or from the National Flood Insurance Program (NFIP) at: P.O. Box 34294, Bethesda, Maryland 20817, Telephone: (800) 638-6620.

The map amendments listed below are in accordance with § 70.7(a):

Map No. 530059, Panel 0001B, published on December 6, 1982, in FR Volume 47, No. 234, Page 54217, indicates that the existing structures located on Lots 6, 7, 8, 9, and 10, Block 18, Corrected Plat of the City of Cosmopolis, as per plat recorded in Volume 1 of Plats, page 35, Records of Grays Harbor County, Washington, are located within the Special Flood Hazard Area.

Map No. 530059, Panel 0001B is hereby corrected to reflect that the existing structures located on the above-mentioned lots are not within the Special Flood Hazard Area identified on

December 6, 1982. These structures are in Zone C.

Pursuant to the provisions of 5 U.S.C. 605(b), the Associate Director, State and Local Programs and Support, to whom authority has been delegated by the Director, Federal Emergency Management Agency, hereby certifies that this rule if promulgated will not have a significant economic impact on a substantial number of small entities. This rule provides routine legal notice of technical amendments made to designated Special Flood Hazard Areas on the basis of updated information and imposes no new requirements or regulations on participating communities.

List of Subjects in 44 CFR Part 70

Flood insurance, Flood plains.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 FR 17804, November 28, 1968), as amended; 42 U.S.C. 4001-4128; Executive Order 12127, 44 FR 19367; delegation of authority to Associate Director, State and Local Programs and Support)

Issued May 17, 1983.

Dave McLoughlin,

Deputy Associate Director, State and Local Programs and Support.

(FR Doc. 83-15661 Filed 6-13-83; 8:45 am)

BILLING CODE 6718-03-M

44 CFR Part 70

[Docket No. FEMA-5909]

Letter of Map Amendment for County of Marathon, Wisconsin; Under National Flood Insurance Program

AGENCY: Federal Emergency Management Agency.

ACTION: Final rule, map amendment.

SUMMARY: The Federal Emergency Management Agency published a list of communities for which maps identifying Special Flood Hazard Areas have been published. This list included Marathon County, Wisconsin. It has been determined by the Associate Director, State and Local Programs and Support after acquiring additional flood information and after further technical review of the Flood Insurance Rate Map for Marathon County, Wisconsin that certain property is not within the Special Flood Hazard Area.

This map amendment, by establishing that the subject property is not within the Special Flood Hazard Area, removes the requirement to purchase flood insurance for that property as a

condition of Federal or federally related financial assistance for construction or acquisition purposes.

EFFECTIVE DATE: June 14, 1983.

FOR FURTHER INFORMATION CONTACT: Mr. John T. Anderson, Regional Director, Federal Emergency Management Agency, 300 South Wacker Drive, 24th Floor, Chicago, Illinois 60606, (312) 353-1500.

SUPPLEMENTARY INFORMATION: If a property owner was required to purchase flood insurance as a condition of Federal or federally-related financial assistance for construction or acquisition purposes, and the lender now agrees to waive the property owner from maintaining flood insurance coverage on the basis of this map amendment, the property owner may obtain a full refund of the premium paid for the current policy year, provided that no claim is pending or has been paid on the policy in question during the same policy year. The premium refund may be obtained through the insurance agent or broker who sold the policy, or from the National Flood Insurance Program (NFIP) at: P.O. Box 34294, Bethesda, Maryland 20034, Phone: (800) 638-6620.

The map amendments listed below are in accordance with § 70.7(a):

Map Number 550245, Panel 0375B published on October 6, 1980, in 45 FR 66089 indicates that Lots Twenty-five (25) and Twenty-six (26) of Jay Bee Park North Addition in the Town of Kronenweiter, Recorded Document Number 764331 on Page 114 of Volume 312 and as Document Number 779607 on Page 628 of Volume 332 in the Office of the Recorder of Marathon County, Wisconsin is located within the Special Flood Hazard Area.

Map Number 550245, Panel 0375B is hereby corrected to reflect that the structure located on the above-mentioned property is not located within the Special Flood Hazard Area identified on August 3, 1981. The structure is located in Zone C.

Pursuant to the provisions of 5 U.S.C. 605(b), the Associate Director, State and Local Programs and Support, to whom authority has been delegated by the Director, Federal Emergency Management Agency, hereby certifies that this rule if promulgated will not have a significant economic impact on a substantial number of small entities. This rule provides routine legal notice of technical amendments made to designated special flood hazard areas on the basis of updated information and

imposes no new requirements or regulations on participating communities.

List of Subjects in 44 CFR Part 70.

Flood insurance, Flood plains.

(National Flood Insurance Act of 1968 [Title XIII of Housing and Urban Development Act of 1968], effective January 28, 1969 (33 FR 17804, November 28, 1968), as amended; 42 U.S.C. 4001-4128; Executive Order 12127, 44 FR 19367; delegation of authority to Associate Director, State and Local Programs and Support)

Issued: May 27, 1983.

Dave McLoughlin,
Deputy Associate Director, State and Local
Programs and Support.

[FR Doc. 83-15862 Filed 6-13-83; 8:45 am]

BILLING CODE 6718-03-M

44 CFR Part 70

[Docket No. FEMA-5909]

Letter of Map Amendment for the City of Aurora, Colorado, Under National Flood Insurance Program

AGENCY: Federal Emergency
Management Agency.

ACTION: Final rule, map correction.

SUMMARY: The Federal Emergency Management Agency (FEMA) published a list of communities for which maps identifying Special Flood Hazard Areas have been published. This list included the City of Aurora, Colorado. It has been determined by the Associate Director, State and Local Programs and Support, after acquiring additional flood information and after further technical review of the Flood Insurance Rate Map for the City of Aurora, Colorado, that certain property is not within the Special Flood Hazard Area.

This map amendment, by establishing that the subject property is not within the Special Flood Hazard Area, removes the requirement to purchase flood insurance for that property as a condition of Federal or federally related financial assistance for construction or acquisition purposes.

EFFECTIVE DATE: June 14, 1983.

FOR FURTHER INFORMATION CONTACT: Dr. Brian R. Mrazik, Acting Chief, Engineering Branch, Natural Hazards Division, Federal Emergency Management Agency, Washington, D.C. 20472 (202) 287-0230.

SUPPLEMENTARY INFORMATION: If a property owner was required to purchase flood insurance as a condition of Federal or federally related financial assistance for construction or acquisition purposes, and the lender now agrees to waive the property owner from maintaining flood insurance

coverage on the basis of this map amendment, the property owner may obtain a full refund of the premium paid for the current policy year, provided that no claim is pending or has been paid on the policy in question during the same policy year. The premium refund may be obtained through the insurance agent or broker who sold the policy, or from the National Flood Insurance Program (NFIP) at: P.O. Box 34294, Bethesda, Maryland 20817, Telephone: (800) 638-6620.

The map amendments listed below are in accordance with § 70.7(a): Map No. 080002, Panel 0015B, published on October 6, 1980, in 45 FR 66109, indicates that the existing structures 158 through 173 of Sunstone Subdivision Filing No. 1, Aurora, Colorado, filed for record in the Office of the County Clerk and Recorder of Arapahoe County, Colorado, on August 31, 1982, at pages 12 and 13, in Book 58, as Reception No. 2199723, are located within the Special Flood Hazard Area.

Map No. 080002, Panel 0015B is hereby corrected to reflect that the existing structures are not within the Special Flood Hazard Area identified on October 6, 1980. These structures are in Zone C.

Pursuant to the provisions of 5 U.S.C. 605(b), the Associate Director, State and Local Programs and Support, to whom authority has been delegated by the Director, Federal Emergency Management Agency, hereby certifies that this rule if promulgated will not have a significant economic impact on a substantial number of small entities. This rule provides routine legal notice of technical amendments made to designated Special Flood Hazard Areas on the basis of updated information and imposes no new requirements or regulations on participating communities.

List of Subjects in 44 CFR Part 70

Flood insurance, Flood plains.

(National Flood Insurance Act of 1968 [Title XIII of Housing and Urban Development Act of 1968], effective January 28, 1969 (33 FR 17804, November 28, 1968), as amended; 42 U.S.C. 4001-4128; Executive Order 12127, 44 FR 19367; delegation of authority to Associate Director, State and Local Programs and Support)

Issued May 27, 1983.

Dave McLoughlin,
Deputy Associate Director, State and Local
Programs and Support.

[FR Doc. 83-15862 Filed 6-13-83; 8:45 am]

BILLING CODE 6718-03-M

44 CFR Part 70

[Docket No. FEMA-5909]

Letter of Map Amendment for the Town of Norton, Massachusetts, Under National Flood Insurance Program

AGENCY: Federal Emergency
Management Agency.

ACTION: Final Rule, Map Correction.

SUMMARY: The Federal Emergency Management Agency (FEMA) published a list of communities for which maps identifying Special Flood Hazard Areas have been published. This list included the Town of Norton, Massachusetts. It has been determined by the Associate Director, State and Local Programs and Support, after acquiring additional flood information and after further technical review of the Flood Insurance Rate Map (FIRM) for the Town of Norton, Massachusetts, that certain property is not within the Special Flood Hazard Area.

This map amendment, by establishing that the subject property is not within the Special Flood Hazard Area, removes the requirement to purchase flood insurance for that property as a condition of Federal or federally-related financial assistance for construction or acquisition purposes.

EFFECTIVE DATE: June 14, 1983.

FOR FURTHER INFORMATION CONTACT: Dr. Brian R. Mrazik, Acting Chief, Engineering Branch, Natural Hazards Division, Federal Emergency Management Agency, Washington, D.C. 20472 (202) 287-0230.

SUPPLEMENTARY INFORMATION: If a property owner was required to purchase flood insurance as a condition of Federal or federally-related financial assistance for construction or acquisition purposes, and the lender now agrees to waive the property owner from maintaining flood insurance coverage on the basis of this map amendment, the property owner may obtain a full refund of the premium paid for the current policy year, provided that no claim is pending or has been paid on the policy in question during the same policy year. The premium refund may be obtained through the insurance agent or broker who sold the policy, or from the National Flood Insurance Program (NFIP) at: P.O. Box 34294, Bethesda, Maryland 20034, Telephone: (800) 638-6620.

The map amendments listed below are in accordance with § 70.7(a): Map Number FIRM 250060, Panel Number 0005B, published on October 6, 1980, in

FR Volume 45, No. 195, Page 66021, indicates that 201 Reservoir Street, as described in Deed Book Volume 2256, Page 114, of Bristol County, Massachusetts, is located within the Special Flood Hazard Area.

Map Number FIRM 250060, Panel Number 005B, is hereby corrected to reflect that existing structure located at 201 Reservoir Street of the above-mentioned property is not within the Special Flood Hazard Area identified on June 1, 1979. This structure is in Zone C.

Pursuant to the provisions of 5 U.S.C. 605(b), the Associate Director, State and Local Programs and Support to whom authority has been delegated by the Director, FEMA, hereby certifies that this rule, if promulgated, will not have a significant economic impact on a substantial number of small entities. This rule provides routine legal notice of technical amendments made to designated special flood hazard areas on the basis of updated information and imposes no new requirements or regulations on participating communities.

List of Subjects in 44 CFR Part 70

Flood insurance, Flood plains.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 FR 17804, November 28, 1968), as amended; 42 U.S.C. 4001-4128; Executive Order 12127, 44 FR 19367; delegation of authority to Associate Director, State and Local Programs and Support)

Issued: May 17, 1983.

Dave McLoughlin,
Deputy Associate Director, State and Local Programs and Support.

[FR Doc. 83-15868 Filed 6-13-83; 8:45 am]

BILLING CODE 6718-03-M

44 CFR Part 70

[Docket No. FEMA-5909]

Letter of Map Amendment for the City of Rochester, Minnesota, Under National Flood Insurance Program

AGENCY: Federal Emergency Management Agency.

ACTION: Final rule, map correction.

SUMMARY: The Federal Emergency Management Agency (FEMA) published a list of communities for which maps identifying Special Flood Hazard Areas have been published. This list included the City of Rochester, Minnesota. It has been determined by the Associate Director, State and Local Programs and Support that certain property is not within the Special Flood Hazard Area, after acquiring additional flood

information and after further technical review of the Flood Insurance Rate Map for the City of Rochester, Minnesota.

The map amendment, by establishing that the subject property is not within the Special Flood Hazard Area, removes the requirement to purchase flood insurance for that property as a condition of Federal or federally-related financial assistance for construction or acquisition purposes.

EFFECTIVE DATE: June 14, 1983.

FOR FURTHER INFORMATION CONTACT: Dr. Brian R. Mrazik, Chief, Engineering Branch, Natural Hazards Division, Federal Emergency Management Agency, Washington, D.C. 20472 (202) 287-0230.

SUPPLEMENTARY INFORMATION: If a property owner was required to purchase flood insurance as a condition of Federal or federally-related financial assistance for construction or acquisition purposes, and the lender now agrees to waive the property owner from maintaining flood insurance coverage on the basis of this map amendment, the property owner may obtain a full refund of the premium paid for the current policy year, provided that no claim is pending or has been paid on the policy in question during the same policy year. The premium refund may be obtained through the insurance agent or broker who sold the policy, or from the National Flood Insurance Program at: P.O. Box 34294, Bethesda, Maryland 20034, Phone Toll Free (800) 638-6620.

The map amendments listed below are in accordance with § 70.7(a): Map Number 275246, Panel 0006B, published on October 6, 1980, in Volume 45, No. 195 FR 66083, indicates that Lots 3 through 6 in Block 3, and Lots 3, 4, 11 and 12 in Block 4, Green Meadows West, Rochester, Minnesota, as recorded on Document Number 400700, in the Office of Recorder, Olmstead County, Minnesota, are located within the Special Flood Hazard Area.

Map Number 275246, Panel 0006B is hereby corrected to reflect that the above-mentioned lots are not within the Special Flood Hazard Area identified on February 4, 1982. These lots are in Zone B.

Pursuant to the provisions of 5 U.S.C. 605(b), the Associate Director, State and Local Programs and Support, to whom authority has been delegated by the Director, FEMA, hereby certifies that this rule, if promulgated, will not have a significant economic impact on a substantial number of small entities. This rule provides routine legal notice of technical amendments made to designated special flood hazard areas on the basis of updated information and

imposes no new requirements or regulations on participating communities.

List of Subjects in 44 CFR Part 70

Flood insurance, Flood plains.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 FR 17804, November 28, 1968), as amended; 42 U.S.C. 4001-4128; Executive Order 12127, 44 FR 19367; delegation of authority to Associate Director, State and Local Programs and Support)

Issued May 27, 1983.

Dave McLoughlin,
Deputy Associate Director, State and Local Programs and Support.

[FR Doc. 83-15868 Filed 6-13-83; 8:45 am]

BILLING CODE 6718-03-M

44 CFR Part 70

[Docket No. FEMA-5909]

Letter of Map Amendment for Douglas County, Nevada, Under National Flood Insurance Program

AGENCY: Federal Emergency Management Agency.

ACTION: Final rule, map correction.

SUMMARY: The Federal Emergency Management Agency (FEMA) published a list of communities for which maps identifying Special Flood Hazard Areas have been published. This list included Douglas County, Nevada. It has been determined by the Associate Director, State and Local Programs and Support, after acquiring additional flood information and after further technical review of the Flood Insurance Rate Map for Douglas County, Nevada, that certain property is not within the Special Flood Hazard Area.

This map amendment, by establishing that the subject property is not within the Special Flood Hazard Area, removes the requirement to purchase flood insurance for that property as a condition of Federal or federally-related financial assistance for construction or acquisition purposes.

EFFECTIVE DATE: June 14, 1983.

FOR FURTHER INFORMATION CONTACT: Dr. Brian R. Mrazik, Chief, Engineering Branch, Natural Hazards Division, Federal Emergency Management Agency, Washington, D.C. 20472 (202) 287-0230.

SUPPLEMENTARY INFORMATION: If a property owner was required to purchase flood insurance as a condition of Federal or federally-related financial assistance for construction or acquisition purposes, and the lender

now agrees to waive the property owner from maintaining flood insurance coverage on the basis of this map amendment, the property owner may obtain a full refund of the premium paid for the current policy year, provided that no claim is pending or has been paid on the policy in question during the same policy year. The premium refund may be obtained through the insurance agent or broker who sold the policy, or from the National Flood Insurance Program (NFIP) at: P.O. Box 34294, Bethesda, Maryland 20817, Telephone: (800) 638-6620.

The map amendments listed below are in accordance with § 70.7(a): Map No. 320008, Panel 0105A, published on October 6, 1980, in FR Volume 45, No. 195, Page 66121, indicates that the existing structure located on Lot 42 of the John B. Anderson Land Division Map No. 2, filed for record in the office of the County Recorder of Douglas County, Nevada, on June 4, 1981, as Document No. 56926, is located within the Special Flood Hazard Area.

Map No. 320008, Panel 0105A is hereby corrected to reflect that the existing structure located on the above-mentioned lot is not within the Special Flood Hazard Area identified on October 6, 1980. This structure is in Zone C.

Pursuant to the provisions of 5 U.S.C. 605(b), the Associate Director, State and Local Programs and Support, to whom authority has been delegated by the Director, Federal Emergency Management Agency, hereby certifies that this rule if promulgated will not have a significant economic impact on a substantial number of small entities. This rule provides routine legal notice of technical amendments made to designated Special Flood Hazard Areas on the basis of updated information and imposes no new requirements or regulations on participating communities.

List of Subjects in 44 CFR Part 70

Flood insurance, Flood plains.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 FR 17804, November 28, 1968), as amended; 42 U.S.C. 4001-4128; Executive Order 12127, 44 FR 19367; delegation of authority to Associate Director, State and Local Programs and Support)

Issued: May 17, 1983.

Dave McLoughlin,

Deputy Associate Director, State and Local Programs and Support.

[FR Doc. 83-15870 Filed 6-13-83; 8:45 am]

BILLING CODE 6718-03-M

44 CFR Part 70

[Docket No. FEMA-6534]

Letter of Map Amendment for the City of Vineland, New Jersey, Under National Flood Insurance Program

AGENCY: Federal Emergency Management Agency.

ACTION: Final Rule, Map Correction.

SUMMARY: The Federal Emergency Management Agency (FEMA) published a list of communities for which maps identifying Special Flood Hazard Areas have been published. This list included the City of Vineland, New Jersey. It has been determined by the Associate Director, State and Local Programs and Support, after acquiring additional flood information and after further technical review of the Flood Insurance Rate Map for the City of Vineland, New Jersey, that certain property is not within the Special Flood Hazard Area.

This map amendment, by establishing that the subject property is not within the Special Flood Hazard Area, removes the requirement to purchase flood insurance for that property as a condition of Federal or federally-related financial assistance for construction or acquisition purposes.

EFFECTIVE DATE: June 14, 1983.

FOR FURTHER INFORMATION CONTACT:

Dr. Brian R. Mrazik, Acting Chief, Engineering Branch, Natural Hazards Division, Federal Emergency Management Agency, Washington, D.C. 20472 (202) 287-0230.

SUPPLEMENTARY INFORMATION: If a property owner was required to purchase flood insurance as a condition of Federal or federally-related financial assistance for construction or acquisition purposes, and the lender now agrees to waive the property owner from maintaining flood insurance coverage on the basis of this map amendment, the property owner may obtain a full refund of the premium paid for the current policy year, provided that no claim is pending or has been paid on the policy in question during the same policy year. The premium refund may be obtained through the insurance agent or broker who sold the policy, or from the National Flood Insurance Program (NFIP) at: P.O. Box 34294, Bethesda, Maryland 20034, Telephone: (800) 638-6620.

The map amendments listed below are in accordance with § 70.7(a): Map Number FIRM 340176, Panel Number 0015B, published on March 7, 1983, in FR Volume 48 No. 45, page 9527, indicates that Lots 13 and 14, Block 393, as described in Deed Book Volume 1437,

page 315, of Cumberland County Clerk's Office, is located within the Special Flood Hazard Area.

Map Number FIRM 340176, Panel Number 0015B, is hereby corrected to reflect that existing structure located at Riverside Drive, Lots 13 and 14, Block 393, of the above-mentioned property is not within the Special Flood Hazard Area identified on July 5, 1982. This structure is in Zone C.

Pursuant to the provisions of 5 U.S.C. 605(b), the Associate Director, State and Local Programs and Support to whom authority has been delegated by the Director, Federal Emergency Management Agency, hereby certifies that this rule, if promulgated, will not have a significant economic impact on a substantial number of small entities. This rule provides routine legal notice of technical amendments made to designated special flood hazard areas on the basis of updated information and imposes no new requirements or regulations on participating communities.

List of Subjects in 44 CFR Part 70

Flood insurance, Flood plains.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 FR 17804, November 28, 1968), as amended; 42 U.S.C. 4001-4128; Executive Order 12127, 44 FR 19367; delegation of authority to Associate Director, State and Local Programs and Support)

Issued: May 9, 1983.

Dave McLoughlin,

Deputy Associate Director, State and Local Programs and Support.

[FR Doc. 83-15871 Filed 6-13-83; 8:45 am]

BILLING CODE 6718-03-M

44 CFR Part 70

[Docket No. FEMA-5909]

Letter of Map Amendment for the City of Rye, New York; Under National Flood Insurance Program

AGENCY: Federal Emergency Management Agency.

ACTION: Final rule, map correction.

SUMMARY: The Federal Emergency Management Agency (FEMA) published a list of communities for which maps identifying Special Flood Hazard Areas have been published. This list included the City of Rye, New York. It has been determined by the Associate Director, State and Local Programs and Support, after acquiring additional flood information and after further technical review of the Flood Insurance Rate Map

(FIRM) for the City of Rye, New York, that certain property is not within the Special Flood Hazard Area.

This map amendment, by establishing that the subject property is not within the Special Flood Hazard Area, removes the requirement to purchase flood insurance for that property as a condition of Federal or federally-related financial assistance for construction or acquisition purposes.

EFFECTIVE DATE: June 14, 1983.

FOR FURTHER INFORMATION CONTACT:

Dr. Brian R. Mrazik, Acting Chief, Engineering Branch, Natural Hazards Division, Federal Emergency Management Agency, Washington, D.C. 20472 (202) 287-0230.

SUPPLEMENTARY INFORMATION: If property owner was required to purchase flood insurance as a condition of Federal or federally-related financial assistance for construction or acquisition purposes, and the lender now agrees to waive the property owner from maintaining flood insurance coverage on the basis of this map amendment, the property owner may obtain a full refund of the premium paid for the current policy year, provided that no claim is pending or has been paid on the policy in question during the same policy year. The premium refund may be obtained through the insurance agent or broker who sold the policy, or from the National Flood Insurance Program (NFIP) at: P.O. Box 34294, Bethesda, Maryland 20034; Telephone: (800) 638-6620.

The map amendments listed below are in accordance with § 70.7(a): Map Number FIRM 360931, Panel Number 0002D, published on October 6, 1980, in FR Volume 45, No. 195, Page 66035, indicates that Water's Edge Condominium, Section 3, Block 112, Lot 1, as described in File No. 20376, of Westchester County Division of Land Records, is located within the Special Flood Hazard Area.

Map Number FIRM 360931, Panel Number 0002D, is hereby corrected to reflect that existing structures located at Water's Edge Condominiums of the above-mentioned property is not within the Special Flood Hazard Area identified on April 1, 1980. Structures 1, 2, 8, and 12-16 are in Zone C. Structures 3-8, 10, 11, and 15 are in Zone B.

Pursuant to the provisions of 5 U.S.C. 605(b), the Associate Director, State and Local Programs and Support to whom authority has been delegated by the Director, FEMA, hereby certifies that this rule, if promulgated, will not have a significant economic impact on a substantial number of small entities. This rule provides routine legal notice of

technical amendments made to designated special flood hazard areas on the basis of updated information and imposes no new requirements or regulations on participating communities.

List of Subjects in 44 CFR Part 70

Flood insurance, Flood plains.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 FR 17804, November 28, 1968), as amended; 42 U.S.C. 4001-4128; Executive Order 12127, 44 FR 19367; delegation of authority to Associate Director, State and Local Programs and Support)

Issued May 17, 1983.

Dave McLoughlin,

Deputy Associate Director, State and Local Programs and Support.

[FR Doc. 83-15872 Filed 6-13-83; 8:45 am]

BILLING CODE 6718-03-M

44 CFR Part 65

[Docket No. FEMA-6533]

Communities With No Special Flood Hazard Areas for the National Flood Insurance Program

AGENCY: Federal Emergency Management Agency.

ACTION: Final rule.

SUMMARY: The Federal Emergency Management Agency, after consultation with local officials of the communities listed below, has determined, based upon analysis of existing conditions in the communities, that these communities would not be inundated by 100-year flood. Therefore, the Agency is converting the communities listed below to the Regular Program of the National Flood Insurance Program (NFIP) without determining base flood elevations.

EFFECTIVE DATE: Date listed in fourth column of list of Communities with No Special Flood Hazards.

FOR FURTHER INFORMATION CONTACT: Dr. Brian Mrazik, Chief, Engineering

Branch, Natural Hazards Division (202) 287-0230, Federal Emergency Management Agency, Washington, D.C. 20472.

SUPPLEMENTARY INFORMATION: In these communities, there is no reason not to make full limits of coverage available. The entire community is now classified as Zone C. In a Zone C, insurance coverage is available on a voluntary basis at low actuarial nonsubsidized rates.

In addition, the maximum coverage available under the Regular Program is significantly greater than that available under the Emergency Program. For example, a single family residential dwelling now can be insured up to a maximum of \$185,000 coverage for the structure and \$60,000 coverage for contents.

Flood insurance policies for property located in the communities listed can be obtained from any licensed property insurance agency or broker serving the eligible community.

The effective date of conversion to the Regular Program would not appear in the Code of Federal Regulations except for the page number of this entry in the Federal Register.

Pursuant to the provision of 5 U.S.C. 605(b), the Associate Director, to whom authority has been delegated by the director, Federal Emergency Management Agency, hereby certifies that this rule if promulgated will not have a significant economic impact on a substantial number of small entities. This rule provides routine legal notice regarding the completed stage of engineering tasks in delineating the special flood hazard areas of the specified community and imposes no new requirements or regulations on participating communities.

List of Subjects in 44 CFR Part 65

Flood insurance, Flood plains.

The entry reads as follows:

PART 65—[AMENDED]

§ 65.8 List of communities with no special flood hazard areas.

State	County	Community	Date of conversion to regular program
Minnesota	Carr	City of Norwood	May 13, 1983.
Minnesota	Koochiching	City of South International Falls	May 13, 1983.
Minnesota	Lincoln	City of Tyler	May 13, 1983.
Ohio	Champaign	Village of Mutual	May 13, 1983.
Ohio	Van Wert	Village of Ohio City	May 13, 1983.
Ohio	Darke	Village of Union City	May 13, 1983.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 FR 17804, November 28, 1968), as amended; 42 U.S.C. 4001-4128; E.O. 12127, 44 FR 19367; and delegation of authority to the Associate Director, State and Local Programs and Support.

Issued: May 26, 1983.

Dave McLoughlin,
Deputy Associate Director, State and Local
Programs and Support.

[FR Doc. 83-15019 Filed 6-13-83; 8:45 am]

BILLING CODE 6718-03-M

44 CFR Part 64

[Docket No. FEMA 6536]

Suspension of Community Eligibility Under the National Flood Insurance Program

AGENCY: Federal Emergency
Management Agency, FEMA.

ACTION: Final rule.

SUMMARY: This rule lists communities, where the sale of flood insurance has been authorized under the National Flood Insurance Program (NFIP), that are suspended on the effective dates listed within this rule because of noncompliance with the flood plain management requirements of the program. If FEMA receives documentation that the community has adopted the required flood plain management measures prior to the effective suspension date given in this rule, the suspension will be withdrawn by publication in the Federal Register.

EFFECTIVE DATES: The third date ("Susp.") listed in the fourth column.

FOR FURTHER INFORMATION CONTACT: Mr. Richard E. Sanderson, Chief, Natural Hazards Division (202) 287-0270, 500 C Street Southwest, Donohoe Building, Room 505, Washington, DC 20472.

SUPPLEMENTARY INFORMATION: The National Flood Insurance Program (NFIP), enables property owners to purchase flood insurance at rates made reasonable through a Federal subsidy. In return, communities agree to adopt and administer local flood plain management measures aimed at protecting lives and new construction from future flooding. Section 1315 of the National Flood Insurance Act of 1968, as

amended (42 U.S.C. 4022) prohibits flood insurance coverage as authorized under the National Flood Insurance Program (42 U.S.C. 4001-4128) unless an appropriate public body shall have adopted adequate flood plain management measures with effective enforcement measures. The communities listed in this notice no longer meet that statutory requirement for compliance with program regulations (44 CFR Part 59 et seq.). Accordingly, the communities are suspended on the effective date in the fifth column, so that as of that date flood insurance is no longer available in the community. However, those communities which, prior to the suspension date, adopt and submit documentation of legally enforceable flood plain management measures required by the program, will continue their eligibility for the sale of insurance. Where adequate documentation is received by FEMA, a notice withdrawing the suspension will be published in the Federal Register.

In addition, the Director of the Federal Emergency Management Agency has identified the special flood hazard areas in these communities by publishing a Flood Hazard Boundary Map. The date of the flood map, if one has been published, is indicated in the sixth column of the table. No direct Federal financial assistance (except assistance pursuant to the Disaster Relief Act of 1974 not in connection with a flood) may legally be provided for construction or acquisition of buildings in the identified special flood hazard area of communities not participating in the NFIP and identified for more than a year, on the Federal Emergency Management Agency's initial flood insurance map of the community as having flood prone areas. (Section 202(a) of the Flood Disaster Protection Act of 1973 (Pub. L. 93-234), as amended). This prohibition against certain types of Federal assistance becomes effective for the communities listed on the date shown in the last column.

The Director finds that notice and public procedure under 5 U.S.C. 533(b) are impracticable and unnecessary because communities listed in this final rule have been adequately notified. Each community receives a 6 month, 90 days, and 30 days notification addressed to the Chief Executive Officer that the community will be suspended unless the required flood plain management measures are met prior to the effective suspension date. For the same reasons, this final rule may take effect within less than 30 days.

Pursuant to the provision of 5 U.S.C. 605(b), the Associate Director of State and Local Programs and Support, to whom authority has been delegated by the Director, Federal Emergency Management Agency, hereby certifies that this rule if promulgated will not have a significant economic impact on a substantial number of small entities. As stated in section 2 of the Flood Disaster Protection Act of 1973, the establishment of local flood plain management together with the availability of flood insurance decreases the economic impact of future flood losses to both the particular community and the nation as a whole. This rule in and of itself does not have a significant economic impact. Any economic impact results from the community's decision not to (adopt) (enforce) adequate flood plain management, thus placing itself in non-compliance of the Federal standards required for community participation.

In each entry, a complete chronology of effective dates appears for each listed community.

List of Subjects in 44 CFR Part 64

Flood insurance, Flood plains.

Section 64.6 is amended by adding in alphabetical sequence new entries to the table.

§ 64.6 List of eligible communities.

State and county	Location	Community No.	Effective dates of authorization/cancellation of sale of flood insurance in community	Special flood hazard area identified	Date* certain Federal assistance no longer available in special flood hazard area
Florida:					
Gulf	Unincorporated areas	120098B	Aug. 7, 1975, emergency; June 15, 1983, regular; June 15, 1983, suspended.	Dec. 23, 1977	June 15, 1983.
Gulf	Port St. Joe, city of	120099B	Sept. 11, 1970, emergency; June 15, 1983, regular; June 15, 1983, suspended.	May 14, 1976, and June 28, 1974	Do.
Illinois: Pulaski	Olmsted, village of	170566B	Apr. 11, 1975, emergency; June 15, 1983, regular; June 15, 1983, suspended.	Aug. 30, 1974 and Mar. 5, 1976	Do.
Maryland: Worcester	Unincorporated areas	240063B	Jan. 29, 1971, emergency; Feb. 15, 1979, regular; June 15, 1983, suspended.	Feb. 15, 1979	Do.
Massachusetts: Middlesex	Bedford, town of	255209B	Apr. 2, 1971, emergency; Sept. 7, 1973, regular; June 15, 1983, suspended.	Sept. 7, 1973, July 1, 1974, and Feb. 26, 1976	Do.

State and county	Location	Community No.	Effective dates of authorization/cancellation of sale of flood insurance in community	Special flood hazard area identified	Date ¹ certain Federal assistance no longer available in special flood hazard area
Worcester	Harvard, town of	250308B	June 25, 1975, emergency; June 15, 1983, regular; June 15, 1983, suspended.	Aug. 2, 1974 and Oct. 29, 1976	Do.
Middlesex	Littleton, town of	250200B	July 9, 1975, emergency; June 15, 1983, regular; June 15, 1983, suspended.	July 19, 1974 and Aug. 20, 1976	Do.
Essex	North Andover, town of	250098B	July 2, 1975, emergency; June 15, 1983, regular; June 15, 1983, suspended.	June 26, 1974 and May 10, 1977	Do.
Worcester	Northbridge, town of	250322B	Jan. 24, 1975, emergency; June 15, 1983, regular; June 15, 1983, suspended.	July 26, 1974 and Oct. 15, 1976	Do.
Do.	Royalston, town of	250330B	June 25, 1975, emergency; June 15, 1983, regular; June 15, 1983, suspended.	May 17, 1974 and Aug. 20, 1976	Do.
Michigan: Saginaw	Carrollton, township of	260187B	July 23, 1974, emergency; June 15, 1983, regular; June 15, 1983, suspended.	July 19, 1974 and June 11, 1976	Do.
Missouri:					
Boone	Unincorporated areas	290034B	June 4, 1979, emergency; June 15, 1983, regular; June 15, 1983, suspended.	Apr. 25, 1978	Do.
Callaway	Fulton, city of	290051B	July 19, 1976, emergency; June 15, 1983, regular; June 15, 1983, suspended.	May 17, 1974 and Jan. 16, 1976	Do.
Greene	Unincorporated areas	290782B	Apr. 15, 1975, emergency; June 15, 1983, regular; June 15, 1983, suspended.	May 2, 1978	Do.
New Jersey: Ocean	Dover, township of	345293C	June 2, 1972, emergency; Mar. 24, 1972, regular; June 15, 1983, suspended.	Mar. 22, 1974, July 1, 1974, and Apr. 23, 1978	Do.
New York:					
Albany	Bethlehem, town of	361540B	Oct. 29, 1974, emergency; June 15, 1983, regular; June 15, 1983, suspended.	May 31, 1974 and Sept. 3, 1976	Do.
Suffolk	Greenport, village of	361004B	June 12, 1975, emergency; June 15, 1983, regular; June 15, 1983, suspended.	May 24, 1974 and July 2, 1976	Do.
Nassau	Plandome Manor, village of	360486B	July 7, 1975, emergency; June 15, 1983, regular; June 15, 1983, suspended.	June 14, 1974 and Oct. 31, 1975	Do.
Texas: Chambers	Unincorporated areas	480119B	July 10, 1975, emergency; June 15, 1983, regular; June 15, 1983, suspended.	Aug. 9, 1974 and Oct. 25, 1977	Do.
Vermont:					
Lamoille	Cambridge, town of	500081B	July 3, 1975, emergency; June 15, 1983, regular; June 15, 1983, suspended.	June 28, 1974 and Dec. 17, 1976	Do.
Do.	Jeffersonville, village of	500062A	June 30, 1975, emergency; June 15, 1983, regular; June 15, 1983, suspended.	Aug. 9, 1974	Do.
West Virginia:					
Kanawha	Charleston, city of	540073B	Mar. 24, 1975, emergency; June 15, 1983, regular; June 15, 1983, suspended.	May 10, 1974 and Jan. 24, 1975	Do.
New Hampshire:					
Sullivan	Croydon, town of	330156	Mar. 24, 1978, emergency; Apr. 18, 1983, regular; June 20, 1983, suspended.	July 6, 1979	June 20, 1983.

¹ Certain Federal assistance no longer available in special flood hazard area.

(National Flood Insurance Act of 1968 (title XIII of the Housing and Urban Development Act of 1968); effective Jan. 28, 1969 (33 FR 17804, Nov. 28, 1968), as amended, 42 U.S.C. 4001-4128; Executive Order 12127, 44 FR 19367; and delegation of authority to the Associate Director, State and Local Programs and Support)

Issued: June 8, 1983.

Dave McLoughlin,

Deputy Associate Director, State and Local Programs and Support.

[FR Doc. 83-15017 Filed 6-13-83; 8:45 am]

BILLING CODE 6718-03-M

44 CFR Part 65

National Flood Insurance Program; Changes in Flood Elevation Determinations

AGENCY: Federal Emergency Management Agency.

ACTION: Final rule.

SUMMARY: Modified base (100-year) flood elevations are finalized for the communities listed below.

These modified elevations will be used in calculating flood insurance premium rates for new buildings and their contents and for second layer coverage on existing buildings and their contents.

DATES: The effective dates for these modified base flood elevations are indicated on the following table and amend the Flood Insurance Rate Map(s)

(FIRM) in effect for each listed community prior to this date.

ADDRESSES: The modified base flood elevations for each community are available for inspection at the office of the Chief Executive Officer of each community. The respective addresses are listed on the following table.

FOR FURTHER INFORMATION CONTACT: Dr. Brian R. Mrazik, Chief, Engineering Branch, Natural Hazards Division, Federal Emergency Management Agency, Washington, D.C. 20472; (202) 287-0230.

SUPPLEMENTARY INFORMATION: The Federal Emergency Management Agency gives notice of the final determinations of modified flood elevations for each community listed. These modified elevations have been published in newspaper(s) of local circulation and ninety (90) days have elapsed since that publication. The Associate Director, State and Local

Programs and Support has resolved any appeals resulting from this notification.

Numerous changes made in the base (100-year) flood elevations on the Flood Insurance Rate Maps (FIRM) for each community make it administratively infeasible to publish in this notice all of the changes contained on the maps. However, this rule includes the address of the Chief Executive Officer of the community, where the modified base flood elevation determinations are available for inspection.

The modifications are made pursuant to Section 206 of the Flood Disaster Protection Act of 1973 (Pub. L. 93-234) and are in accordance with the National Flood Insurance Act of 1968, as amended (Title XIII of the Housing and Urban Development Act of 1968, (Pub. L. 90-448)), 42 U.S.C. 4001-4128, and 44 CFR Part 65.

For rating purposes, the revised community number is shown and must

be used for all new policies and renewals.

The modified base (100-year) flood elevations are the basis for the flood plain management measures that the community is required to either adopt or show evidence of being already in effect in order to qualify or to remain qualified for participation in the National Flood Insurance Program (NFIP).

These modified elevations, together with the flood plain management

measures required by § 60.3 of the program regulations, are the minimum that are required. They should not be construed to mean that the community must change any existing ordinances that are more stringent in their flood plain management requirements. The community may at any time enact stricter requirements of its own, or pursuant to policies established by other Federal, State or regional entities.

These modified base flood elevations shall be used to calculate the appropriate flood insurance premium rates for new buildings and their contents and for second layer coverage on existing buildings and their contents.

The changes in the base flood elevations listed below are in accordance with 44 CFR 65.4.

List of Subjects in 44 CFR Part 65

Flood insurance, Flood plains.

State and county	Location	Date and name of newspaper in which notice was published	Chief executive officer of community	Effective date of modified flood insurance rate map	New community No.
Arizona:					
Mohave	Unincorporated areas, FEMA—6510.	<i>The Kingman Daily Miner</i> , Feb. 22, 1983 and Mar. 1, 1983.	Mr. Jerry A. Holt, Chairman, Board of Supervisors, Mohave County Courthouse, P.O. Box 390, Kingman, AZ 86402.	Mar. 1, 1983	040058C
Maricopa	City of Tempe, FEMA—6510.	<i>Tempe Daily News</i> , Dec. 7, 1982 and Dec. 14, 1982.	Hon. Harry E. Mitchell, Mayor, City of Tempe, P.O. Box 5002, Tempe, AZ 85281.	Dec. 14, 1982	040054C
California:					
Santa Clara	City of Campbell, FEMA—6510.	<i>Campbell Press</i> , Dec. 1, 1982 and Dec. 6, 1982.	Hon. William Podgorsek, Mayor, City of Campbell, 75 North Central Avenue, Campbell, California 95008.	Dec. 7, 1982	060338C
Los Angeles	Unincorporated Areas, FEMA—6510.	<i>West Hollywood</i> , Nov. 11, 1982 and Nov. 18, 1982. <i>Pico Post</i> , Nov. 25, 1982 and Dec. 2, 1982.	Mr. Harry L. Hufford, Chief Administrative Officer, Los Angeles County Courthouse, 500 W. Temple Street, Room 358, Los Angeles, California 90012.	Oct. 29, 1982	065043B
Santa Clara	City of Mountain View, FEMA—6510.	<i>Peninsula Times-Tribune</i> , Mar. 23, 1983 and Mar. 30, 1983.	Hon. Patricia Figueroa, Mayor, City of Mountain View, P.O. Box 10, Mountain View, CA 94042.	Feb. 8, 1983	060347C
Sonoma	City of Petaluma, FEMA—6510.	<i>Argus-Courier</i> , Dec. 22, 1982 and Dec. 29, 1982.	Hon. Fred V. Mallet, Mayor, City of Petaluma, P.O. Box 61, Petaluma, California 94953.	Dec. 10, 1982	060379B
Glenn	City of Willows, FEMA—6510.	<i>Willows Press</i> , Nov. 30, 1982 and Dec. 7, 1982.	Hon. Stephen Rath, Mayor, City of Willows, 201 Lassen Street, Willows, California 95986.	Dec. 7, 1982	060059C
Colorado:					
Alamosa	City of Alamosa, FEMA—6510.	<i>Valley Courier</i> , Nov. 2, 1982 and Nov. 9, 1982.	Hon. Cliff Hartman, Mayor, City of Alamosa, P.O. Box 419, Alamosa, Colorado 81101.	Nov. 9, 1982	080010B
Boulder, Adams, and Jefferson	City of Broomfield, FEMA—6510.	<i>The Enterprise</i> , Dec. 9, 1982 and Dec. 16, 1982.	Hon. Walter Spader, Mayor, City of Broomfield, No. 6 Garden Office Center, Broomfield, Colorado 80020.	Dec. 14, 1982	065073B
Idaho: Bannock	City of Inkom, FEMA—6510.	<i>Idaho State Journal</i> , Dec. 21, 1982 and Dec. 28, 1982.	Hon. Ron Helmsdollar, Mayor, City of Inkom, P.O. Box 188, Inkom, Idaho 83245.	Dec. 28, 1982	160010C
Illinois: Winnebago	City of Loves Park (Docket No. FEMA—6510).	<i>Town and Country Buyers Guide</i> , Jan. 13, 1983 and Jan. 20, 1983.	Hon. Joseph S. Sinkiewicz, Mayor, City of Loves Park, City Hall, 540 Loves Park Drive, Loves Park, Illinois 61111.	Jan. 21, 1983	170722C
Kansas: Butler County	City of Augusta (Docket No. FEMA—6510).	<i>Augusta Daily Gazette</i> , Dec. 14, 1982 and Dec. 21, 1982.	Hon. Robert J. Shryock, Mayor, City of Augusta, P.O. Box 489, Augusta, Kansas 67010.	Dec. 21, 1982	200038C
Massachusetts: Middlesex	Town of Lexington (FEMA Docket No. 6421).	<i>Minuteman</i> , Oct. 7, 1982 and Oct. 14, 1982.	Hon. James F. Crain, Chairman of the Lexington Board of Selectmen, 1625 Massachusetts Avenue, Lexington, MA 02173.	Sept. 30, 1983	250196C
Oregon:					
Douglas	City of Myrtle Creek, FEMA—6510.	<i>Umpqua Free Press</i> , Dec. 23, 1982 and Dec. 30, 1982.	Hon. Frank W. Starr, Mayor, City of Myrtle Creek, P.O. Box 940, Myrtle Creek, Oregon 97457.	Dec. 28, 1982	410064C
Union	City of LaGrande, FEMA—6510.	<i>The Observer</i> , Dec. 14, 1982 and Dec. 21, 1982.	Hon. Robert H. Davidson, Mayor, City of LaGrande, P.O. Box 870, LaGrande, Oregon 97850.	Dec. 21, 1982	410260C
Tillamook	City of Nehalem, FEMA—6510.	<i>Flatsrapper</i> , Dec. 2, 1982 and Dec. 9, 1982.	Hon. John Holstrom, Mayor, City of Nehalem, P.O. Box 143, Nehalem, Oregon 97131.	Dec. 7, 1982	410200C
Washington:					
Snohomish	City of Edmonds, FEMA—6510.	<i>The Herald</i> , Nov. 30, 1982 and Dec. 7, 1982.	Hon. Harve H. Harrison, Mayor, City of Edmonds, 200 Dayton Street, Edmonds, Washington 98020.	Dec. 7, 1982	530163C
Okanogan	City of Omak, FEMA—6510.	<i>The Omak-Okanogan County Chronical</i> , Nov. 11, 1982 and Nov. 18, 1982.	Hon. Ray Treiber, Mayor, City of Omak, P.O. Box 72, Omak, Washington 98841.	Nov. 16, 1982	530120C
Okanogan	Town of Oroville, FEMA—6510.	<i>Oroville Gazette-Tribune</i> , Nov. 11, 1982 and Nov. 18, 1982.	Hon. Ed King, Mayor, Town of Oroville, 1310 Ironwood, Oroville, Washington 98844.	Nov. 16, 1982	530121C

Pursuant to the provisions of 5 U.S.C. 605(b), the Associate Director, State and Local Programs and Support, to whom authority has been delegated by the Director, Federal Emergency Management Agency, hereby certifies that this rule, if promulgated, will not have a significant economic impact on a substantial number of small entities. This rule provides routine legal notice of technical amendments made to designated special flood hazard areas on the basis of updated information and imposes no new requirements or regulations on participating communities.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 FR 17804, November 28, 1968), as amended; 42 U.S.C. 4001-4126; Executive Order 12127, 44 FR 19367; delegation of authority to Associate Director, State and Local Programs and Support)

Issued: May 20, 1983.

Dave McLoughlin,

Deputy Associate Director, State and Local Programs and Support.

[FR Doc. 83-13918 Filed 6-13-83; 8:45 am]

BILLING CODE 6718-03-M

FEDERAL COMMUNICATIONS COMMISSION

47 CFR Parts 21, 22, and 23

[CC Docket No. 83-371; FCC 83-276]

Common Carrier and Satellite Licensing Procedures Pursuant to the Communications Amendments Act

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: The FCC has revised certain rules relating to common carrier and fixed satellite licensing. These revisions reflect certain changes to the Communications Act made by the Communications Amendments Act of 1982. The revised rules allow licenses to be granted for ten years and 180-day temporary authorizations with the possibility of unlimited renewals. In addition, all currently effective radio station licenses, except developmental licenses, have been extended to a term of ten years.

EFFECTIVE DATE: June 9, 1983.

FOR FURTHER INFORMATION CONTACT: Emily Williams, 202-634-1869.

List of Subjects

47 CFR Part 21

Communications common carriers.

47 CFR Part 22

Communications common carriers.

47 CFR Part 23

Communications common carriers.

Report and Order

In the matter of common carrier and satellite licensing procedures pursuant to the Communications Amendments Act of 1982; CC Docket No. 83-371.

Adopted: June 7, 1983.

Released: June 9, 1983.

By the Commission. Commissioner Fogarty not participating.

1. On April 13, 1983, the Commission issued a Notice of Proposed Rulemaking (NPRM), 48 FR 16301, proposing changes to the Commission's Rules and procedures to reflect certain amendments to Sections 307(c) and 309(f) of the Communications Act made by the Communications Amendments Act of 1982.¹ First, we proposed generally to increase the maximum license term for common carrier and fixed satellite radio stations from five years to ten years. In order to implement the proposed change as quickly as

possible and in order to minimize the administrative burdens on the Commission, we also proposed to extend the terms of all current licenses to ten years.² Second, we proposed to amend our rules so that, in accordance with revised Section 309(f), the Commission may authorize temporary operation of unlicensed stations for an unlimited number of 180-day periods. Previously the Commission could authorize such unlicensed operation only for a maximum of two 90-day periods.

I. Comments

2. Sixteen parties filed comments on the NPRM.³ With respect to the proposed ten year license term, most of the parties expressed their belief that adoption of the new rules would result in cost savings to licensees and the Commission because licensees would be required to file renewal applications only once every ten years instead of every five years. AT&T itemized these costs as including:

the cost of personnel needed to complete the applications; the cost of compiling documents; administrative costs; legal fees; . . . the cost to the carrier of diverting personnel and resources away from other activities [and the cost of] travel to each station to post renewal authorizations.⁴

Meyer Broadcasting Co. and Harron Communications Corp. estimate the private sector costs of obtaining license renewal at \$1,000 per license. Along the same lines, the law firm of Pepper & Corazzini noted that longer license terms will help to ensure the full development of the service involved.⁵

3. Other commenters noted that the public will continue to be protected against misuse of a license because, as noted in the NPRM, the Commission may still grant licenses for less than ten years in any case in which it deems such

¹ Developmental licenses were excluded from these proposals. The license term for those licenses will continue to be a maximum of one year.

² These were: American Telephone and Telegraph Co.; United Telephone System, Inc., a wholly owned subsidiary of United Telecommunications, Inc.; United States Independent Telephone Association; Western Union Telegraph Co.; Tymshare, Inc.; Telocator Network of America; Space Services Incorporated of America and American Science and Technology Corp. (joint comments); Southern Pacific Satellite Co.; Meyer Broadcasting Co.; Harron Communications Corp.; Contemporary Communications Corp.; Home Box Office, Inc.; Satellite Business Systems (SBS); Mobilfone, Inc.; American Satellite Co.; and the law firm of Pepper & Corazzini filing on behalf of several common carrier and fixed earth station licensees.

³ Comments of AT&T at 2.

⁴ Several parties noted that the ten year license term is particularly appropriate for space stations because the useful life is now approaching 10 years. See Comments of SBS at 1; Comments of Pepper & Corazzini at 2.

action to be necessary. In addition, if a licensee is violating the terms of his license, the Commission has the power to revoke it.⁶

4. The proposal to extend all current license terms to ten years drew fewer comments than the proposed general rule. The comments that were received, however, uniformly supported the proposal because it will effectuate the new license terms as quickly as possible and will save carriers and the Commission the cost of filing and acting upon an entire round of renewal applications.⁷

5. The comments also generally support the proposal to permit the temporary operation of unlicensed stations for an unlimited number of 180-day periods as a way to permit the prompt institution of new service.⁸ SBS noted that it is often necessary for the Commission to authorize service on the basis of temporary authority in order for the public to realize service benefits on an expeditious basis and that it only makes sense to allow the Commission the flexibility to allow such service to continue for an indefinite period until permanent authority can be granted. Contemporary Communications asks that we amend §§ 21.25, 22.25 and 23.28 to state explicitly that oral requests for temporary authority will be accepted. Western Union suggests that the Commission make it clear that the term "extraordinary circumstances" includes business and competitive considerations such as the applicant's construction schedules, or customer need for early service.

II. Discussion

6. The reasons for and benefits from the proposal to increase license terms were articulated at some length in the NPRM. Briefly, these include the fact that in most of the common carrier and fixed satellite services the Commission receives relatively few complaints about licensees. Renewal applications are rarely contested and generally granted relatively routinely. We believe that the public will continue to be adequately protected since we have several regulatory tools, other than renewal proceedings, to address issues relating to whether a particular entity should continue to hold radio licenses. In addition, the longer license terms would

⁵ See, e.g., Comments of Mobilfone at 2; Comments of SBS at 1; Comments of Southern Pacific Satellite Co. at 2; Comments of Tymshare, Inc. at 3.

⁶ See, e.g., Comments of Contemporary Communications Corp. at 5-6.

⁷ See, e.g., *Id.* at 6.

¹ Pub. L. No. 97-259 [Sept. 13, 1982].

result in savings of Commission and licensee resources.

7. All sixteen of the parties commenting have supported our reasoning. Therefore, we shall adopt the proposed rules relating to ten year license terms. With the exception of developmental licenses, in the future all common carrier⁹ and all fixed satellite licenses¹⁰ will be issued for a period of ten years unless limited by rule or the actual authorization. We shall also adopt the proposal to extend all current full-term licenses to ten years after the beginning of the license term specified in the outstanding authorization.¹¹

8. Since there has been no opposition to the proposed changes to our temporary authority procedures, we shall also adopt them. These are relatively minor changes but should lessen the regulatory burden on carriers to some degree.

⁹ Meyer Broadcasting Co. and Harron Communications Corp. argue that ten year license terms should not be granted for MDS licenses. They state that MDS licenses are "comparable" to broadcast licenses. Since MDS is currently a common carrier service, however, we shall treat it like other common carrier services.

¹⁰ The extension of the license term for a space station in the fixed-satellite service does not imply any right to launch or operate a replacement satellite. See generally, Report and Order in CC Docket No. 81-704, FCC 83-184, adopted April 27, 1983. In addition, Space Services Incorporated and American Science and Technology Corporation request that we also grant ten year licenses for remote sensing satellites. We are inclined towards the longer license terms wherever they are justified. We note, however, that the NPRM did not address such licenses. We have no experience with such licenses, nor do we have any concrete applications before us for such licenses. Therefore, it is more appropriate to address the term of these licenses if and when we receive such applications.

¹¹ As explained in the NPRM both Parts 21 and 22 specify a staggered schedule of months, on a service-by-service basis, on which licenses expire. The year of renewal also is staggered on a service-by-service basis. Thus, existing licenses will expire as follows:

Public Land Mobile (Radio Common Carriers)—April 1, 1989.

Public Land Mobile (Wireline Common Carriers)—July 1, 1988.

Point-to-Point Microwave—Feb. 1, 1990.

Local Television Transmission—Feb. 1, 1990.

Multipoint Distribution Service—May 1, 1990.

Offshore Telephone—Aug. 1, 1991.

Public Land Mobile (air ground base stations)—Sept. 1, 1989.

Rural Radio—Nov. 1, 1988.

In its comments Southern Pacific Satellite Company has asked for clarification of the actual license date for the fixed satellite licenses. The effective date of the authorization is determined in accordance with §§ 1.102 and 1.103 of the Commission's rules, 47 CFR 1.102 and 1.103. In most cases, the effective date is the date of grant. With respect to space stations, about which SPCC had particular questions, the license term normally begins on the date that the satellite was placed into operation after successful launch rather than the date of initial authorization.

9. We reject, however, the suggestion of Contemporary Communications Corporation (CCC) relating to oral requests for temporary authority and the suggestion of Western Union relating to its interpretation of "extraordinary circumstances." While it is true that in some of the services (e.g., point-to-point microwave) the staff on occasion has granted oral requests for temporary authorization when there is a true emergency, this is definitely not the usual course and we do not wish to encourage such requests. By their nature, requests for temporary authorization take an application out of the normal processing line to give it expedited consideration. In reviewing these requests the staff needs most of the same technical information that it obtains in an application in the normal processing line to assure that interference will not occur. We fear that were we to allow oral requests on a regular basis, we often would not obtain sufficient or accurate technical data and interference problems would increase. Moreover, without a written request specifying technical and other operating parameters, confusion could arise over what was in fact authorized should interference programs arise. We conclude that the public interest is best served not by codifying our occasional waivers of the rules but by maintaining the present procedure.

10. With respect to Western Union's request, we reject it as being clearly inconsistent with the plain meaning of "extraordinary circumstances." Construction schedules and customer need for early service generally are normal factors in business planning. Were the Western Union proposal to be carried to its logical conclusion, it could be applied to almost every application, which could result in the temporary authorization procedures supplanting the normal processing line. This would be counterproductive and not in the public interest.

VI. Conclusion and Ordering Clauses

11. For the reasons specified above and in the NPRM, we conclude that the changes we initially proposed to our common carrier and fixed satellite licensing procedures and rules should be adopted. These changes are consistent with the Communications Amendments Act of 1982 and all commenters supported the proposals.

12. Accordingly, it is ordered, pursuant to Sections 4(i), 4(j), 307(c), and 309(f) of the Communications Act, 47 U.S.C. 154(i), 154(j), 307(c) and 309(f), and Section 553 of the Administrative Procedure Act, 5 U.S.C. 553, that the

rules contained in Appendix A are hereby adopted effective upon release of this order.¹²

13. It is further ordered, that each currently effective radio station license issued pursuant to Parts 21, 22, 23, or 25 of the Commission's Rules, except developmental licenses and any other license that was granted for a shorter period of time than that which was generally granted for such stations, are hereby extended to a term of ten years.

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

Federal Communications Commission.

William J. Tricarico,

Secretary.

Appendix A

Parts 21, 22 and 23 of Chapter I of Title 47 of the Code of Federal Regulations are amended as follows:

PART 21—DOMESTIC PUBLIC FIXED RADIO SERVICE

1. Section 21.25 is amended by revising paragraphs (b)(4) and (c) as follows:

§ 21.25 Application for temporary authorizations.

* * * * *

(b) Special temporary authorizations may be granted without regard to the 30-day public notice requirement of § 21.27(b) when: * * *

(4) The authorization is made upon a finding that there are extraordinary circumstances requiring operation in the public interest and that delay in the institution of such service would seriously prejudice the public interest.

(c) Temporary authorization of operations not to exceed 180 days may be granted under the standards of Section 309(f) of the Communications Act where extraordinary circumstances so require. Extensions of the temporary authorization for a period of 180 days each may also be granted, but the renewal applicant bears a heavy burden to show that extraordinary circumstances warrant such an extension.

* * * * *

¹² We find that it is in the public interest that these rules become effective immediately upon release of the order so that licensees who otherwise would be required to file renewal applications after the adoption of this order will be relieved of that requirement. See § 1.427 of the Rules, 47 CFR 1.427. Because these rule amendments operate to relieve a restriction, the effective date provisions of the Administrative Procedure Act do not apply. See 5 U.S.C. 553(d)(1).

§ 21.45 [Amended]

2. Section 21.45(a) is amended by removing the term "5 years" and inserting in lieu thereof "10 years".

PART 22—[AMENDED]

3. Section 22.25 is amended by revising paragraphs (b)(4) and (c) as follows:

§ 22.25 Application for temporary authorizations.

(b) Special temporary authorizations may be granted without regard to the 30-day public notice requirements of § 22.27(b) when:

(4) The authorization is made upon a finding that there are extraordinary circumstances requiring operation in the public interest and that delay in the institution of such service would seriously prejudice the public interest.

(c) Temporary authorizations of operation not to exceed 180 days may be granted under the standards of Section 309(f) of the Communications Act where extraordinary circumstances so require. Extensions of the temporary authorization for a period of 180 days each may also be granted, but the renewal applicant bears a heavy burden to show that extraordinary circumstances warrant such an extension.

4. Section 22.45 is amended by revising paragraphs (a) and (b) as follows:

§ 22.45 License period.

(a) Licenses will be granted for 10 years. When a date is specified in paragraph (b) of this section, the license will be valid until that date in the tenth year of the license. Developmental licenses shall be granted for one year. When the Commission determines the public interest, convenience and necessity would be served by a shorter license period, the license will be granted for such period.

(b) License termination. Station licenses will expire on the dates listed below, on the last year of the license:

Public Land Mobile (radio common carrier)—Apr. 1.

Public Land Mobile (wireline common carriers)—July 1.

Offshore Telephone—Aug. 1.

Public Land Mobile (air-ground base

stations)—Sept. 1.

Rural Radio—Nov. 1.

Cellular Radio—Dec. 31.

PART 23—[AMENDED]

5. Section 23.28 is revised to read as follows:

§ 23.28 Special temporary authorization.

(a) Requests for special temporary authority must be accompanied by a showing that interference will not be caused to the fixed public or fixed public press service for which the station is primarily licensed; and, in addition, such requests must be accompanied by the following:

(1) A statement of the call signs, location, and frequencies of the transmitting station; the call signs, location, and frequencies of the received station; and the type or types of emission to be employed by both stations.

(2) A statement as to whether the frequencies are to be used for contact control purposes only.

(3) A statement of the period for which the temporary authority is desired.

(4) A statement describing the service which is to be rendered.

(b) Temporary authorizations of operation not to exceed 180 days may be granted under the standards of Section 309(f) of the Communications Act where extraordinary circumstances so require. Extensions of the temporary authorizations for a period of 180 days may also be granted, but the renewal applicant bears a heavy burden to show that extraordinary circumstances warrant such an extension.

6. Section 23.29 is amended by designating the present paragraph as paragraph (a), removing "5 years" and inserting in lieu thereof "10 years", and by adding a new paragraph (b) as follows:

§ 23.19 License period and expiration time.

(b) The Commission reserves the right to grant or renew station licenses in these services for a shorter period of time than that generally prescribed for such stations if, in its judgment, the public interest, convenience or necessity would be served by such action.

[FR Doc. 83-15959 Filed 6-13-83; 8:45 am]

BILLING CODE 6712-01-M

INTERSTATE COMMERCE COMMISSION**49 CFR Ch. X**

[Ex Parte No. 311 Sub. 4]

Modification of Motor Carrier Fuel Surcharge Program

AGENCY: Interstate Commerce Commission.

ACTION: Change in owner-operator fuel reimbursement figure; rule-related notice.

SUMMARY: Due to a change in the nationwide average cost of diesel fuel, owner-operator reimbursement has changed from 11.5 to 12 cents per mile.

EFFECTIVE DATE: June 28, 1983.

FOR FURTHER INFORMATION CONTACT:

Lee Alexander (202) 275-7723

Ted Kalick (202) 275-6446

Alan Rothenberg (202) 275-7597

Boston, MA (617) 223-2372

Philadelphia, PA (215) 597-4460

Atlanta, GA (404) 881-2167

Chicago, IL (312) 353-8204

Fort Worth, TX (817) 334-2794

San Francisco, CA (415) 974-7125

SUPPLEMENTARY INFORMATION: In a decision served May 5, 1983, (48 FR 20919, May 10, 1983), the Commission established owner-operator reimbursement at 11.5 cents per mile for all carrier-related business miles. This change became effective May 24, 1983. As noted in the October 8, 1981 decision (46 FR 50070, October 9, 1981), the mileage payment will change when the price of fuel in conjunction with the reimbursement formula causes the figure to rise or decline by .5 cents per mile.

As of June 6, 1983, the current price of diesel fuel was 120.0 cents per gallon. The reimbursement figure is 12. Ten working days after publication of the notice in the *Federal Register* (effective June 28, 1983), carriers shall reimburse owner-operators at a minimum of 12 cents per mile.

During this 10-day period or after, if they choose, carriers may adjust their rates to reflect the change in owner-operator reimbursement by using the 10-day notice provisions of Special Permission No. 81-2500 (see Part 2 of Appendix B and Appendix C to the October 8 decision). All other normal rate-making avenues are also available.

Notice shall be given to the general public by mailing a copy of this decision to the Governor of each State having

jurisdiction over transportation by depositing a copy in the Office of the Secretary, Interstate Commerce Commission, Washington, D.C., for public inspection and by depositing a copy with the Director, Office of the Federal Register, for publication.

Decided: June 6, 1983.

By the Commission, Richard Lewis, Acting Director, Office of Proceedings.

Agatha L. Mergenovich,
Secretary.

[FR Doc. 83-15047 Filed 6-13-83; 6:45 am]

BILLING CODE 7035-01-M

49 CFR Part 1039

[Ex Parte No. 346 (Sub-8)]

Exemption From Regulation—Boxcar Traffic; Extension of Time for Filing Replies to Petitions for Reconsideration

AGENCY: Interstate Commerce Commission.

ACTION: Final rules; extension of time.

SUMMARY: In the Federal Register notice of May 8, 1983 (48 FR 20412), final rules were adopted in this proceeding which would exempt rate regulation of traffic in boxcars from 49 U.S.C. Subtitle IV and modify regulation of car hire and car service. Several petitions for reconsideration or for clarification have been filed, the first of which requires that timely replies be made no later than June 9, 1983. At the request for the Association of American Railroads, the time for replies has been extended to June 20, 1983.

DATE: Replies to the petitions for reconsideration of the decision of the Commission in this proceeding served May 9, 1983, are due June 20, 1983.

ADDRESS: Send an original and, if possible, 6 copies of any replies to: Office of the Secretary, Interstate Commerce Commission, Washington, D.C. 20423.

FOR FURTHER INFORMATION CONTACT: Douglas Galloway, (202) 275-7278.

By the Commission, Reese H. Taylor, Jr., Chairman.

Dated: June 6, 1983.

Agatha L. Mergenovich,
Secretary.

[FR Doc. 83-15046 Filed 6-13-83; 8:45 am]

BILLING CODE 7035-01-M

Proposed Rules

Federal Register

Vol. 48, No. 115

Tuesday, June 14, 1983

This section of the FEDERAL REGISTER contains notices to the public of the proposed issuance of rules and regulations. The purpose of these notices is to give interested persons an opportunity to participate in the rule making prior to the adoption of the final rules.

DEPARTMENT OF AGRICULTURE

Animal and Plant Health Inspection Service

9 CFR Part 91

[Docket No. 81-022]

Pseudorabies Test of Export Swine; Withdrawal of Proposed Rule

AGENCY: Animal and Plant Health Inspection Service, USDA.

ACTION: Withdrawal of proposed rule.

SUMMARY: This document withdraws a proposal to amend the animal export regulations to require that all swine to be exported from the United States, except swine for immediate slaughter, shall be handled in accordance with certain procedures and be negative to an official pseudorabies test or tests. The proposal was designed to provide assurances to the animal health authorities of other countries that swine exported from the United States, except swine exported for immediate slaughter, are not infected with or exposed to pseudorabies.

It now appears, based on a careful consideration of the comments received, that the proposed rule would be unworkable. Accordingly, the proposed rule of December 30, 1980, is withdrawn.

EFFECTIVE DATE: June 14, 1983.

FOR FURTHER INFORMATION CONTACT: Dr. Najam Q. Faizi, Staff Veterinarian, Export Animals, Import/Export Animals and Products Staff, VS, APHIS, USDA, Room 844-AAA, 6505 Belcrest Road, Hyattsville, MD 20782, 301-436-8383.

SUPPLEMENTARY INFORMATION: This document withdraws the proposal published in the Federal Register on December 30, 1980 (45 FR 85767-85769), to amend the animal export regulations (9 CFR Part 91) to require that all swine to be exported from the United States, except swine for immediate slaughter, shall be handled in accordance with certain procedures and be negative to an official pseudorabies test or tests. The proposal was designed to provide assurance to the animal health

authorities of other countries that swine exported from the United States, except swine exported for immediate slaughter, are not infected with or exposed to pseudorabies.

Written comments were solicited in response to the proposal. Thirty-seven comments were received. The comments were from swine breeders and exporters, seed stock suppliers, and representatives of the purebred livestock community, the pork industry, and other agricultural organizations.

With only one exception, the commenters opposed the proposed rule.

It was proposed to require that swine to be exported, except swine for immediate slaughter, be (1)(A) from a qualified pseudorabies negative herd, (B) found negative to an official pseudorabies test within 30 days prior to the date of export, (C) moved directly from the qualified pseudorabies negative herd to the port of embarkation after such test, and (D) physically separated so as to prevent physical contact with other animals or effluent drainage therefrom during such movement; or (2)(A) physically separated so as to prevent physical contact with other animals or the effluent drainage therefrom, (B) found negative to two official pseudorabies tests at intervals of not less than 30 days nor more than 60 days between tests during such periods of physical separation (the last test would have been required to be conducted within 30 days prior to the date of export), (C) moved directly to the port of embarkation, and (D) physically separated so as to prevent physical contact with other animals or effluent drainage therefrom during such movement.

The commenters opposed to the proposal did not disagree with the purpose of the proposed regulation—to provide assurance to the animal health authorities of other countries that swine exported from the United States, except swine exported for immediate slaughter, are not infected with or exposed to pseudorabies. However, it was asserted that the proposed rule as outlined would be a burden to exporting breeders without providing any more assurance of pseudorabies-free swine to animal health authorities of other countries than is now provided. These commenters expressed a preference either for no change in the present

regulations or for a requirement for one negative pseudorabies test within 30 days prior to export. The latter reflects the current testing practice of nearly all swine exporters.

Under the proposal, swine would be moved from the farm of origin directly to the port, there to wait for embarkation. The commenters' main objections concerned activities at the port.

It was asserted that swine should not be moved directly to the port of embarkation, based on the assertion that the farm is the safest place for swine in a pseudorabies-free herd to be until time for export. It was further asserted that the proposed additional testing and isolation at the port would be costly and would increase stress to the swine, thus increasing susceptibility to disease.

Several commenters questioned the adequacy, both of size and construction, of export facilities at ports to handle swine after the on-farm test until time for export. It was also asserted that due to the uncertainty of reservations for flying animals overseas, swine could be moved to an export facility and, in the event of a delayed or cancelled flight, have to stay there for longer than the originally scheduled time, thus creating scheduling problems at ports and increasing costs for the exporter.

Based on a careful consideration of these comments, the Department agrees that it appears that the proposed rule would be unworkable and should therefore be withdrawn.

The Department has not made a determination concerning what, if any, alternative action should be taken with respect to certifying swine for export as pseudorabies-free. Should any action appear necessary, a separate rulemaking proceeding would be initiated.

List of Subjects in 9 CFR Part 91

Animal diseases, Animal welfare, Exports, Humane animal handling, Livestock and livestock products, Transportation.

Under the circumstances referred to above, the proposed rule in the Federal Register document captioned "Pseudorabies Test of Export Swine" published on December 30, 1980 (45 FR 85767-85769) is withdrawn.

(Sec. 10, 26 Stat. 417; secs. 4 and 5, 23 Stat. 32, as amended; sec. 101(a), 58 Stat. 734, as

amended; sec. 1, 32 Stat. 791, as amended; sec. 3, 76 Stat. 130; sec. 11, 76 Stat. 132; secs. 12, 13, 14, and 18, 34 Stat. 1263, as amended; secs. 1 and 2, 26 Stat. 833; 21 U.S.C. 105, 112, 113, 114a, 120, 121, 134b, 134f, 612, 613, 614, 618; 46 U.S.C. 466a, 466b; 7 CFR 2.17, 2.51, and 371.2(d)).

Done at Washington, D.C., this 8th day of June, 1983.

K. R. Hook,

Acting Deputy Administrator, Veterinary Services.

[FR Doc. 83-15673 Filed 6-13-83; 8:45 am]

BILLING CODE 3410-34-M

9 CFR Part 72

[Docket No. 82-093]

Texas (Splenic) Fever in Cattle; Proposed Addition to List of Approved Dipping Pesticides

AGENCY: Animal and Plant Health Inspection Service, USDA.

ACTION: Proposed rule.

SUMMARY: This document proposes to add Ciodrin® to the list of pesticides officially approved for dipping cattle to rid them of ticks prior to their interstate movement. This action appears to be necessary in order to provide an alternative pesticide which is safe and effective for such treatment of livestock.

DATE: Comments must be received on or before August 15, 1983.

ADDRESS: Written comments concerning this proposal should be submitted to Mr. T. O. Gessel, Director, Regulatory Coordination Staff, APHIS, USDA, Room 728, Federal Building, 6505 Belcrest Road, Hyattsville, MD 20782. Written comments received may be inspected at Room 728, Federal Building, 8 a.m. to 4:30 p.m., Monday through Friday, except holidays.

FOR FURTHER INFORMATION CONTACT: Dr. E. R. Mackery, VS, APHIS, USDA, Special Diseases Staff, Federal Building, Room 821, 6505 Belcrest Road, Hyattsville, Maryland 20782, 301-436-8438. An environmental impact analysis has been prepared on the use of Ciodrin and is available by contacting Dr. G. O. Schubert, Assistant Senior Staff Veterinarian, VS, APHIS, USDA, Federal Building, Room 820, 6505 Belcrest Road, Hyattsville, Maryland 20782, 301-436-8438.

SUPPLEMENTARY INFORMATION:

Background

The regulations in 9 CFR Part 72, among other things, regulate the interstate movement of cattle infested with or exposed to certain specified species of ticks. Sections 72.6 and 72.7 of

the regulations require certain cattle to be dipped in a pesticide bath before they are moved interstate in order to ensure that they are not infested with ticks. Section 72.13(b) of the regulations lists the brands of pesticides, or "permitted dips," permitted by the Department for such dipping. The "permitted dips" are proprietary brands of specific pesticides at prescribed concentrations.

Proprietary brands of the "permitted dips" listed in § 72.13(b) are allowed to be used for the purposes of Part 72 only when approved by the Deputy Administrator, Veterinary Services (VS), in accordance with § 72.13(c) of the regulations. Before a "permitted dip" is specifically approved for such use, VS requires that, among other things, the product be registered for such use under the provisions of the Federal Insecticide, Fungicide and Rodenticide Act (FIFRA) as amended (7 U.S.C. 135 *et seq.*). In addition, before a dip can be specifically approved as a "permitted dip," its efficacy and stability must have been demonstrated and trials must have been conducted to determine that its concentration can be maintained and that under actual field conditions the dipping of cattle in a bath of specific strength will effectively eradicate ticks without injury to the animals dipped.

Veterinary Services of APHIS has been requested to grant "permitted dip" status to Ciodrin®, a proprietary brand of organophosphorous insecticide.

Ciodrin® is an organophosphorous product which is biodegradable and which has been registered by the Environmental Protection Agency since April 24, 1963, under the provisions of the FIFRA for use against face flies, stable flies, horn flies, ticks, and lice. Both the efficacy and stability of Ciodrin® have been demonstrated. In trials conducted by the Department, it has been shown that the concentration of Ciodrin® can be maintained. Extensive field trials have also demonstrated that dipping cattle with Ciodrin® in a concentration of 0.44 to 0.54 percent effectively eradicates ticks without injury to the animals.

Therefore, in view of these facts, the Department is proposing to amend § 72.13(b) of the regulations to specify that Ciodrin® be allowed by the Department to be used in a concentration of 0.44 to 0.54 percent for dipping cattle infested with or exposed to ticks, prior to their movement interstate as required by the regulations.

Executive Order 12291 and Regulatory Flexibility Act

This proposed action has been reviewed in conformance with

Executive Order 12291 and Secretary's Memorandum 1512-1, and has been determined to be not a "major rule." The Department has determined that this action will not have any effect on the economy, will not cause any increase in costs or prices for consumers, individual industries, Federal, State or local government agencies, or geographic regions, and will not have any adverse effects on competition, employment, investment, productivity, or the ability of United States-based enterprises to compete with foreign-based enterprises in domestic or export markets.

Additionally, Bert W. Hawkins, Administrator of the Animal and Plant Health Inspection Service, has determined that this action will not have a significant economic impact on a substantial number of small entities because this action only provides for the use of an additional "permitted dip" as an option for treatment of cattle infested with or exposed to ticks.

Alternatives

Two alternatives were considered:

1. To list Ciodrin® as a permitted dip.
2. Not to list Ciodrin® as a permitted dip.

Alternative 1 is proposed because it would provide another approved insecticide for use as a "permitted dip" for cattle infested with or exposed to ticks. APHIS believes that as large a number of permitted dips as possible should be available to the industry in the interests of effective disease control. Choosing alternative 1, therefore, maximizes net benefits to society (i.e., the use of another effective insecticide) without any additional cost. If alternative 2 were adopted, this insecticide, which has been proven effective against ticks and which has been registered for that use by the EPA, could not be made available. This would be detrimental to ongoing efforts to eradicate Texas (Splenic) fever in cattle in the United States.

Lists of Subjects in 9 CFR Part 72

Animal diseases, Animal pests, Cattle, Quarantine, Splenic Fever, Texas fever, Ticks, Transportation.

PART 72—TEXAS (SPLENETIC) FEVER IN CATTLE

Accordingly, it is proposed to amend 9 CFR Part 72 by adding a new paragraph (b)(5) to § 72.13 to read as follows:

§ 72.13 Permitted dips and procedures.

* * * * *

(b) * * *

(5) Approved proprietary brands of organophosphorous insecticides

(Clodrin®) if used in a concentration of 0.44 to 0.54 percent and if used in accordance with the EPA approved label.

(Secs. 1, 2, 32, Stat. 791-792, as amended; secs. 4-7, 23 Stat. 32; secs. 1-4, 33 Stat. 1264, 1265; 21 U.S.C. 111-113, 115, 117, 120, 121, 123-126; 7 CFR 2.17, 2.51, and 371.2(d))

Done at Washington, D.C., this 8th day of June, 1983.

K. R. Hook,

Acting Deputy Administrator Veterinary Services.

[FR Doc. 83-15875 Filed 6-13-83; 9:45 am]

BILLING CODE 3410-34-M

9 CFR Part 92

[Docket No. 83-017]

APHIS Program To Prevent Introduction of CEM Into the United States

AGENCY: Animal and Plant Health Inspection Service, USDA.

ACTION: Advance Notice of Proposed Rulemaking.

SUMMARY: This document solicits public comment on the current regulatory program which was designed to prevent the introduction of contagious equine metritis (CEM) into the United States. Comments from the public are requested to help the Animal and Plant Health Inspection Service (APHIS) determine the adequacy of its current CEM program and whether or not, and in which ways, the program should be changed.

DATE: Comments must be received on or before August 15, 1983.

ADDRESS: Written comments concerning this notice should be submitted to T. O. Gessel, Director, Regulatory Coordination Staff, APHIS, USDA, Room 728, Federal Building, 6505 Belcrest Road, Hyattsville, MD 20782. Written comments received may be inspected at Room 728 of the Federal Building, 8 a.m. to 4:30 p.m., Monday through Friday, except holidays.

FOR FURTHER INFORMATION CONTACT: Dr. C. A. Gipson, USDA, APHIS, VS, Room 826, Federal Building, 6505 Belcrest Road, Hyattsville, MD 20782, 301-436-8321.

SUPPLEMENTARY INFORMATION:

Background

Contagious equine metritis (CEM) is a highly transmissible venereal disease of the horse family. CEM is caused by a bacterium that has been described as a

microaerophilic, gram negative coccobacillus tentatively named *Haemophilus equigenitalis*. The disease does not threaten the life of the animal. Infection by the bacterium is localized in the reproductive tract and does not become systemic. Stallions show few, if any, symptoms. Mares may show a vaginal discharge. Reproduction, however, is severely curtailed when infected horses are mated with each other or with non-infected equidae. This could have a devastating effect on the equine industry. Notwithstanding, infected horses can be made free of the disease by treatment with disinfectants and antibacterial ointments. CEM was first identified as a separate and distinct disease in several European countries during the spring of 1977. As it was not known to exist in the United States at that time, considerable concern was expressed by segments of the United States horse industry that CEM would be introduced into this country through horse importations. Currently, CEM is known to exist in 11 foreign countries: Australia, Austria, Belgium, Denmark, France, Federal Republic of Germany, Ireland, Italy, Japan, Sweden, and the United Kingdom (England, Scotland, Northern Ireland, Wales and the Isle of Man).

The regulations in 9 CFR Part 92 (the regulations), among other things, set forth provisions concerning the importation of horses from these 11 foreign countries where CEM is known to exist. It appears that changes in the regulations should be considered based on the following:

1. It had been thought that CEM could be transmitted only by natural mating, however, the disease has been diagnosed in virgin mares and stallions.
2. In the past, CEM had been diagnosed only in Thoroughbreds; now the disease has been diagnosed in other breeds of horses.
3. CEM was diagnosed in a resident mare in the United States as recently as one year ago.
4. Interstate and interherd movement of horses within the United States has been difficult to monitor, which would make spread of the disease difficult to control if CEM were found to exist in the United States.
5. International movement of horses and lack of surveillance of CEM in many countries suggests the disease is likely to exist in countries other than the 11 foreign countries in which it is known to exist.
6. The breeding activity of horses imported solely for competition, such as

racing, is difficult to ascertain and these horses may be spreading the disease.

The following are some possible changes to the current CEM program APHIS is considering because of the facts stated above.

1. Deregulation of the current regulatory program.

Many State authorities and individuals from the horse industry believe that CEM is a treatable disease and that it should therefore not be regulated. Most treatable diseases are in fact not strictly regulated. Horse breeders who believe the present regulations are inadequate and who have adopted their own precautions to exclude the CEM from their breeding operations would probably favor deregulation. Deregulation would relieve them of the expense associated with importing horses under present CEM regulations. Deregulation would also eliminate the cost of USDA of enforcing the present regulatory program.

One disadvantage of deregulation is it could increase the risk of introducing the CEM organism into the United States horse population. However, horse breeders could individually avoid this risk by using artificial insemination in place of natural breeding. Another disadvantage of deregulation at the federal level would be that an additional burden would be placed on State veterinary authorities working to prevent introduction of CEM into their States. Finally, foreign countries could impose restrictions on horse exports from United States in order to protect themselves against CEM.

2. Promotion of a voluntary industry Code of Practice.

The Thoroughbred horse industry in France, Ireland and United Kingdom has implemented a voluntary Code of Practice. The horse industry of the United States could implement a similar code recommending procedures to be used to prevent introduction of the CEM organism into a horse stud and to handle infection when it is diagnosed. The exclusive use of a voluntary Industry Code of Practice would remove government involvement from prevention and control of CEM and would allow the industry to develop its own control measures. The horse breeder and his veterinarian would make the decision as to which methods to use.

A disadvantage of the exclusive use of a voluntary Industry Code of Practice is that the United States horse industry does not have experience with voluntary codes. The success of the Voluntary

Industry Code of Practice would depend primarily on the reporting of all horses diagnosed to be infected with the CEM organism and their contacts with other horses, and secondarily on following prescribed procedures. Without proper reporting, infected animals could not be traced and other horses with which they came in contact could not be identified. Poor reporting would make the disease virtually uncontrollable.

3. Strengthening the current program.

APHIS could establish federal regulations to prevent the introduction of CEM into the United States or enter into cooperative State-Federal agreements to prevent the spread of the disease if it exists in the United States. In this connection, APHIS could:

- Impose requirements on the importation of horses from all countries not found to be free of CEM.
- Impose restrictions on the importation of horses not currently regulated because of CEM, such as horses under 2 years of age.
- Impose more strict requirements on horses imported primarily for competitive events such as racing.
- Quarantine and test United States horses that have traveled abroad when they reenter the United States.
- Restrict the interstate movement of horses to prevent the spread of CEM.

Strengthening the current program would help reduce the possibility of infected horses introducing the disease into the United States. However, more research on CEM could be required in order to design more effective regulations. Also, additional personnel would be needed for a strengthened regulatory program, and the cost to the government and regulated persons would likely increase.

Comments on the adequacy of the current CEM program and whether or not, and in which ways, the program should be changed, and comments on the changes outlined above would be greatly appreciated.

List of Subjects in 9 CFR Part 92

Animal diseases, Imports, Livestock, Poultry and poultry products, Quarantine, Reporting and recordkeeping requirements.

Done at Washington, D.C., this 8th day of June 1983.

K. R. Hook,

Acting Deputy Administrator Veterinary Services.

[FR Doc. 83-15874 Filed 6-13-83; 8:45 am]

BILLING CODE 3410-34-M

FEDERAL TRADE COMMISSION

16 CFR Part 13

[Docket No. 772 3037]

Trans Union Credit Information Company; Proposed Consent Agreement with Analysis To Aid Public Comment

AGENCY: Federal Trade Commission.
ACTION: Proposed Consent Agreement.

SUMMARY: In settlement of alleged violations of federal law prohibiting unfair acts and practices and unfair methods of competition, this consent agreement, accepted subject to final Commission approval, would require a Chicago-based computerized consumer credit reporting agency and its credit bureaus, among other things, to cease furnishing reports to investigative agencies, government law enforcement agencies and others who are not properly certified, or to whom the company has reason to believe would use the information for impermissible purposes. The agency would have to advise users of the reports that anyone obtaining credit information under false pretenses is subject to a fine and/or imprisonment under Federal law. In making file disclosures to properly identified customers, the company would be required to disclose the nature and substance of all information retained on the consumer, no matter how recorded. The reporting agency would also be required to reinvestigate disputed credit information; advise the consumer of the results of its reinvestigation; and record the current status of the information within a reasonable period of time. Credit information reports would have to include clear and accurate dispute statements filed by consumers, or summaries of such statements. Further, when responding to telephonic requests for information, the dispute statement would have to be read before the challenged information is disclosed. The order would also bar the company from purging any consumer file containing credit account information that is solely non-derogatory and whose most recent date of activity is less than five years old, unless it advises users of the reports that such purges are performed periodically. Additionally, the company would be required to review its credit reporting system in accordance with the procedures set forth in the order to detect and remedy erroneous information maintained or reported by the system.

DATE: Comments must be received on or before August 15, 1983.

ADDRESS: Comments should be directed to FTC/S, Office of the Secretary, Washington, D.C. 20580.

FOR FURTHER INFORMATION CONTACT: Anne P. Fortney, FTC/PD, Washington, D.C. 20580, (Phone: (202) 724-1119).

SUPPLEMENTARY INFORMATION: Pursuant to Section 6(f) of the Federal Trade Commission Act, 38 Stat. 721, 15 U.S.C. 48 and § 2.34 of the Commission's Rules of Practice (16 CFR 2.34), notice is hereby given that the following consent agreement containing a consent order to cease and desist and an explanation thereof, having been filed with and accepted, subject to final approval, by the Commission, has been placed on the public record for a period of sixty (60) days. Public comment is invited. Such comments or views will be considered by the Commission and will be available for inspection and copying at its principal office in accordance with § 4.9(b)(14) of the Commission's Rules of Practice (16 CFR 4.9(b)(14)).

List of Subjects in 16 CFR Part 13

Consumer credit reports.

[File No. 772-3037] Agreement Containing Consent Order To Cease and Desist

In the matter of Trans Union Credit Information Company, a corporation.

The Federal Trade Commission having initiated an investigation of certain acts and practices of Trans Union Credit Information Company ("Trans Union"), a corporation, and it now appearing that Trans Union, hereinafter sometimes referred to as respondent, is willing to enter into an agreement containing an Order to cease and desist from the use of the acts and practices being investigated.

It is hereby agreed by and between Trans Union and its attorneys, and counsel for the Commission that:

1. Respondent is a corporation organized, existing and doing business under and by virtue of the laws of the State of Delaware, with its office and principal place of business located at 111 West Jackson Boulevard, in the city of Chicago, State of Illinois.

2. Respondent admits all the jurisdictional facts set forth in the draft of complaint here attached.

3. Respondent waives:

- Any further procedural steps;
- The requirement that the Commission's decision contain a statement of findings of fact and conclusions of law; and

(c) All rights to seek judicial review or otherwise to challenge or contest the validity of the Order entered pursuant to this agreement.

4. This agreement shall not become part of the public record of the proceeding unless and until it is accepted by the Commission. If this agreement is accepted by the Commission it, together with the draft complaint contemplated thereby will be placed on the public record for a period of sixty (60) days and information in respect thereto publicly released. The Commission thereafter may either withdraw its acceptance of this agreement and so notify respondent, in which event it will take such action as it may consider appropriate, or issue and serve its complaint (in such form as the circumstances may require) and decision, in disposition of the proceeding.

5. This agreement is for settlement purposes only and does not constitute an admission by respondent that the facts as alleged in the draft complaint here attached are true or that any law has been violated.

6. This agreement contemplates that, if it is accepted by the Commission, and if such acceptance is not subsequently withdrawn by the Commission pursuant to the provisions of § 2.34 of the Commission's Rules, the Commission may, without further notice to respondent: (1) Issue its complaint corresponding in form and substance with the draft of complaint here attached and its decision containing the following Order to cease and desist in disposition of the proceeding; and (2) make information public in respect thereto. When so entered, the Order to cease and desist shall have the same force and effect and may be altered, modified or set aside in the same manner and within the same time provided by statute for other orders. The Order shall become final upon service. Delivery by the U.S. Postal Service of the complaint and decision containing the agreed-to Order to respondent's address as stated in this agreement shall constitute service. Respondent waives any right it may have to any other manner of service. The complaint and the initial compliance report may be used in construing the terms of the Order, and no agreement, understanding, representation, or interpretation not contained in the agreement, Order or initial compliance report may be used to vary or contradict the terms of the Order.

7. Respondent has read the proposed complaint and Order contemplated hereby. It understands that once the Order has been issued, it will be required to file one or more compliance reports showing that it has fully complied with the Order. Respondent

further understands that it may be liable for civil penalties in the amount provided by law for each violation of the Order after it becomes final.

It is hereby ordered, That respondent Trans Union Credit Information Company ("Trans Union" or "respondent"), a corporation, its successors and assigns, and its officers, agents, representatives, and employees, directly or through any corporation, subsidiary, division or other device, in connection with the furnishing of consumer reports by its owned bureaus derived from consumer files owned by Trans Union, in or affecting commerce, as "commerce" is defined in the Federal Trade Commission Act, shall forthwith cease and desist from:

1. Failing to maintain reasonable procedures designed to limit the furnishing to private investigative or detective agencies of consumer reports to the purposes listed under Section 604 of the Fair Credit Reporting Act ("FCRA"). For the purpose of this Order such procedures consist of:

A. Requiring all users to certify in writing, before respondent furnishes any consumer reports to such users, the nature of their businesses, the purpose(s) for which they will use respondent's consumer reports and that the consumer reports will be used for no other purpose. For current users for which respondent does not possess such certifications, respondent shall obtain such certifications within six months of the date this Order becomes effective.

B. Making reasonable efforts to verify the identity of a prospective user, the nature of its business and its proposed uses of respondent's reports prior to furnishing consumer reports to such user.

C. Requiring private investigative agencies and detective agencies to certify in writing or orally at the time of each request for a consumer report:

1. The specific purpose or purposes for which each consumer report is sought;

2. That the information will be used for no other purpose; and

3. That the user understands that Federal law provides that a person who obtains information from a consumer reporting agency under false pretenses shall be fined no more than \$5,000 or imprisoned not more than one year or both.

If the user's certification is oral rather than in writing, respondent shall either:

(1) Request the user to confirm the certification in writing within ten business days after such request or (2) maintain a written record of the identity of the requestor, the date of the request, the identity of the consumer (name and

address) on whom the consumer report was requested and the purpose(s) certified for the request. For any such user for which respondent requests subsequent written certification rather than maintains a written record, respondent may not furnish additional consumer reports if it does not receive such certification within the ten-day period. In such cases, additional consumer reports may be furnished after the written certification is received.

Private investigative agencies and detective agencies do not, for the purpose of this provision, include credit bureaus that prepare or issue investigative consumer reports, as that term is defined in Section 603(e) of the FCRA.

D.1. With respect to each prospective user, after six months from the date this Order becomes effective, either: (1) Consulting the current telephone yellow pages for the geographical areas in which respondent sells consumer reports for a listing of all detective agencies, private investigative agencies, investigators, and security services, or (2) conducting an on-site inspection of the premises of such user, in order to determine whether it is a detective agency or private investigative agency, and is thus a user from which the certification described in (C) above must be obtained.

2. With respect to current users, within six months from the effective date of this Order, either: (1) Consulting the current yellow pages for the geographical areas in which respondent sells consumer reports and determining whether any of the businesses listed therein as detective agencies, private investigative agencies, investigators, or security services are current subscribers, or (2) conducting on-site inspections of the premises of such current users, in order to determine, for each current user, whether it is a detective agency or a private investigative agency and is thus a user from which the certification described in (C) above must be obtained.

E. Furnishing a consumer report to any detective agency or private investigative agency when that agency has not certified a specific permissible purpose for obtaining that consumer report or when respondent has otherwise received notice that such agency is seeking to obtain the consumer report for a purpose that is not permissible under Section 604 of the FCRA. For the purpose of this provision, certifications of specific permissible purposes include, but are not limited to, certifications of one of the purposes listed in § 604(3)(A)-(D) of the FCRA.

II. Failing to maintain reasonable procedures designed to limit the furnishing of consumer reports to government agencies, or departments of government agencies, which have as a principal function the enforcement of civil or criminal laws and which do not in the ordinary course of business regularly extend credit or insurance for personal, family or household use or evaluate consumers' eligibility for licenses or government benefits for which the agency is required by law to consider the applicant's financial responsibility or status, to the purposes listed under Section 604 of the FCRA. For the purpose of this Section respondent is required to cease and desist from:

A. Failing to require such agencies or departments to certify either in writing or orally at the time of each request for a consumer report:

1. The specific purpose or purposes for which each consumer report is sought;
2. That the information will be used for no other purpose; and
3. That the user understands that Federal law provides that a person who obtains information from a consumer reporting agency under false pretenses shall be fined no more than \$5,000 or imprisoned not more than one year or both.

If the user's certification is oral rather than in writing, respondent shall either: (1) Request the user to confirm the certification in writing within ten business days after such request; or (2) maintain a written record of the identity of the requestor, the date of the request, the identity of the consumer (name and address) on whom the consumer report was requested and the purpose(s) certified for the request. For any such user for which respondent requests subsequent written certification rather than maintains a written record of the certification, respondent may not furnish additional consumer reports if it does not receive such certification within the ten day period. In such cases additional consumer reports may be furnished after the written certification is received.

The requirements of Section II of this Order do not apply to requests by government agencies for information limited to the consumer's name, address, former addresses, places of employment and former places of employment.

B. Furnishing a consumer report to any such government agency or department when it has not certified a specific permissible purpose for obtaining that consumer report or when respondent has otherwise received notice that such agency or department is seeking to obtain the consumer report

for a purpose that is not permissible under Section 604 of the FCRA.

For the purpose of this provision, certifications of specific permissible purposes include, but are not limited to, certifications of one of the purposes listed in section 604(3)(A)-(D) of the FCRA.

III.A. Failing to follow reasonable procedures to avoid issuing any consumer report, except as authorized by Section 605(b) of the FCRA, containing any account placed for collection or repossession or charged to profit and loss whose date (month and year) so placed or charged, or if not available whose date (month and year) first furnished to or received by respondent, antedates the report by more than seven years.

B.1. Failing to follow reasonable procedures designed to assure that, for each account placed for collection or repossession or charged to profit and loss entered into the data base, the date (month and year) the item first reached the indicated status or, if not supplied, the date (month and year) the item was first furnished to or received by respondent, is inserted into the data base as the purge date for such item.

2. Failing to follow reasonable procedures designed to assure that such purge dates are not advanced by the submission by credit grantors or collection agencies of subsequent information about the accounts in question.

C.1. Within one hundred eighty (180) days of the effective date of this Order, respondent shall:

(a) Produce a computer dump of all accounts with the corresponding names and addresses of the consumers in whose files they are maintained in the data base bearing a manner of payment code "08", "8A", "8D", "09", or "9B" and bearing purge dates of July 1978 through March 1979;

(b) Mail, to each credit grantor or collection agency for which account information meeting the criteria described in (a) above exists in respondent's data base, a completed copy of the form letter included as Exhibit A to this Order, requesting that the recipient review or permit respondent to review the actual dates closed or placed for collection or repossession of accounts held by the recipient and meeting the criteria described in (a) above. The letter shall contain an estimate of the number of credit grantor's or collection agency's accounts to be reviewed.

If the credit grantor or collection agency has not replied to the letter within forty-five (45) days of the date it was mailed respondent shall, within

fifteen (15) days of the expiration of that 45 day period, send a follow-up letter again requesting that the recipient perform the review or permit respondent to perform the review.

If the recipient replies that it will perform this review, respondent shall deliver to it, within two weeks of receipt of that reply, that portion of the computer dump described in (a) above that pertains to accounts held or handled by the recipient. If the credit grantor or collection agency replies that it will permit respondent to perform this review, respondent shall commence such review within sixty (60) days of receipt of the credit grantor's or collection agency's reply.

2. (a) For those accounts for which the credit grantor or collection agency responds, or respondent determines, upon performing the review, as having an earlier date on which the indicated status was reached or the item was first furnished to respondent than the purge date contained in the data base, respondent shall replace the purge date contained in the data base with such earlier date.

(b) For accounts held by those credit grantors or collection agencies which do not respond to either of the letters described in 1(b) above, or respond that they will not perform the review or permit respondent to perform the review, respondent may maintain the purge dates contained in the data base, except as respondent is otherwise required to change or delete such date pursuant to the consumer dispute and reinvestigation procedures of Section 611 of the FCRA.

D. For any of respondent's bureaus, with respect to that portion of the data base pertaining to such bureau or any part of that portion of the data base, respondent may, as an alternative to performing the procedures described in (C) above, purge all accounts bearing one of the above-mentioned manner of payment codes and a purge date falling within the above-designated period.

IV. A. 1. Failing, upon request and proper identification of any consumer, to clearly and accurately disclose to the consumer the nature, substance and source of all information on that consumer recorded and retained by respondent regardless of how the information is stored.

2. Failing, in any bureau that furnishes any consumer report(s) to a user or users by means of a cathode ray tube (CRT) terminal, to make disclosure to consumers as required by (A)(1) above by CRT terminal using the same point score threshold, and allowing for display of the same number of files

whose score equals or exceeds that threshold, as the CRT terminal(s) used for furnishing consumer reports to users.

V. Failing, when issuing a consumer report containing information with respect to which the consumer has filed a dispute statement pursuant to Section 611(b) of the FCRA, to clearly note in any subsequent consumer report containing the information in question that such information is disputed by the consumer and provide to the user either the consumer's statement or a clear and accurate codification or a summary thereof, and in particular:

A. Failing, for each written or printed consumer report issued containing information with respect to which the consumer has filed a dispute statement, to provide in the consumer report itself the dispute statement or a clear and accurate codification or summary thereof.

B. Failing, in each consumer report issued by telephone containing information with respect to which the consumer has filed a dispute statement, to read to the inquirer the contents of the dispute statement, or a clear and accurate codification or a summary thereof, before reading the disputed information, and to refuse to read the disputed information if the inquirer does not permit the dispute statement or the codification or summary thereof to be so read.

C. Failing, for each consumer report issued by telephone concerning a consumer who has filed a dispute statement, to maintain a record of the identity of the consumer, the identity of the inquirer and the date the dispute statement or codification or summary thereof was supplied to the inquirer, unless respondent previously incorporated such dispute statement or codification or summary thereof in the consumer's file in the data base.

VI. Purging from the data base or any portion thereof, after one hundred eighty (180) days from the date this Order becomes effective, consumer files containing credit account information that is solely non-derogatory and whose most recent date(s) of activity is (are) less than five years old, unless respondent:

A. Delivers, by first class mail or in person, a separate printed notification to the user's (other than another credit bureau) personnel listed below. This notification shall state that respondent's bureaus from time to time perform such purges and that respondent will, upon written request, disclose in writing the dates and criteria of any purges performed within the past two years on the portion(s) of respondent's data base pertaining to the bureau(s) from which

the user principally purchases respondent's reports, as well as any other bureau for which the user requests such information. This notification shall also contain a recommendation that the information contained in it be transmitted to the user's employee in charge of developing consumer credit or benefit evaluation criteria and employee who supervises the consumer credit application or benefit evaluation process.

1. Any individual who is to execute a subscriber contact or agreement with respondent on behalf of any person, business, or government agency.

The notification may be delivered to this person together with the contract or agreement form to be signed.

2. Within thirty days after the execution of such contract for any prospective user, and within one hundred eighty (180) days after the effective date of this Order for any user authorized to obtain consumer reports from respondent, such user's individual in charge of consumer credit or benefit operations. For any previous user not authorized, as of the effective date of this Order, to obtain consumer reports from respondent, respondent need not deliver the notification until thirty (30) days after the user is reauthorized to obtain consumer reports.

The notification shall not be delivered to this person together with any billing invoice.

B. Upon written request from an existing or prospective user (other than another credit bureau), makes the disclosure specified in (A) above, with the exception that respondent need not make the disclosure for such purges as may have been performed prior to the effective date of this Order, and for which, as of that date, it was not in possession of records. In the case of that exception, respondent need only disclose instead that there may have been purges performed prior to that date, for which it is no longer has the exact dates of criteria.

C. Inserts into the consumer's file (including, when necessary, reestablishing a file on the consumer), upon the consumer's request, any item of account information when a consumer, disputing the completeness of his or her file, indicates he or she has such account under this or her name, and when that account is held by a subscriber to respondent's consumer reporting services and is verifiable.

Section VI of this Order does not apply to purges of files on consumers whose current addresses, as reflected in the file, do not fall within the geographic area covered by the portion of the data base in which the files are maintained. It

does not apply to purges of files performed as part of a purge by respondent of all files in a portion of the data base pertaining to a specific geographic area. It does not apply to purges of files performed at the request of consumers to whom those files pertain, and it also does not apply to purges of trade line information performed at the specific request of a subscriber to which it pertains.

VII. Failing, when the completeness or accuracy of any item of information contained in his or her file (as defined in Section 603(g) of the FCRA) is disputed by a consumer and that dispute is directly conveyed to respondent by the consumer, to:

A. Reinvestigate and record the current status of that information within a reasonable period of time after the dispute is directly conveyed, unless respondent has reasonable grounds to believe the dispute is frivolous or irrelevant.

B. Inform the consumer of the results of the reinvestigation, orally or by placing the results in first class mail, within a reasonable period of time after the completion of the reinvestigation.

It is further ordered, That respondent shall:

VIII.A. Have its management, and the staff of its Cronus Support, Quality Control and Systems and Programming Departments, continue to review its credit reporting system. Such review will include the detection and remedying of significant inaccuracies in information maintained or reported by the system. During the period from thirty-six (36) months to five (5) years from the effective date of this Order, respondent will document the procedures it uses for such review, the results of such review, and measures it takes to increase accuracy.

B.1. Review the display algorithm of its credit reporting system with respect to its functions of distinguishing between seniors and juniors; consumers with the same last name and first initial living at the same address; consumers with the same last name, first initial and house number and living at different addresses; consumers with the same last name and first initial and having different social security numbers; and preventing display of "B" files that pertain to different consumers than the "A" files displayed. Respondent shall also review the merge algorithms of its credit reporting system with respect to their functions of preventing mixing in the same file of information on juniors and seniors or individuals otherwise having the same last name.

2. Determine, for each of the functions mentioned in (B)(1), whether the measures specified in the initial compliance report filed concurrently with this Order are feasible and effective in increasing the accuracy of respondent's computerized credit reporting system. Such determination shall be made on the basis of a documented cost-benefit analysis (*i.e.* dollar expenditures or decrease in reporting information pertaining to the consumer inquired on versus decrease in reporting information not pertaining to the consumer inquired on).

3. Compliance with the cost-benefit analyses referred to in (B)(2) with respect to display algorithm changes (aside from ascertaining dollar expenditures) shall be made by conducting empirical studies employing methodology similar to that used by respondent in the empirical studies it previously conducted [(a) through (d) below describe that methodology] to determine whether a display algorithm change would result in retrieval of additional files in response to inquiries. Compliance with the cost-benefit analyses with respect to merge algorithm changes shall be made by conducting similar empirical studies to determine whether such changes could reduce merger into individual files of information pertaining to different consumers below that occurring presently without reducing to an undue extent the merger into individual files of information that pertains to the same consumer.

The methodology for the display algorithm cost-benefit analyses includes:

(a) Compiling a sample of captured inquiries actually made by users and inquiries devised by respondent that adequately addresses the relevant variables and is large enough to provide a basis for determining the effect of the measure(s) over the general population of inquiries and data base files;

(b) Processing these inquiries against the data base using the existing display algorithm;

(c) Examining the files retrieved from the data base to determine which do and which do not pertain to the consumer inquired on and analyzing what changes in the display algorithm would result in retrieval of fewer files not pertaining to the consumers inquired on;

(d) Devising modified display algorithm(s) and testing them to determine if they reduce retrieval of files not pertaining to the consumer inquired on, without reducing to an undue extent retrieval of files pertaining to the consumer inquired on.

4. For each function, if respondent determines pursuant to (B)(2) and (B)(3) above that the measure(s) specified in the initial compliance report are feasible and effective in increasing accuracy, respondent shall implement such measure(s) or alternative measure(s) that respondent determines, pursuant to the above-described type of cost-benefit analysis, are as or more effective in increasing accuracy as the measure(s) specified in the initial compliance report.

5. If respondent determines that any of the measures listed in the initial compliance report, after performing the relevant cost-benefit analysis, is not effective in increasing accuracy beyond that produced by respondent's current algorithms, respondent need not make that change.

6. For each function described in (B)(1), multiple measures need not be implemented if they have only substantially identical, and not supplemental, effects on accuracy.

Any actions required under Section VIII(B) of this Order shall be completed within eighteen (18) months of the effective date of this Order.

C.1. During the period from eighteen (18) months to twenty-four (24) months from the effective date of this Order, and on a one-time basis only, take reasonable steps to identify other types of significant inaccuracies that may be occurring concerning reporting information pertaining to consumers other than the ones inquired on, other than those inaccuracies which are caused by a credit grantor's isolated and non-systematic errors in recording information concerning a consumer's account, or which involve a disagreement between the consumer and the credit grantor over the time or amounts of payments made by the consumer on the account, or which involve disputes over the quality of goods or services purchased. These steps include (a) having the managers of respondent's bureaus document the types of such inaccuracies reported to those bureaus by credit grantors or other users of respondent's reports during that period and (b) examining, for each of respondent's bureaus, the consumer relations files established for the first, third, and fifth months of that six month period.

The bureaus shall prepare and forward to respondent's Computer Division written summaries of the types of such inaccuracies identified pursuant to (a) or (b). The bureaus shall also attach actual examples of reports containing those types of inaccuracies.

2. Devise measure(s) that can reduce the occurrence of the types of

inaccuracies identified pursuant to (C)(1) above.

3. Implement those of the measures devised pursuant to (C)(2) above that respondent determines to be feasible and effective in decreasing the occurrence of the types of inaccuracies identified pursuant to (C)(1) above on the basis of documented cost-benefit analyses, as described in Section (B) above.

For each type of inaccuracy identified pursuant to (C)(1) above, multiple measures need not be implemented if they have only substantially identical, and not supplemental, effects on accuracy.

Any actions required under Order Section VIII(C) (2) and (3) shall be completed within the period of twenty-four (24) to thirty-six (36) months from the effective date of this Order.

It is further ordered, That respondent shall:

IX.A.1. Immediately, upon the date this Order becomes effective, begin to develop systematic procedures, whether performed by computer or otherwise, to perform the functions described in (2) below.

2. After eighteen (18) months from the effective date of this Order, ascertain, each time a credit grantor computer tape is processed and for each manner of payment code contained in the account information submitted, the number of accounts bearing that code, and to review those statistics and compare them to previous months' statistics for that credit grantor as a means of detecting likely systematically erroneous codes submitted by the credit grantor or otherwise inserted into the data base.

If the above-mentioned comparison process is automated, respondent shall within eighteen (18) months of the effective date of this Order provide to the Commission the criteria employed in such comparison.

3. After eighteen (18) months from the effective date of this Order, provide the credit grantor printed copies of the statistics described in (A)(1) above following any significant change in the computer program used to process the credit grantor's account information into the data base or whenever respondent determines that the statistics for that credit grantor are, in respondent's good faith judgment based upon its experience gained pursuant to its obligations under Section IX (A)(1) of this Order, significantly different from previous statistics.

4. After eighteen (18) months from the effective date of this Order, if respondent has reasonable grounds for

believing based on the review described in (A)(2) above or otherwise that any credit grantor is supplying systematically erroneous manner of payment codes or that systematically erroneous manner of payment codes are being produced by respondent's procedures for processing the information on credit grantor tapes into the data base, take reasonable steps to correct the erroneous codes entered into the data base and take reasonable steps to assure that:

(a) Subsequent tapes submitted by that credit grantor do not contain systematic transcription or formatting errors that cause erroneous manner of payment codes to be processed into the data base; and

(b) Respondent's credit grantor tape translation programs or other procedures for processing information into the data base do not by themselves, or in conjunction with the types of problems described in (a) above, generate erroneous manner of payment codes.

With respect to any tapes submitted to respondent which contain account information pertaining to more than one credit grantor and whose processing results in the printing out of aggregate manner of payment code statistics rather than statistics for each credit grantor, the requirements contained in (A) (1)-(4) above with respect to individual credit grantors shall apply instead to the supplier of the tape. With respect to any credit grantor that furnishes more than one tape to respondent in any month, respondent is not required to aggregate all monthly statistics for that credit grantor but shall rather treat the statistics generated from each tape separately.

B. Alternatively, respondent may satisfy its obligations under Section IX of this Order by instituting other reasonable procedures to detect and correct systematic errors in manner of payment codes as submitted by credit grantors or otherwise processed into respondent's data base.

Respondent may institute alternative procedures only if it determines after reasonable documented inquiry that the alternative procedures will be substantially as effective as the procedures describe in (A) above.

It is further ordered, That respondent shall submit to the Commission, within seven (7) months after the date of service of this Order, a compliance report detailing the actions respondent has already taken and intends to take to comply with each of the provisions of the Order. Respondent shall also maintain for a period of five (5) years from the effective date of this Order,

unless a shorter time period is specified, and make available upon written request made by Commission staff:

1. A printout of respondent's computer maintained subscriber listing, current as of the date of receipt of Commission staff's request.

2. The written certifications and records called for by Sections (I) (A) and (C) and II(A) of this Order, for the most recent twenty-four (24) month period.

3. The records specified in Section V(C) of this Order, for the most recent twelve (12) month period.

4. Such written requests as are received from users pursuant to Section VI(B) of this Order, for a period of twelve (12) months from the date received.

5. Documentation required by Section VIII(A) of this Order and documentation generated for the purpose of, in the course of conducting, or as a result of any of the analyses, determinations, reviews, identifications, examinations, implementations, information gathering and other actions called for by Sections VIII (B) and (C) of this Order.

6. With respect to the monthly statistics mentioned in Section IX(A) of this Order, respondent shall maintain records of such statistics for six months after their generation. Upon written request made by Commission staff, respondent shall prepare with respect to each individual subscriber tape (or with respect to each tape containing information from multiple credit grantors whose processing produces only aggregate statistics) and for the designated month(s) a summary form indicating the percentage change, positive or negative, in the number of accounts processed into the data base under each manner of payment code. Respondent shall, for each summary form, designate the subscriber (or tape supplier) by a consistently used identifying number rather than by name. Respondent shall make a special indication on the form when it pertains to a tape that produces only aggregate statistics for multiple credit grantors.

This provision does not require respondent to supply any documents or information to the Commission that would identify the subscriber to which the above mentioned statistics or reports pertain.

7. The documented inquiry called for by Section IX(B) of this Order, if Section (B) is followed as an alternative to section (A).

8. Any and all written or printed materials used by respondent to make any of the disclosures or notifications mentioned in provisions of this Order, except those required by Order Section VII and except that with respect to

Order Section III, respondent shall, for twelve (12) months after completion of its obligations under that section, maintain and make available upon written request by Commission staff: the number of credit grantors, and the number of accounts, contained in the computer dump produced pursuant to Section III(C)(1)(a); the number of letters sent to credit grantors; and the number of credit grantors or collection agencies that responded to the letters under III(C)(1)(b); the number of credit grantors or collection agencies that performed the review themselves; the number of credit grantors or collection agencies for which respondent performed the review; which bureaus, if any, determined to purge all or some of the relevant accounts rather than contact the credit grantors or collection agencies; and the number of accounts entirely purged and the number of accounts for which changed purge dates were inserted in the data base.

It is further ordered, That respondent shall maintain, for a period of five (5) years from the effective date of this Order, the computer dump required under Order Section III(C)(1)(a), copies of the letters sent to credit grantors or collection agencies, and written responses received and respondent's records of oral responses received pursuant to Order Section III(C)(1)(b).

It is further ordered, That respondent's obligations under Section VI of this Order shall terminate five (5) years from the date this Order becomes effective. Respondent's obligations under Section IX of this Order shall terminate five (5) years from the date respondent completes implementation of the procedures required by Section IX(A)(1)-(4), or Section IX(B), of this Order.

It is further ordered, That respondent notify the Commission at least thirty (30) days prior to any proposed change in its corporate structure such as dissolution, assignment or sale resulting in the emergence of successor corporations, the creation or dissolution of subsidiaries or any other changes in the corporation which may affect compliance obligations arising out of this Order.

It is further ordered, That the respondent shall forthwith distribute a copy of this Order to each of its management personnel and to each of the management personnel of each of its owed bureaus.

Exhibit A—Trans Union Credit Information Company

Dear (Credit Grantor/Collection Agency name): We are contacting you to request your

assistance in verifying dates for certain consumer account information that (name) has supplied to Trans Union Credit Information Company as a subscriber to Trans Union's credit reporting services. As you know, Trans Union's computerized credit reporting system is designed to purge itself of most adverse information on consumers within seven years from the date the item reached the indicated adverse status. To perform this function, the system fixes a date in the data base for each item of adverse information (the "purge date"). In the latter part of 1978 and early 1979, Trans Union instituted new procedures for fixing the purge date for accounts that are rated "08", "8A", or "8D" (repossessions), "09" (bad debt; placed for collection) or "9B" (collection account). Trans Union currently is reviewing all accounts in its data base that have one of the above manner of payment ratings and purge dates falling between July 1978 and March 1979 in an effort to assure that such purge dates are correct.

Our own research indicates that there are (number) such accounts reported by (name) currently maintained in our data base. To verify the correctness of the purge dates we have fixed for these accounts, and make any required changes, it will be necessary to review your records concerning these accounts to determine the dates on which the accounts actually reached the indicated status. We have a listing of accounts you have supplied to us which meet the criteria described above which we will provide to you. We request that you then review your records and inform us, for each of these accounts, of the month and year on which each such account first reached the indicated status, if different from the date contained in the listing. We also request that you inform us as to which accounts (if any) you cannot, from your records, determine the applicable date. Alternatively, if (name) would prefer that Trans Union perform this review of your records, we would be willing to supply Trans Union personnel to do so.

We request that you advise us within 30 days whether this information is available and, if so, whether (name) would be willing to participate in this review. Upon your affirmative response we will forward you the listing of accounts to be reviewed or arrange date(s) on which our personnel will review your records. Your cooperation would be most appreciated. If you have any questions, please contact (name of Trans Union contact person) at (phone number).

Sincerely,

Analysis of Proposed Complaint and Consent Order To Aid Public Comment

The Federal Trade Commission has accepted an agreement to a proposed consent order from Trans Union Credit Information Company, a computerized consumer credit reporting agency that owns credit bureaus in thirteen states.

The proposed consent order has been placed on the public record for sixty (60) days for reception of comments by interested persons. Comments received during this period will become part of the public record. After sixty (60) days,

the Commission will again review the agreement and the comments received and will decide whether it should withdraw from the agreement or make final the agreement's proposed order.

The complaint alleges that Trans Union has violated various provisions of the Fair Credit Reporting Act (FCRA), and Section Five of the Federal Trade Commission Act. Counts I and II of the complaint allege that Trans Union furnished credit reports on consumers to detective and government law enforcement agencies without following reasonable procedures to assure that such agencies have permissible credit or employment-related purposes for obtaining the information (FCRA Section 607(a)). In the case of such agencies, these procedures include obtaining an individual certification of the specific purpose for which each report is sought. Count II also alleges that Trans Union violated Section 604 of the FCRA in furnishing reports to law enforcement agencies when Trans Union had reasonable grounds to believe they would be used for impermissible law enforcement purposes.

Count III alleges that Trans Union's credit reporting system in the past failed to assign dates, to some charged-off or collection accounts, to be used to remove such information before expiration of the permissible reporting period of seven years. (FCRA Sections 607(a), 605). The count further alleges that Trans Union subsequently established "purge dates" for such accounts which it reasonably should have known were incorrect. As a result, the count alleges Trans Union reported adverse information on consumers beyond the permissible seven year period.

Count IV alleges that Trans Union, in some of its bureaus, in making file disclosures to consumers by teleprinter computer terminals has failed to disclose certain information that can be reported to credit grantors obtaining credit reports over the telephone. (FCRA Section 609).

Count V alleges that Trans Union has issued reports via teleprinter terminals that do not contain dispute statements (or clear and accurate codifications or summaries of such statements) filed by consumers concerning information contained in those reports. (FCRA Section 611).

Count VI alleges that Trans Union has deleted from its data base, at the request of various of its individual bureaus, consumer files that contain only positive credit history concerning accounts that have been inactive for a period frequently no greater than one

year, without informing purchasers of its reports that it deletes such information. The count alleges that such deletions can result in the furnishing of "no file" reports on consumer even though positive credit history on them was previously supplied to Trans Union (FCRA Section 607(b), FTC Act Section 5).

Count VII alleges that Trans Union has failed to reinvestigate within a reasonable period of time information in its files whose accuracy or completeness has been disputed by consumers. (FCRA Section 611(a)).

Count VIII alleges that Trans Union has reason to believe that it has issued significant numbers of erroneous reports that contain information on more than one consumer or that pertain to the wrong consumer. It further alleges that Trans Union knew or reasonably should have known that there were measures it could take to reduce the occurrence of the errors but failed to take reasonable steps to determine whether the possible remedial measures would reduce such errors, and failed to implement those measures that were found to be feasible and to reduce errors but not found to entail excessive monetary costs or cause an undue decrease in the completeness of reports (FCRA Section 607(b)).

Count IX alleges that Trans Union has been made aware that erroneous account payment status ratings have been entered in consumer files, and that it knew or reasonably should have known that periodic review of system-generated summaries of the ratings received from credit grantors would permit detection of possible systematic errors. The Count alleges that Trans Union failed to follow reasonable procedures to assure maximum possible accuracy in failing, for each credit grantor supplying information on computer tape, to review summaries on a monthly basis to enable detection and correction of systematic errors and take actions to prevent the recurrence of such errors (FCRA Section 607(b)).

The consent order contains provisions addressing each of these violations. Under Order Sections I and II, Trans Union must comply with the requirements of Section 607(a) of the FCRA by taking reasonable steps to assure that it furnishes reports to detective and government law enforcement agencies only for purposes permissible under Section 604 of the FCRA. For non-governmental subscribers, it must either consult the yellow pages or perform an on-site inspection to verify whether that subscriber is a detective or private investigative agency. Trans Union must

obtain advance certification of a specific permissible purpose for each report to be supplied to a detective, private investigative or government law enforcement agency. Trans Union is prohibited from supplying consumer reports if it is on notice that the report will be used for an impermissible purpose or if a specific permissible purpose has not been certified.

Order Section III requires Trans Union in the future to assign, as "purge dates" for charged off or collection accounts, the dates the accounts actually reached that status or were first furnished to Trans Union. Trans Union must also initiate a reinvestigation of accounts having suspect purge dates (June 1978-March 1979) and, for those found to have incorrect purge dates, insert the correct purge dates. Alternatively it may purge these accounts from its data base.

Order Section IV requires that, in making file disclosures to consumers, Trans Union must disclose the nature and substance of all information it retains on the consumer, not matter how stored. Trans Union must use cathode ray tube terminals to make consumer disclosures in any of its individual bureaus that sell reports via cathode ray tube terminals. Under Order Section V, Trans Union must also, when furnishing reports by teleprinter terminal, include in the body of such reports any dispute statements filed by consumers, or clear and accurate codifications or summaries of such statements. When a report is issued by telephone, the dispute statement must be read to the inquirer before the disputed information is read.

Order Section VI prohibits Trans Union, for a period of five years, from purging from its data base consumer files containing only positive account information less than five years old unless it notifies present and future subscribers of the fact that it performs such purges and, at the subscriber's request, indicates the specific dates and criteria of purges performed with the prior two years.

Order Section VII requires that, when a consumer disputes the accuracy or completeness of information in his or her file, Trans Union must complete reinvestigation and record of the current status of that information within a reasonable period of time. Trans Union must also inform the consumer of the results of that reinvestigation within a reasonable period of time after completing it.

Order Section VIII requires Trans Union to continue to review its credit reporting system to detect and remedy significant accuracy errors. This review must include the types of errors the complaint alleges Trans Union made in

issuing files on consumers other than those inquired on, e.g. files on consumers having different social security numbers or living in different cities from the consumers inquired on, or files issued on seniors in response to inquiries on junior or vice versa. The order requires Trans Union to evaluate possible system changes empirically to determine the degree to which they may reduce the types of alleged errors, as well as their costs and the degree to which they reduce the completeness of reports. Trans Union must, within a period of eighteen months, implement changes found to reduce errors and not found to be excessively costly or detrimental to completeness. Trans Union must, for another eighteen months, monitor its system to ascertain if other significant inaccuracies are occurring and take similar remedial measures.

Order Section IX requires Trans Union to establish within eighteen months, and to operate for five years thereafter, a system to review on a monthly basis, either by computer or otherwise, the system-generated summaries of payment status codes supplied by each automated credit grantor. If likely systematic errors are detected, Trans Union must take reasonable steps to prevent further errors and to correct errors already made.

The Commission believes that the proposed order will provide substantial benefits to consumers. It will lead to increased accuracy of information reported, better and prompt efforts to correct erroneous files, and increased privacy protection with regard to permissible recipients of reports.

The purpose of this analysis is to facilitate public comment on the proposed consent order. It is not intended to constitute an official interpretation of the agreement and proposed order or to construe or modify their terms in any way.

Emily H. Rock,

Secretary.

[FR Doc. 83-15951 Filed 6-13-83; 8:45 am]

BILLING CODE 6750-01-M

DEPARTMENT OF THE TREASURY

Customs Service

19 CFR Part 101

Del Bonita and Wildhorse, Montana; Proposed Change in Hours of Service

AGENCY: Customs Service, Treasury.

ACTION: Notice of proposed change in hours of service; solicitation of comments.

SUMMARY: This notice solicits public comments on a proposed modification in the hours of service currently provided at the Customs port of Del Bonita and station of Wildhorse, Montana, located on the U.S.-Canadian border, in the Great Falls, Montana, Customs District.

Because traffic at Del Bonita and Wildhorse has not justified the current hours, it is proposed to change the hours of service for both locations.

The proposed change, which was coordinated with the Immigration and Naturalization Service (INS), would enable Customs and INS to obtain more efficient use of their personnel, facilities, and resources.

DATES: Comments must be received on or before August 15, 1983.

ADDRESS: Comments (preferably in triplicate) should be addressed to the Commissioner of Customs, Attention: Regulations Control Branch, U.S. Customs Service, 1301 Constitution Avenue, NW., Room 2426, Washington, D.C. 20229.

FOR FURTHER INFORMATION CONTACT: A. Donald Gilman, Office of Inspection and Control, U.S. Customs Service, 1301 Constitution Avenue, NW., Washington, D.C. 20229 (202-566-9425).

SUPPLEMENTARY INFORMATION:

Background

In general, § 101.6, Customs Regulations (19 CFR 101.6), provides that each Customs office shall be open for the transaction of Customs business between the hours of 8:30 a.m. and 5:00 p.m. on all days of the year except Saturdays, Sundays, and national holidays. It also provides that services performed outside a Customs office generally shall be furnished between the hours of 8:00 a.m. and 5:00 p.m. However, because of local conditions, different but equivalent hours may be necessary to maintain adequate and efficient service.

Del Bonita and Wildhorse, located in the Great Falls, Montana, Customs District, are two man border crossings, jointly staffed by Customs and the Immigration and Naturalization Service (INS). The current hours of service at these locations are as follows:

Del Bonita

June 1-September 15—8:00 a.m.-9:00 p.m.

September 16-May 31—9:00 a.m.-6:00 p.m.

Wildhorse

May 15–September 30—8:00 a.m.–9:00 p.m.

October 1–May 14—8:00 a.m.–5:00 p.m.

Because traffic at Del Bonita and Wildhorse has not justified the current hours of service, it is proposed to change the hours of service for both locations as follows:

May 15–September 30—9:00 a.m.–9:00 p.m.

October 1–May 14—9:00 a.m.–5:00 p.m.

If this proposal is adopted, it would place both locations on the same operating schedule, substantially reduce overall operating costs, including overtime expenditures, and allow for better scheduling and utilization of available office staff.

Although the change may result in some minor inconvenience to the public, service at Del Bonita and Wildhorse would not be reduced to any appreciable degree since there would be no accompanying reduction in manpower.

Comments

Before adopting this proposal, consideration will be given to any written comments timely submitted to the Commissioner of Customs. Comments submitted will be available for public inspection in accordance with § 103.11(b), Customs Regulations (19 CFR 103.11(b)), on regular business days between the hours of 9:00 a.m. and 4:30 p.m. at the Regulations Control Branch, Room 2426, Headquarters, U.S. Customs Service, 1301 Constitution Avenue, NW., Washington, D.C. 20229.

Drafting Information

The principal author of this document was Jesse V. Vitello, Regulations Control Branch, Office of Regulations and Rulings, U.S. Customs Service. However, personnel from other Customs offices participated in its development.

List of Subjects in 19 CFR Part 101

Customs duties and inspection, Harbors, Organization and functions (Government agencies), Seals and insignia.

Dated: April 28, 1983.

Alfred De Angelus,
Acting Commissioner of Customs.

[FR Doc. 83-13746 Filed 6-13-83; 8:45 am]

BILLING CODE 4820-02-M

DEPARTMENT OF HEALTH AND HUMAN SERVICES**Food and Drug Administration****21 CFR Part 101**

[Docket No. 76P-0290]

Nutrition Labeling of Fresh Fruits and Fresh Vegetables; Withdrawal of Proposal and Termination of Rulemaking

AGENCY: Food and Drug Administration.

ACTION: Proposed rule; notice of withdrawal.

SUMMARY: The Food and Drug Administration (FDA) is withdrawing the proposed rule that would have set forth the provisions for nutrition labeling of fresh fruits and vegetables. The proposal would have revoked the regulation exempting fresh fruits and vegetables from nutrition labeling, and it would have established the criteria and provisions for nutrition labeling as applied to fresh fruits and vegetables. Based on the comments and after further review of the cost/benefit of the proposal, FDA has determined that the nutrition labeling of these products would be extremely costly. The increased cost would have reduced any benefits that consumers may have received from the proposed provisions. This notice terminates the rulemaking proceedings establishing the nutrition labeling of fresh fruits and vegetables and leaves intact the current exemption (21 CFR 101.9(h)(10)) from nutrition labeling of such products.

EFFECTIVE DATE: June 14, 1983.

FOR FURTHER INFORMATION CONTACT: Elizabeth J. Campbell, Bureau of Foods (HFF-312), Food and Drug Administration, 200 C St. SW., Washington, DC 20204, 202-245-3092.

SUPPLEMENTARY INFORMATION: A proposal to establish provisions for the nutrition labeling of fresh fruits and vegetables was published in the Federal Register of February 26, 1975 (40 FR 8214). Interested persons were given until April 28, 1975 to comment on the proposal.

Eighty-four letters, each containing one or more comments, responded to the proposal. Sixty-eight comment letters came from consumers: 41 opposed the regulation; 25 approved; 2 did not address the issue. Most of the objecting consumers said such labeling would unnecessarily raise the cost of fresh fruits and vegetables. The remaining comments were from State and city officials, growers, retail chains, and produce food associations. These

comments generally requested clarification or modification of the proposal. The United Fresh Fruit and Vegetable Association, which opposed the proposal, submitted a petition as an alternative to FDA's proposal. The petition has been considered as a comment to the proposal.

The issues raised by the comments addressed areas of concern dealing with the serving size to be established for fresh fruits and vegetables, the great variation in the natural content of nutrients, the loss of indigenous nutrients during shipping and storage, the point at which compliance with a nutrition declaration would be determined, the determination of the average nutrient levels to be used for compliance purposes, and the compliance criteria to be applied.

FDA has evaluated the issues raised in response to the proposal. It is apparent that because nutrients in fresh fruits and vegetables vary greatly and are not constant from harvest to purchase, the costs of establishing and maintaining a reliable and current data bank of the nutrient levels in fresh fruits and vegetables for compliance purposes would exceed the benefits that consumers may derive from the use of nutrition labeling on fresh produce. For these same reasons, FDA concludes that the costs that would derive from the alternative proposal offered by the United Fresh Fruit and Vegetable Association would outweigh any benefits the consumer may receive. Therefore, FDA is not at this time establishing specific nutrition labeling regulations for fresh produce.

List of Subjects in 21 CFR Part 101

Food labeling, Misbranding, Nutrition labeling, Warning statements.

PART 101—FOOD LABELING

Therefore, under the Federal Food, Drug, and Cosmetic Act (secs. 201(n), 403(a), 701(a), 52 Stat. 1041 as amended, 1047 as amended, 1055 (21 U.S.C. 321(n), 343(a), 371(a))) and under 21 CFR 5.11 as revised (see 47 FR 16010; April 14, 1982), the proposal published in the Federal Register of February 26, 1975 (40 FR 8214), which would have amended § 1.17 Food; nutrition labeling (21 CFR 1.17; redesignated as § 101.9 Nutrition labeling of food (21 CFR 101.9) in the Federal Register of March 15, 1977 (42 FR 14302)) by removing paragraph (h)(10) and adding new paragraph (j), is hereby withdrawn and the rulemaking

proceeding begun by that proposal is terminated.

Mark Novitch,

Deputy Commissioner of Food and Drugs,

Margaret M. Heckler,

Secretary of Health and Human Services.

Dated: June 6, 1983.

[FR Doc. 83-15836 Filed 6-13-83; 8:45 am]

BILLING CODE 4160-01-M

POSTAL SERVICE

39 CFR Part 111

Requiring Proof of Loss on Registered Mail Claims and Inquiries

AGENCY: Postal Service.

ACTION: Proposed rule.

SUMMARY: This is a proposal to amend postal regulations governing indemnity claims and inquiries on registered mail. The proposed changes, which are detailed below, would extend the proof of loss requirements of insured mail claims to registered mail claims and inquiries. The purpose of requiring proof of loss is to reduce the present large number of invalid claims and inquiries filed. This will result in a significant saving in employee workhours and will permit quicker service for customers with valid claims.

DATES: Comments must be received on or before July 14, 1983.

ADDRESS: Written comments should be addressed to the General Manager, Special Services Division, Rates and Classification Department, United States Postal Service, Washington, D.C. 20260-5371. Copies of all written comments will be available for public inspection and photocopying between 9 a.m. and 4 p.m., Monday through Friday, in Room 8430, 475 L'Enfant Plaza West, S.W., Washington, D.C.

FOR FURTHER INFORMATION CONTACT: Kenneth R. Belford, (202) 245-4529.

SUPPLEMENTARY INFORMATION: To carry out this proposal, amendments would be made to 149 and 911 of the Domestic Mail Manual. A specific description of the substantive changes follows.

Proposed 149.411 simply revises the reference to the required claim/inquiry form to a current edition.

Proposed 149.412 would require a mailer to show proof of loss before the Postal Service will accept a claim of loss. This is the same requirement that exists for filing a claim for loss of an insured mail article. Proof of loss could be shown by securing a signed claim form or a letter from the addressee indicating the article was not received, or by receiving a response from the

addressee's post office that no delivery record is on file.

The Postal Service proposes to add the proof of loss requirement to discourage those who may file claims or inquiries simply to obtain a free record of delivery or to maintain their accounting records. Filing invalid claims or inquiries results in significant expense to the Postal Service and adds unreasonably to the cost burden of the registered mail system.

Proposed 149.413 and 149.441 explain how to complete the indemnity claim form.

Proposed 911.521 explains how to establish proof of loss on a registered mail article that is not insured by the Postal Service. Although indemnity payments are not made on these articles, inquiries may be made to see if they were delivered.

Proposed 911.531 explains how to complete the form for an inquiry on uninsured registered mail.

Proposed 911.332 and 911.533 explain post office procedures for processing inquiries on uninsured registered mail articles.

Although exempt from the requirements of the Administrative Procedure Act, 5 USC. 533(b), (c), regarding proposed rulemaking by 39 USC 410(a), the Postal Service invites public comment on the substantive changes described above, which are included in their respective places in the revised parts 149 and 911 of the Domestic Mail Manual, a document that is incorporated by reference in the Federal Register. See 39 CFR 111.1.

List of Subjects in 39 CFR Part 111

Postal Service.

In consideration of the foregoing, the Postal Service proposes to amend parts 149 and 911 of the Domestic Mail Manual as follows:

Part 149—Indemnity Claims

1. In 149.4, revise .411, .412, .413, and .441 to read as follows:

149.4 Registered Mail Claims.

.41 How to File.

.411 Required Forms. A customer may file a claim at any post office, classified station or branch. Form 565, *Registered Mail Application For Indemnity/Inquiry* (May 1982 or later) must be used to file a claim for loss or damage of registered mail insured by the Postal Service. Do not complete a separate Form 1510-B or 3841-A for registered claims. A claim has not been filed until a completed Form 565 has been received by the Postal Service.

.412 Evidence of Loss or Damage.

a. *Claims for Complete Loss Filed by the Mailer.* All mailed filing claims for

complete loss of registered mail must provide proof that a loss has actually occurred before a post office will accept a claim for indemnity. This proof may be supplied by any one of the following methods:

(1) The mailer may obtain Form 565 from any post office. The mailer must then complete the Form 565 and mail it to the addressee. Postal Service personnel will not mail the claim form for the mailer, but will provide assistance in completing the form upon request. The addressee must complete Items 10 and 11 on the Form 565 and return it to the mailer. If the addressee has signed the claim form and indicated the article was not received 15 days or more after the date of mailing, the mailer may then take the claim form, along with the original mailing receipt, to a post office and file the claim.

(2) If the mailer is unable to obtain the cooperation of the addressee in signing Form 565 for a registered article or, if he prefers, the mailer may send a check or money order for \$3.75 to the post office of address and request a copy of the delivery record, provided 15 days or more have elapsed since the date of mailing. Any such request for a delivery record must contain the date the article was mailed, the registered number, and the complete name and address of the mailer and addressee (see 149.23).

(3) If the mailer receives a notice from the post office of address that a delivery record is not on file, the mailer may take this notice and original mailing receipt to any post office and file a claim for loss. The post office accepting the claim must attach a copy of the notice from the addressee post office to the Form 565 claim set and send them to the St. Louis PDC for adjudication.

(4) If the mailer has written and signed documentation (such as a letter dated at least 15 days after the date of mailing) from the addressee stating the addressee did not receive the article, the mailer may take this documentation to a post office, along with the original mailing receipt, and file a claim. A Postal Service employee must attach this documentation, or a copy of it, to the claim form.

b. *Claims for Complete or Partial Loss of Contents.* The container and packaging must be presented to the Postal Service for inspection when the claim is filed. *Exception:* the claimant may submit a Form 673, *Report of Rifled Article*, or a Form 3760, *Wrapper Found Without Contents* (which was received from the Postal Service), to file a claim.

c. *Claims for Damage.* The article with the mailing container and packaging must be presented to the Postal Service

for inspection at the time the claim is filed.

.413 How to Complete Form 565.

a. *Customer Action.* Type or print legibly with a ballpoint pen (press hard). Fill out items 2-9 and the lower portion (marked "Registered Mail Claim Identification") of the form. If you need help, the accepting postal employee will assist you. Complete items 2 through 9 as follows:

Item 2. Enter the name, address, and ZIP Code of the mailer.

Item 3. Enter the name, address and ZIP Code of the addressee.

Note.—Be sure to check the Payee block in either item 2 or 3 to indicate who should receive the indemnity payment.

Item 4. Enter the register number.

Item 5. Check the appropriate block to indicate the type of claim.

Item 6. List and describe the lost, missing or damaged articles. For damage claims, describe packaging in detail.

Item 7. Enter the total amount claimed, excluding postage.

Item 8. For damage claims only, list location of the damaged articles.

Item 9. Mailer must sign, date claim form and enter telephone number.

b. *Endorsements and Signatures* (Items 9 or 11, 22 or 27). The accepting post office employee will endorse the customer's original mailing receipt Claim Filed, then date and sign. Return the receipt to the customer with instructions to keep it until the claim is settled. Make sure the customer has completed item 9 or 11, whichever is appropriate. Also, the postmaster, or his designated representative, will date and sign the form either in item 22 or 27, whichever is appropriate.

c. *Claim Identification.* The claimant must complete the identification section at the bottom of the claim form. The individual listed on the identification section must be the person listed in either item 2 or 3.

.44 Additional Post Office Responsibilities

.441 Claim Form Initiated at Another Office

a. *Mailing Office (Sent from Address Office)*

(1) Request the mailer to appear with the necessary documentation. Do not release the claim form to the mailer.

(2) Complete claims for damaged registered articles received from the office of address by having mailer sign, date and enter his telephone number on the claim in item 9. Complete item 12 through 22.

(3) Endorse the original registered mail receipt "Claim Filed," date and sign it. Return the receipt to the customer

and instruct him to keep it until the claim is settled. Customers using firm mailing books must submit the original copy. Reproduced copies are not acceptable.

(4) If the form is complete (including those claims for registers declared at *No Value*), process as follows (do not separate parts of form remaining):

(a) Forward all claims for alleged wrong delivery, alleged rifling and no value loss to the local postal inspector-in-charge. Endorse the envelope, "Form 565." The rifled envelope or package must accompany the claim file.

(b) Send claims for damage and for loss with value to the Director, Postal Data Center, P.O. Box 14632, St. Louis, MO 63180-9000. Endorse envelope, "Form 565."

b. *Address Office (Claims Sent from Mailing Office).*

(1) When a claim is for loss, search files (Forms 3849, *Delivery Notice or receipt*; 3883, *Firm Delivery Book*; 3867, *Registered and Certified Matter Received for Delivery*; and manifold bills) for record of receipt and/or delivery and endorse claim form to indicate results (item 24).

(2) If the claim is for damage and the addressee has possession of the damaged article, the article and the packaging must be presented for inspection and retained by the post office until released by the PDC.

(3) Complete Form 565 (items 23 through 27).

(4) If Form 565 is incomplete, return to the postmaster at the office of mailing. If Form 565 is complete, follow instructions in 149.441a(4)(a) or (b) for disposition.

(5) All portions of the claim form must be completed within seven (7) days after receipt and forwarded to the St. Louis PDC or the Inspection Service whichever is applicable.

Part 911—Registered Mail

2. In 911.5, revise .521, .531, .532, and .533 to read as follows:

911.5 Inquiries on Uninsured Articles.

.52 How to File.

.521 *Original Inquiry.* The mailer may not file an inquiry until 15 days after the date of mailing. An inquiry may be filed at any post office, classified station, or branch. Form 565, *Registered Mail Application for Indemnity/Inquiry* (May 1982 edition or later) must be used in processing an inquiry for uninsured registered mail. An inquiry may be filed in the following manner:

a. Any mailer filing an inquiry for the alleged loss of registered mail must provide proof that a loss has actually

occurred before a post office will accept the inquiry.

b. This proof may be supplied by method (1), (2) or (3), below.

(1) The mailer may obtain Form 565 from any post office. The mailer must then complete Form 565 and mail it to the addressee. Postal Service personnel will not mail the claim form for the mailer, but assistance in completing the form will be provided upon request. The addressee must complete items 10 and 11 on the claim form and return it to the mailer. If the addressee has signed the claim form and indicated the article was not received 15 days or more after the date of mailing, the mailer may then take the claim form, along with the original mailing receipt, to a post office and file an inquiry.

(2) If the mailer has written and signed documentation (such as a letter dated at least 15 days after the date of mailing) from the addressee stating the addressee did not receive the article, the mailer may take this documentation to a post office, along with the original mailing receipt, and file a claim. The Postal Service employee must attach this documentation, or a copy of it, to the claim form.

(3) If the mailer is unable to obtain the cooperation of the addressee in signing Form 565 for a registered article or, if he prefers, the mailer may send a check or money order for \$3.75 to the post office of address and request a copy of the delivery record, provided 15 days or more have elapsed since the date of mailing. Any such request for a delivery record must contain the date the article was mailed, the registered number and the complete name and address of the mailer and addressee (see 149.23). The response to this search of delivery records will end the inquiry process.

.53 How to Complete Form 565.

.531 *Acceptance.* On Form 565 the accepting postal employee must draw a line through the word "Indemnity". Make sure items 2-9 are complete and the addressee has indicated nonreceipt of the article in item 10 and signed item 11, or the mailer must have signed documentation from the addressee that the article was not received.

.532 *Accepting Post Office Responsibilities.* The postal employee accepting the inquiry must complete items 12 and 15 from the information on the mailer's mailing receipt. The employee will then forward Form 565 to the Claims and Inquiry Section, if there is one, or to the employee designated to handle inquiries. The Claims and Inquiry personnel must:

(1) Verify that the "Declaration of Claimant" and "Postmaster Mailing Office" sections of the Form 565 have been completed properly, or obtain any missing information (items 12 and 15 only).

(2) Enter post office and ZIP Code in item 21, sign item 22 and enter the date.

(3) Forward the form to the Postmaster at the office of address, marked "Attention: Claims and Inquiry Section." *Do not remove any parts of the form.*

.533 Procedures at the Post Office of Address.

Upon receipt of Form 565, personnel at the post office of address must take the following actions:

(1) Within five days, check delivery records to verify whether or not a record of delivery is on file and enter the results of the search in item 24 of the form.

(2) If delivery records indicate delivery, return the Form 565, with all parts attached, to the mailer.

(3) If there is no record of delivery, note these findings in item 24 of the form. Remove Forms 1510-B-1 and 1510-B-2 and send them to the local postal inspector-in-charge. Return the Form 565 to the mailer.

(4) If the inquiry indicates a partial loss of contents has occurred, forward Forms 1510-B-1 and 1510-B-2 to the local postal inspector-in-charge. Return the Form 565, annotated to show partial loss of contents, to the mailer.

An appropriate amendment to 39 CFR 111.3 to reflect these changes will be published if the proposal is adopted.

[39 U.S.C. 401, 403]

W. Allen Sanders,

Associate General Counsel, Office of General Law and Administration.

[FR Doc. 83-15648 Filed 6-13-83; 8:45 am]

BILLING CODE 7710-12-M

INTERSTATE COMMERCE COMMISSION

49 CFR Part 1152

[Ex Parte No. 274 (Sub-9)]

Abandonment of Railroad Lines and Discontinuance of Service, Offers of Financial Assistance

AGENCY: Interstate Commerce Commission.

ACTION: Notice of proposed rules.

SUMMARY: We are proposing modifications to 49 CFR 1152.27 the procedures for making offers of financial assistance either to subsidize continued operations or to purchase a rail line being abandoned. Specifically, we are

proposing to reduce the information required in the initial offer, and to revise our interpretation of 49 U.S.C. 10905(f)(4) to permit intracorporate transfers by the purchaser of a line sold pursuant to the financial assistance procedures. We propose permitting intracorporate transfers, provided the financial viability of the affiliated transferee is established independently or is ensured by the affiliate that originally offered to acquire the line.

The proposed rules would make other editorial and organizational changes in the existing regulations. Other unnecessary regulations would be deleted.

DATES: Comments on these proposed rules should be submitted by July 14, 1983.

ADDRESSES: Send comments referring to Ex Parte No. 274 (Sub-No. 9) (original and 15 copies) to: Office of the Secretary, Room 2203, Interstate Commerce Commission, Washington, DC 20423.

FOR FURTHER INFORMATION CONTACT:

Louis E. Gitomer, (202) 275-7245;

Wayne A. Michel, (202) 275-7657.

SUPPLEMENTARY INFORMATION:

Additional information is contained in the Commission decision. To purchase a copy of the decision, write to T.S. InfoSystems, Inc., Room 2227, Interstate Commerce Commission, Washington, DC 20423, or call (202) 289-4357 or toll free (800) 424-5403.

This action does not appear to have a significant effect on the quality of the human environment or energy consumption.

The proposed rules would not have a significant economic impact on a substantial number of small entities. The proposed rules would not increase the compliance burdens on regulated carriers or members of the public who have an interest in these proceedings. By reducing the amount of information required in an initial offer of financial assistance, it should be substantially easier for small entities to make, and for rail carriers to interpret, these offers.

The proposed rules are issued under the authority of 5 U.S.C. 553 and 49 U.S.C. 10321 and 10901.

List of Subjects in 49 CFR Part 1152

Administrative practice and procedure, Railroads; Reporting and recordkeeping requirements, Uniform system of accounts.

Decided: June 7, 1983.

By the Commission, Chairman Taylor, Vice Chairman Sterrett, Commissioners Andre and Gradison.

Agatha L. Mergenovich,

Secretary.

Appendix

Section 1152.27 would be revised to read as follows:

PART 1152—[AMENDED]

§ 1152.27 Financial assistance procedures.

(a) *Provision of information.* An applicant must provide promptly upon request to a party considering an offer of financial assistance, and concurrently to the Commission, the following:

(1) An estimate of the annual subsidy and minimum purchase price required to keep the line or a portion of the line in operation;

(2) Its most recent reports on the physical condition of that part of the line involved in the proposed abandonment or discontinuance; and

(3) Traffic, revenue, and other data necessary to determine the amount of annual financial assistance which would be required to continue rail transportation over that part of the railroad line

(b) *Federal Register Notice.* If the Commission finds that the present or future public convenience and necessity permit or require the proposed abandonment or discontinuance, the Commission will publish these findings in the *Federal Register* concurrently with the service of the decision. The *Federal Register* publication will serve as notice to persons intending to offer financial assistance to assure continued rail service under 49 U.S.C. 10905 and these regulations.

(c) *Submission of Financial Assistance Offer.*—(1) *Service Filing:* An offeror must serve its offer of assistance on the carrier owning or operating the involved line. The offer must be filed concurrently with the Commission, Deputy Director, Rail Section, Room 5417, Interstate Commerce Commission, Washington, DC 20423.

(i) An offer may be filed and served at any time after the filing of the abandonment or discontinuance application. Once notice of the abandonment findings is published in the *Federal Register*, however, the Commission must be notified that an offer has previously been submitted.

(ii) An offer must be filed and served no later than 10 days after the *Federal Register* publication described in paragraph (b) of this section. This filing and service is subject to the requirements of 49 CFR 1152.25(d) (1) through (4).

(iii) If, after a *bona fide* request, applicant has failed to provide a potential offeror promptly with the information required under paragraph (a) of this section and if that information is not contained in the application, the Commission will entertain petitions to toll the 10-day period for submitting offers of financial assistance under paragraph (c)(1) of this section. Petitions must be filed with the Commission within 5 days after publication in the Federal Register [described in paragraph (b) of this section]. Petitions should include copies of the prior written request for information or an accurate outline of the specific information that was orally requested. Replies to these petitions must be filed within 10 days after the publication. These petitions and replies must be filed on or before their actual due date under 49 CFR 1152.25(a)(4). The Commission will issue a decision on petitions within 15 days after publication.

(2) *Contents of offer.* The offer must:

(i) Identify the line, or the portion of the line, in question;

(ii) Demonstrate that the offeror is financially responsible; that is, that it has or within a reasonable time will have, the financial resources to fulfill proposed contractual obligations;

(iii) Explain the disparity between the offeror's purchase price or subsidy if it is less than the carrier's estimate under paragraph (a)(1) of this section, and explain how the offer of subsidy or purchase is calculated.

(d) *Access to document.* Upon receipt by the carrier of a written comment under § 1152.25 indicating an intent to offer financial assistance or upon receipt by the carrier of an offer of financial assistance, whichever occurs earlier, the carrier must make available to that party or offeror the records, accounts, appraisals, working papers, and other documents used in preparing Exhibit I (§ 1152.36). These documents shall be made available during regular business hours at a time and place mutually agreeable to the parties.

(e) *Review of offers.* The Commission will review each offer submitted to determine if the offeror is a financially responsible person offering assistance which is likely to cover: (1) The difference between the revenues attributable to the line and the avoidable cost of providing freight service on the line plus a reasonable return on the value of the line, or (2) the acquisition cost of all or any portion of the line. If these criteria are met, the Commission will issue a decision postponing the issuance of a certificate of abandonment or, if a certificate has been issued, postponing the effective

date of the certificate. This decision will be issued within 15 days of the Federal Register publication described in paragraph (b) of this section [or five days after the offer is filed if the time for filing has been tolled under paragraph (c)(1)(iii) of this section].

(f) *Agreement on financial assistance.*—(1) If the carrier and a person offering financial assistance enter into a subsidy agreement designed to provide for continued rail service, the Commission will postpone the issuance of a certificate authorizing the abandonment or discontinuance. If a certificate has been issued, the Commission will postpone the effective date of the certificate. The postponement will be for as long as the subsidy agreement is in effect.

(2) If the carrier and a person offering to purchase a line enter into a purchase agreement which will result in continued rail service, the Commission will approve the transaction and dismiss the application for abandonment or discontinuance. Commission approval is not required under 49 U.S.C. 10901 or 11343 for the parties to consummate the transaction or for the purchaser to institute service and operate as a railroad subject to 49 U.S.C. 10501(a).

(g) *Failure to reach agreement on financial assistance.*—(1) If the carrier and a financially responsible person fail to agree on the amount or terms of subsidy or purchase, either party may request the Commission to establish the conditions and amount of compensation. This request must be filed with the Commission within 30 days after the offer is made and served concurrently on all parties to the proceeding.

(2) If no agreement is reached within 30 days after the offer of purchase or subsidy is made, and no request is made to the Commission to set the conditions and amount of compensation under paragraph (g)(1) above, the Commission will immediately issue a certificate authorizing the abandonment or discontinuance [unless an appeal is being heard under § 1152.25(e)]. The certificate will be effective on its date of service. If a certificate was issued but its effective date was postponed under paragraph (e) of this section, the certificate will be effective immediately upon the termination of the unsuccessful negotiations [unless an appeal is being heard under § 1152.25(e)].

(h) *Request to establish conditions and compensation for financial assistance.*—(1) If the Commission is requested to establish conditions and compensation for financial assistance under paragraph (g)(1) of this section, the Commission will issue a decision

within 60 days after the request is filed with the Commission.

(2) If the applicant receives multiple offers of financial assistance, requests to establish conditions and compensation will not be permitted before the applicant selects the offeror with whom it wishes to transact business. [See paragraph (l)(1) of this section].

(3) A party requesting the Commission to establish conditions and compensation for financial assistance must promptly provide reasons why its estimate is correct and why the other negotiating party's estimates are incorrect; points of agreement and points of disagreement between the negotiating parties; and evidence substantiating these allegations. The offeror has the burden of proof as to all issues in dispute.

(4) All evidence and information contesting the suggested conditions and compensation must be submitted within 30 days of the request. Evidence and information submitted after these dates may be rejected.

(5) If requested, the Commission will determine the amount and terms of subsidy based on the avoidable cost of providing continued rail transportation, plus a reasonable return on the value of the line.

(6) If requested, the Commission will determine the price and other terms of sale. The Commission will not set a price below the fair market value of the line (including, unless otherwise agreed by the parties, all facilities on the line or portion necessary to provide effective transportation services). Fair market value equals constitutional minimum value which is the greater of the net liquidation value of the line or the going concern value of the line. The constitutional minimum value is computed without regard to labor protection costs.

(7) The Commission's decision is binding on both parties. However, the offeror may withdraw its offer within 10 days of the service date of the Commission's decision with a written notification to the Commission and all parties to the proceeding. If the offeror timely withdraws its offer, the Commission will issue a certificate authorizing the abandonment or discontinuance within 20 days after the service date of the Commission decision setting the terms and conditions [unless other offers are being considered under paragraph (l) of this section and unless an appeal is being heard under § 1152.25].

(i) *Disposition after sale.*—(1) Except in the situations described in subparagraph (2) immediately below, a

purchaser under this section may not: (i) transfer the line or discontinue service over the line prior to the end of the second year after consummation of the original sale under these provisions, or (ii) transfer the line, except to the carrier from whom the line was purchased, prior to the end of the fifth year after that consummation.

(2) The preceding subparagraph does not preclude a purchaser under this section from transferring the line to a corporate affiliate, provided the Commission has determined that either: (i) the original purchaser transferor (who has already been determined to be financially responsible) guarantees the financial viability of its affiliated transferee, or (ii) the affiliated transferee has demonstrated that it is financially responsible in its own right. Intracorporate transferees are subject to all regulatory requirements applicable to rail carriers.

(j) *Discontinuance of subsidy.*—A subsidizer may discontinue a subsidy under this section by giving 60 days notice of the discontinuance to the applicant and all other parties to the proceeding. Unless another financially responsible party enters into a subsidy agreement as beneficial to the carrier as the discontinued subsidy agreement, the carrier may obtain a certificate authorizing abandonment or discontinuance of service by filing a request with the Commission and serving the request on all parties to the abandonment proceeding. The Commission will issue a certificate immediately after the filing and service of the request.

(k) *Default on agreement.*—If any party defaults on its obligations under a financial assistance agreement, any other party to the agreement may promptly inform the Commission of that default. Upon notification, the Commission will take appropriate action.

(l) *Multiple offers of financial assistance.*—(1) If an applicant receives more than one offer to purchase or subsidize the line, the applicant must select the offeror with whom it wishes to transact business. Within 25 days after the *Federal Register* publication described in paragraph (b) of this section, applicant must (i) file a written notification of its selection with the Commission and (ii) serve a copy of the notification on all parties to the proceeding.

(2) If the applicant has received multiple offers of financial assistance and has selected the offeror with whom it wishes to transact business, the negotiating parties shall complete the sale or subsidy agreement or request the

Commission to establish the conditions and amount of compensation within 40 days after the *Federal Register* publication described in paragraph (b) of this section. If no agreement on subsidy or sale is reached within the 40 day period and the Commission has not been requested to establish the conditions and amount of compensation, any other offeror may request the Commission to establish the conditions and amount of compensation. This request must be filed at the Commission within 50 days of the *Federal Register* publication described in paragraph (c) of this section. If no other request is filed, the Commission will issue a certificate authorizing abandonment or discontinuance within 60 days of the *Federal Register* publication described in paragraph (c) of this section [unless an appeal is being heard under § 1152.25(e)].

(3) If the Commission has established the conditions and amount of compensation, and the original offer is withdrawn under paragraph (h)(7) of this section, any other offeror may accept the Commission's decision. If the decision is accepted by another offeror, the Commission will require the applicant to accept the terms incorporated in the Commission's decision.

[FR Doc. 83-15850 Filed 6-13-83; 9:45 am]
BILLING CODE 7035-01-M

49 CFR Part 1155

(Ex Parte No. 293 (Sub-2))

Standards for Determining Rail Service Continuation Subsidies in the Northeast-Midwest Region of the United States

AGENCY: Rail Service Planning Office, Interstate Commerce Commission.

ACTION: Notice of proposed rulemaking.

SUMMARY: The New York State Department of Transportation (NYSDOT) has petitioned the Rail Services Planning Office (RSPO) to reconsider, or to reopen, our rulemaking concerning an amendment to 49 CFR Part 1155 (formerly part 1125) which was published February 3, 1982. The amendment revised the method of apportioning train supplies and expenses from train hours to a loaded freight car basis. We have considered the petition and have decided to reopen the rulemaking. RSPO proposes to adopt a revised method of allocation based on a composite car-mile and carload methodology. The proposed allocation method will assign train supplies and expenses in a manner which is

consistent with the methodology used in Rail Form A.

DATE: Comments are due on or before July 14, 1983.

ADDRESS: An original and 3 copies of any comments should be mailed to: Interstate Commerce Commission, Section of Rail Services Planning, Room 4414, Washington, D.C. 20423; Attn: RSPO Regional Standards.

FOR FURTHER INFORMATION CONTACT: Mike Dalton, (202) 275-0829.

SUPPLEMENTARY INFORMATION: On February 3, 1982, the Rail Services Planning Office (RSPO) issued final rules amending 49 CFR 1155 (formerly part 1125), *Standards for Determining Rail Service Continuation Subsidies in the Northeast-Midwest Region of the United States*. This amendment revised the method of allocating train supplies and expenses to branch line operations. The previous method had been to allocate costs based on train hours; the present method uses a loaded freight car basis. The New York State Department of Transportation (NYSDOT) has petitioned RSPO to reconsider or to reopen the February 3, 1982 decision. They have cited certain errors in the data used in our decision and our failure to address an important concern raised by NYSDOT in its original comments. Their concern relates to the double charging of expenses under our methodology. After reviewing NYSDOT's comments, we agree that the original decision warrants reevaluation. Since we are proposing a new method of allocating train supplies and expenses which differs significantly from those previously addressed, we will reopen the rulemaking to solicit comments on this method before issuing a final decision.

As in the initial proceeding, NYSDOT supports a method of allocating train supplies and expenses on a car-mile basis, and argues that their method is the fairest and also the least costly alternative. In connection with the prior rulemaking, while conducting an analysis of several Conrail branch lines, RSPO used various Conrail supplied data to calculate the cost of train supplies and expenses under four different methodology bases. These bases were the former standard train hours, RSPO's proposed loaded freight car basis, NYSDOT's car-mile basis, and also a train-mile basis. When accumulating the car-mile data supplied by Conrail, RSPO inadvertently used total car-miles which included both on branch and off branch car-miles. NYSDOT argues that this inflated the car-mile cost basis to the point where it

went from the least costly method to the most costly. NYSDOT's petition recalculated the car-mile figures for the branch lines analyzed. Using only on-branch car-miles, which NYSDOT calculated using certain conservative assumptions, they again conclude that their methodology is the least costly. RSPO agrees that NYSDOT's recalculated figures are more appropriate than the totals used in our February 3, 1982 decision. However, we must also point out that the overall rationale used by RSPO in its decision relied almost completely on the actual relationship between the costs associated with the train supplies and expenses accounts and the allocation methods proposed. The branch line examples used were merely an illustration of how these various methods would impact the branch line costs.

In our analysis, we noted that the Train Supplies and Expenses function was, under the Commission's revised Uniform System of Accounts, divided into 27 subaccounts. Costs incurred in 23 of these subaccounts are charged directly to the branch on an actual basis. Only 4 subaccounts are assigned to the branch using the allocation method adopted here. The four assignable accounts are: Engine Crews—Materials, Account 21-31-56; Train Crews—Materials, Account 21-31-57; Train Inspection and Lubrication—Salaries and Wages, Account 11-31-62; and Train Inspection and Lubrication—Materials, Account 21-31-62. These four accounts reflect approximately 60% of the total cost of train supplies and expenses (based on 1980 Conrail Annual Report R-1 data).

It should be noted that the original decision makes reference to car cleaning costs as one of the elements to be assigned. The car cleaning accounts (11-33-70 and 21-33-70) are charged directly to the branch on an actual basis, and should not be included in the allocation methodology discussed here. The original decision should have, instead, addressed lubrication costs, which are part of the inspection function accounts (11-31-62 and 21-31-62).

Finally, NYSDOT contends that using a loaded car basis will result in a double charging of costs. They argue that the system-wide costs incurred under train supplies and expenses are already included in the off-branch cost calculations. By allocating a per car basis charge to the on-branch costs, NYSDOT contends we are forcing the subsidizer to pay this cost a second time.

After reviewing NYSDOT's

arguments, RSPO has concluded that our adopted methodology warrants re-examination. Therefore, we propose a new allocation method which addresses the concerns raised by NYSDOT. The Commission's Rail Form A assigns Train Supplies and Expenses to train-mile, running, and terminal costs. The train-mile and running costs are converted by Rail Form A to a car-mile cost and account for 69 percent of the total Train Supplies and Expenses amount. The remaining 31 percent, the terminal cost portion, is converted to a per carload basis. Thus, there is support for using a combined car-mile/carload method of allocation.

Therefore, we propose that the four train supplies and expenses accounts will be allocated to the branch line based on the following procedure. First, the amount of expenses in the subaccount will be separated into car-mile costs and carload costs by multiplying the subaccount by 69 percent to obtain the car-mile related expenses and by 31 percent to calculate the per carload portion. The car-mile cost is then divided by the total system car-miles (loaded and empty). The resulting unit cost per car-mile is then multiplied by the total on-branch car-miles (loaded and empty) to obtain the car-mile portion of that subaccount's on-branch cost. The carload portion of the subaccount is then divided by the total system carloads to calculate the unit cost per carload. This carload unit cost is multiplied by the number of on branch carloads to determine the amount assignable to the branch on a per carload basis. Finally, the car-mile portion and carload portion of the on-branch costs are added together to determine the total amount assignable to the branch for that subaccount.

As an example, assume the amounts in the four assignable accounts equals \$60,000,000; the system carloads are 4 million; and the loaded and empty car-miles are 2.6 billion. The \$60 million is separated into \$41,400,000 (69%) for the car-mile portion and \$18,600,000 (31%) for the carload portion. These amounts are then divided by 2.6 billion car-miles and 4 million carloads respectively. This results in a car-mile unit cost of \$.0159 per car-mile (loaded and empty); and a carload unit cost factor of \$4.65 per carload. If a branch has 14,000 car-miles (loaded and empty), then its allocated car-mile cost would be \$223 ($$.0159 \times 14,000$). Assuming the branch line had 400 carloads, its cost for this element would be \$1,860 ($\4.65×400) and the total assignable cost would be \$2,083.

In conclusion, after a lengthy

examination of the issues, we believe that a weighted car-mile and carload allocation method is the most fair and equitable way to assign the Train Supplies and Expenses to the branch. This method equates to the assignment of the costs in Rail Form A and will eliminate the possibility of double counting and RSPO considers this the most appropriate method. We solicit comments on this proposed approach. Finally, as discussed in our Feb. 3, 1982 decision, this method of allocating train supplies and expenses will not be retroactive to subsidy years prior to Jan. 1, 1981.

This is not a major federal action significantly affecting the quality of the human environment, or the conservation of energy resources.

Regulatory Flexibility Analysis as Required by 5 U.S.C. 601

This action will alter the basis for the assignment of train supplies and expenses for all rail lines operated under a subsidy agreement pursuant to the regional standards. All shippers, both large and small, located on these subsidized lines will be affected. However, we certify that there will be no increase or changes to the present requirements of business located on these lines. We also certify that amending the basis for determining train supplies and expenses could reduce the overall subsidy amount. However, any reduction would be minimal because this category of expense constitutes a very small portion of the total cost associated with the operation of a branch line. As a result, we find that this action will not have a significant economic impact on a substantial number of small entities.

Copies of our analysis of the impact of this action are available from the Section of Rail Services Planning, Room 4414, Interstate Commerce Commission, Washington, D.C. 20423.

This notice is issued under the authority of 49 U.S.C. 10362.

List of Subjects in 49 CFR Part 1155

Railroads, Uniform System of Accounts.

Issued June 8, 1983, by William R. Southard, Director, Rail Services Planning Office.

By the Commission,
Agatha L. Mergenovich,
Secretary.

49 CFR Part 1155 would be amended as follows:

PART 1155—STANDARDS FOR DETERMINING RAIL SERVICES CONTINUATION SUBSIDIES

1. Section 1155.8(c)(1)(i) would be revised as follows:

§ 1155.8 Apportionment rules for the assignment of expenses to on-branch costs.

(c) *Transportation*—(1) *Train Operations*: (i) Engine Crews-Materials, Account 21-31-56; Train Crews-Materials, Account 21-31-57; Train Inspection and Lubrication-Salaries and Wages, Account 11-31-62; and Train Inspection and Lubrication-Materials, Account 21-31-62.

If the branch is served by a local/way or through train, the costs in these accounts shall be assigned to the branch on the weighted ratio of the loaded freight train cars on the branch to the total system loaded freight train cars, and the loaded and empty car-miles on the branch to the total system loaded and empty car-miles. This shall be calculated as follows:

(A) To determine the car-mile portion of these accounts,

(1) Multiply the total amounts in these accounts (from the R-1 Annual Report, Schedule 410) by 89 percent (the ratio of train-mile and running expense from Rail Form A),

(2) Divide the amount in paragraph (c)(1)(i)(A) (1) of this section by the total system loaded and empty car-miles, and

(3) Multiply the car-mile unit cost factor from paragraph (c)(1)(i)(A) (2) of this section by the on-branch car-miles (loaded and empty).

(B) To determine the carload portion of these accounts,

(1) Multiply the total amounts in these accounts by 31 percent (the ratio of terminal expenses from Rail Form A),

(2) Divide the amount in paragraph (c)(1)(i)(B) (1) of this section by the total system carloads, and

(3) Multiply the carload unit cost factor from paragraph (c)(1)(i)(B) (2) above by the on branch carloads.

(C) To determine the total costs assignable to the branch for these accounts, add the amounts developed in paragraphs (c)(1)(i)(A) (3) and (c)(1)(i)(B) (3) of this section.

[FR Doc. 83-15651 Filed 6-13-83; 8:45 am]

BILLING CODE 7035-01-M

DEPARTMENT OF THE INTERIOR

Fish and Wildlife Service

50 CFR Part 424

Endangered and Threatened Wildlife and Plants; Findings on Certain Petitions

AGENCY: Fish and Wildlife Service, Interior.

ACTION: Notice of findings on certain petitions.

SUMMARY: The Service reports the initial findings that have been made on substantiality of information for certain petitions received since February 15, 1983, as required by the Endangered Species Act Amendments of 1982.

DATE: Comments may be submitted until further notice.

ADDRESSES: Interested persons or organizations are requested to submit comments to the Associate Director—Federal Assistance, U.S. Fish and Wildlife Service (OES), Department of the Interior, Washington, D.C. 20240. Comments and materials relating to this notice are available for public inspection by appointment during normal business hours at the Service's Office of Endangered Species, Suite 500, 1000 North Glebe Road, Arlington, Virginia.

FOR FURTHER INFORMATION CONTACT: John L. Spinks, Jr., Chief, Office of Endangered Species, U.S. Fish and

Wildlife Service, Washington, D.C. 20240 (703/235/2771).

SUPPLEMENTARY INFORMATION: Section 4(b)(3)(A) of the Endangered Species Act of 1973, as amended in 1982, requires that the Service make a finding whether a petition to list, reclassify, or delist a species presents substantial scientific or commercial information that the petitioned action may be warranted. To the maximum extent practicable, this finding is to be made within 90 days of the receipt of the petition, and the finding is to be published promptly in the *Federal Register*. Similarly, Section 4(b)(3)(D)(i) of the Act requires a finding within 90 days on a petition to revise Critical Habitat, with prompt publication of the finding. When a positive finding is made on a petition to list, reclassify, or delist a species, the Service is required to promptly commence a review of the status of the species.

Furthermore, Section 2(b)(1) of the 1982 amendments (Pub. L. 97-304) to the Endangered Species Act required that all petitions pending on October 13, 1982, be treated as having been newly submitted on that date. This made such past petitions subject to the new requirements of Section 4(b)(3), but provided that such new procedural requirements "shall be deemed to be complied with" if similar pre-amendment requirements were satisfied before the enactment of Pub. L. 97-304; see Section 2(b)(1). The Service has recently conducted an analysis to consider all pending petitions. Results of the petition evaluation were published in the *Federal Register* (48 FR 6752-6753) on February 15, 1983.

Below is a list of those petitions received since February 15, 1983, for which findings are required by Section 4(b)(3)(A) or 4(b)(3)(D)(i); the administrative record for these findings was completed by May 23, 1983, and the findings are indicated for each taxon. We used the criteria in 50 CFR 424.14 to define and evaluate petitions and to distinguish them from comments.

EVALUATION OF PETITIONS

Species	Action	Petitioner	Date	Substantial information
Desert dace, <i>Enemichthys acros</i>	List	Desert Fishes Council	4/12/82	Yes
Hutton Spring tui chub, <i>Gila bicolor</i> ssp.	do	do	do	Yes
Fish Creek Springs tui chub, <i>Gila bicolor</i> <i>euchila</i>	do	do	do	Yes
Owens tui chub, <i>Gila bicolor</i> <i>arydeni</i>	do	do	do	Yes
Yaqui chub, <i>Gila purpurea</i>	do	do	do	Yes
White River spinedace, <i>Lepidosteus albiguttatus</i>	do	do	do	Yes
Big Spring spinedace, <i>Lepidosteus mollispinus prattensis</i>	do	do	do	Yes
Little Colorado spinedace, <i>Lepidosteus vittatus</i>	do	do	do	Yes
Pecos bluntnose shiner, <i>Notropis simus pecosensis</i>	do	do	do	Yes
Foskett Spring speckled dace, <i>Rhinichthys osculus</i> ssp.	do	do	do	Yes
Modoc sucker, <i>Catostomus microps</i>	do	do	do	Yes
Warner sucker, <i>Catostomus warnerensis</i>	do	do	do	Yes
June sucker, <i>Chasmistes torus mictus</i>	do	do	do	Yes

EVALUATION OF PETITIONS—Continued

Species	Action	Petitioner	Date	Substantial information
White River springfish, <i>Crenichthys baileyi baileyi</i>	do	do	do	Yes
Hiko White River springfish, <i>Crenichthys baileyi grandis</i>	do	do	do	Yes
Railroad Valley springfish, <i>Crenichthys nevadensis</i>	do	do	do	Yes
Desert pupfish, <i>Cyprinodon macularius</i>	do	do	do	Yes
Schaus swallowtail butterfly, <i>Papilio aristodemus ponceanus</i>	Reclassify	Florida Game and Freshwater Fish Commission	2/23/82	Yes
Alligator snapping turtle, <i>Macrochelys temminckii</i>	List	Dr. Peter C. H. Pritchard	2/23/83	Yes
Southern sea otter, <i>Enhydra lutris nereis</i>	Reclassify	Friends of the Sea Otter	5/01/83	Yes
Ferruginous hawk, <i>Buteo regalis</i>	List	Mr. Thomas Thurow	5/10/83	No

For the 17 fishes in this list, and the alligator snapping turtle and ferruginous hawk, the required status review began with the December 30, 1982, vertebrate notice of review (47 FR 58454-58460). For the Schaus Swallowtail butterfly, the required status review began with the 5-year notice of review published February 27, 1981 (46 FR 14652). For the southern sea otter, the required status review began with the 5-year notice of review published September 27, 1982 (47 FR 42387-42388). The Service hereby solicits data concerning those 20 species now under review for listing and reclassification. Especially sought is information regarding taxonomy,

distribution, any recommended Critical Habitat for the native species, and threats. Comments received will be considered in any future actions for the taxa.

If a petition is found to present substantial information indicating action may be warranted, the Service must decide within 12 months of its receipt whether the requested action is warranted in accord with Sections 4(b)(3)(B) and 4(b)(3)(D)(ii) of the Act, as amended.

This notice was prepared by Dr. James D. Williams in the Service's Office of Endangered Species in Washington (703/235-1975), with

evaluations by appropriate staff biologists in the Washington Office and Endangered Species Program staff of the Service's Regional Offices and Field Stations.

List of Subjects in 50 CFR part 424

Endangered and threatened wildlife, Fish, Marine mammals, Plants (agriculture).

Dated: June 7, 1983.

G. Ray Arnett,

Assistant Secretary for Fish and Wildlife and Parks

[FR Doc. 83-15719 Filed 6-13-83; 8:45 am]

BILLING CODE 4310-55-M

Notices

Federal Register

Vol. 48, No. 115

Tuesday, June 14, 1983

This section of the FEDERAL REGISTER contains documents other than rules or proposed rules that are applicable to the public. Notices of hearings and investigations, committee meetings, agency decisions and rulings, delegations of authority, filing of petitions and applications and agency statements of organization and functions are examples of documents appearing in this section.

DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

[Marketing Agreement 146]

Budget of Expenses of Administrative Committee and Rate of Assessment for the 1983 Crop Year

Pursuant to Marketing Agreement 146, regulating the quality of domestically produced peanuts (30 FR 9402), and upon recommendation of the Peanut Administrative Committee established pursuant to such agreement and other information, it is hereby found and determined that the expenses of said Committee and the rate of assessment applicable to peanuts produced in 1983 and for the Crop year beginning July 1, 1983, shall be as follows:

(a) *Administrative expenses.* The budget of expenses for the Committee for the Crop year beginning July 1, 1983, shall be in the total amount of \$651,000, such amount being reasonable and likely to be incurred for the maintenance and functioning of the Committee, and for such purposes as the Secretary may, pursuant to the provisions of the marketing agreement, determine to be appropriate.

(b) *Indemnification expenses.* Expenses of the Committee for indemnification payments, pursuant to the Terms and Conditions of Indemnification Applicable to 1983 Crop Peanuts, effective July 1, 1983, are estimated at, but may exceed \$3.5 million, such amount being reasonable and likely to be incurred.

(c) *Rate of assessment.* Each handler shall pay to the Peanut Administrative Committee, in accordance with § 48 of the marketing agreement, an assessment at the rate of \$2.17 per net ton of farmers stock peanuts received or acquired other than those described in § 31 (c) and (d) (\$0.42 for administrative expenses and \$1.75 for indemnification expenses).

(d) *Indemnification reserve.* Monetary additions to the indemnification reserve, established in the 1985 crop year pursuant to § 48 of the marketing agreement, shall continue. That portion of the total assessment funds accrued from the \$2.17 rate and not expended in providing indemnification on the 1983 crop peanuts shall be kept in such reserve and shall be available to pay indemnification expenses on subsequent crops.

This action has been reviewed under USDA guidelines implementing Executive Order 12291 and Secretary's Memorandum No. 1512-1 and has been classified a "non-major" rule under criteria contained therein.

William T. Manley, Deputy Administrator, Agricultural Marketing Service, has certified that this action will not have a significant economic impact on a substantial number of small entities.

The expenses and rate of assessment are, under the agreement, on a crop year basis and will automatically be applicable to all assessable peanuts from the beginning of such crop year. The handlers of peanuts who will be affected hereby have signed the marketing agreement authorizing approval of expenses that may be incurred and the imposition of assessments; they are represented on the Committee which has submitted the recommendation with respect to such expenses and assessment for approval; and handlers have had knowledge of the foregoing in their recent industry-wide discussions and will be afforded maximum time to plan their operations accordingly.

Dated: June 8, 1983.

D. S. Kuryloski,
Deputy Director, Fruit and Vegetable
Division.

[FR Doc. 83-15677 Filed 6-13-83; 8:45 am]

BILLING CODE 3410-02-M

Rural Electrification Administration

Plains Electric Generation and Transmission Cooperative, Inc.; Draft Environmental Impact Statement

AGENCY: Rural Electrification Administration (REA), USDA.

ACTION: Availability of Draft Environmental Impact Statement.

SUMMARY: Notice is hereby given that REA has prepared a Draft Environmental Impact Statement (DEIS) for the proposed Taos-San Luis Valley 345 kV transmission line and associated facilities to be built by Plains Electric Generation and Transmission Cooperative, Inc., (Plains) and the Public Service Company of Colorado (PSCC). The proposed 345 kV line will connect the New Mexico and Colorado transmission grid systems through a proposed station at Carson, near Taos, New Mexico, and the existing San Luis Valley Substation northwest of Alamosa, Colorado. In addition, Plains proposes the construction of a new 115 kV transmission line from the existing Taos Substation in New Mexico to a proposed delivery point near Questa, New Mexico. The total length of the 345 kV transmission line is approximately 187 km (117 mi); the total length of the 115 kV facilities is 30 km (19 mi). Plains will build and own the facilities in New Mexico and PSCC will build and own the facilities in Colorado. It is anticipated that REA will be requested to provide financing assistance for Plains' portion of the proposed construction in New Mexico.

DATE: Public comments must be received by REA no later than: July 29, 1983.

ADDRESS: Submit written comments to Mr. Alexander E. Sherman, Chief, Distribution and Transmission Engineering Branch, Southwest Area-Electric, Rural Electrification Administration, U.S. Department of Agriculture, Washington, D.C. 20250.

FOR FURTHER INFORMATION CONTACT: Mr. Alexander E. Sherman, Chief, Distribution and Transmission Engineering Branch, Southwest Area-Electric, above address, telephone number (202) 382-1915.

SUPPLEMENTARY INFORMATION: In connection with the anticipated request for financing assistance from Plains, REA has prepared a DEIS on the proposed construction of 187 km (117 mi) of 345 kV transmission line in Taos County, New Mexico, and Alamosa, Conejos and Costilla Counties, Colorado, and 30 km (19 mi) of 115 kV transmission line in Taos County, New Mexico.

The DEIS may be examined during regular business hours at the following locations:

Rural Electrification Administration,
USDA, 14th & Independence Ave.,
S.W., Room 3347, Washington, D.C.
20250;

Plains Electric Generation and
Transmission Cooperative, Inc., 2401
Aztec Road, N.E., Albuquerque, New
Mexico 87107;

Public Service Company of Colorado,
P.O. Box 840, 5909 East 38th Avenue,
Denver, Colorado 80207;

Harwood Foundation Library, P.O. Box
766, Taos, New Mexico;

Albuquerque Public Library, 501 Cooper
Avenue, N.W., Albuquerque, New
Mexico 87102;

Alamosa Public Library, P.O. Box 359,
Alamosa, Colorado 81101.

Alternatives considered in the DEIS
are: (1) No action, (2) conservation and
load management, (3) local generation,
(4) upgrading existing lines, (5) alternate
system configuration, (6) parallel
facilities, (7) alternative routes, and (8)
alternative construction methods.

The preferred alternative, which is
construction of the 345 kV and 115 kV
transmission lines, would span several
floodplains confined to arroyos and
canyons and would cross an area which
contains numerous small wetlands and
ponds. Most of small wetlands and
ponds can be avoided during final
alignment. No transmission structures
will be placed in a flood plain or
wetland. REA has tentatively concluded
that there is no practicable alternative
to crossing these areas. Further
information concerning this matter may
be found in the DEIS.

Copies of the DEIS have been sent to
various Federal, State and local
agencies outlined in the Council on
Environmental Quality Guidelines (40
CFR Part 1500). Limited copies of the
DEIS are available upon request to: Mr.
Alexander E. Sherman, Chief,
Distribution and Transmission
Engineering Branch, Southwest Area-
Electric, address above.

Final REA action concerning this
project, including any release of funds
for construction, will be taken only after
REA has reached satisfactory
conclusions with respect to the project's
environmental effects and compliance
with the National Environmental Policy
Act of 1969 and with other
environmentally related statutes,
regulations, Executive Orders and
Secretary's Memoranda.

This program is listed in the Catalog
of Federal Domestic Assistance as
10.850-Rural Electrification and Loan
Guarantees.

Dated: June 7, 1983.

Jack Van Mark,
Acting Administrator.

[FR Doc. 83-15817 Filed 6-13-83; 8:45 am]

BILLING CODE 3410-15-M

Soil Conservation Service

Avalon-Alacran Watershed, New Mexico; Intent to Deauthorize Federal Funding

AGENCY: Soil Conservation Service,
USDA.

ACTION: Notice of Intent to Deauthorize
Federal Funding.

SUMMARY: Pursuant to the Watershed
Protection and Flood Prevention Act,
Pub. L. 83-566, and the Soil
Conservation Service Guidelines (7 CFR
Part 622), the Soil Conservation Service
gives notice of the intent to deauthorize
Federal funding for the Avalon-Alacran
Watershed project, Eddy County, New
Mexico.

FOR FURTHER INFORMATION CONTACT:
Ray T. Margo, Jr., State Conservationist,
Soil Conservation Service, P.O. Box
2007, Albuquerque, NM 87103, telephone
505-766-2173.

SUPPLEMENTARY INFORMATION: A
determination has been made by Ray T.
Margo, that the proposed works of
improvement for the Avalon-Alacran
project will not be installed. The
sponsoring local organizations have
concurred in this determination and
agree that Federal funding should be
deauthorized for the project. Information
regarding this determination may be
obtained from Ray T. Margo, Jr., State
Conservationist, at the above address
and telephone number.

No administrative action on
implementation of the proposed
deauthorization will be taken until 60
days after the date of this publication in
the Federal Register.

(Catalog of Federal Domestic Assistance
Program No. 10.904, Watershed Protection
and Flood Prevention. Office of Management
and Budget Circular A-95 regarding State
and local clearinghouse review of Federal
and federally assisted programs and projects is
applicable.)

Ray T. Margo, Jr.,
State Conservationist.

May 31, 1983.

[FR Doc. 83-15721 Filed 6-13-83; 8:45 am]

BILLING CODE 3410-16-M

Lovelock Watershed, Nevada; Deauthorization of Federal Funding

AGENCY: Soil Conservation Service,
USDA.

ACTION: Notice of Deauthorization of
Federal Funding.

SUMMARY: Pursuant to the Watershed
Protection and Flood Prevention Act,
Pub. L. 83-566, and the Soil
Conservation Service Guidelines (7 CFR
Part 622), the Soil Conservation Service
gives notice of the deauthorization of
Federal funding for the Lovelock
Watershed project, Pershing County,
Nevada, effective on May 18, 1983.

FOR FURTHER INFORMATION CONTACT:
Gerald Thola, State Conservationist,
Soil Conservation Service, P.O. Box
4850, Nevada 89505, telephone
(702) 784-5863.

Dated: June 2, 1983.

Gerald Thola,
State Conservationist.

[FR Doc. 83-15706 Filed 6-13-83; 8:45 am]

BILLING CODE 3410-16-M

Sandy Creek Watershed, Texas; Deauthorization of Federal Funding

AGENCY: Soil Conservation Service,
USDA.

ACTION: Notice of Deauthorization of
Federal Funding.

SUMMARY: Pursuant to the Watershed
Protection and Flood Prevention Act,
Pub. L. 83-566, and the Soil
Conservation Service Guidelines (7 CFR
Part 622), the Soil Conservation Service
gives notice of the deauthorization of
Federal funding for the Sandy Creek
Watershed project, Jasper County,
Texas, effective on March 11, 1983.

FOR FURTHER INFORMATION CONTACT:
Billy C. Griffin, State Conservationist,
Soil Conservation Service, W. R. Poage
Federal Building, 101 South Main,
Temple, Texas 76503, telephone 817/
774-1214.

(Catalog of Federal Domestic Assistance
Program No. 10.904, Watershed Protection
and Flood Prevention. Office of Management
and Budget Circular No. A-95 regarding State
and local clearinghouse review of Federal
and federally assisted programs and projects
is applicable)

Dated: June 3, 1983.

Carl B. Fountain,
Deputy State Conservationist.

[FR Doc. 83-15707 Filed 6-13-83; 8:45 am]

BILLING CODE 3410-16-M

Line Creek Watershed, Mississippi; finding of no significant impact

AGENCY: Soil Conservation Service.

ACTION: Notice of a Finding of No
Significant Impact.

SUMMARY: Pursuant to Section 102(2)(C) of the National Environmental Policy Act of 1969; the Council on Environmental Quality Guidelines (40 CFR Part 1500); and the Soil Conservation Service Guidelines (7 CFR Part 650); the Soil Conservation Service, U.S. Department of Agriculture, gives notice that an environmental impact statement is not being prepared for the Line Creek Watershed, Clay, Chickasaw, and Webster Counties, Mississippi.

FOR FURTHER INFORMATION CONTACT: A. E. Sullivan, State Conservationist, Soil Conservation Service, Suite 1321, Federal Building, 100 West Capitol Street, Jackson, Mississippi 39209, telephone (601) 960-5205.

SUPPLEMENTARY INFORMATION: The environmental assessment of this federally assisted action indicates that the project will not cause significant local, regional, or national impacts on the environment. As a result of these findings, A. E. Sullivan, State Conservationist, has determined that the preparation and review of an environmental impact statement are not needed for this project.

The project concerns a plan for watershed protection, flood control and recreation. The planned works of improvement include the land treatment program throughout the watershed, 14 floodwater retarding structures, one multiple purpose structure, 28.7 miles of floodway, 28.4 miles of selective snagging, 1.6 miles of new channel and 0.7 mile of channel enlargement.

The notice of a Finding of No Significant Impact (FONSI) has been forwarded to the Environmental Protection Agency and to various Federal, State, and local agencies and interested parties. A limited number of copies of the FONSI are available to fill single copy requests at the above address. Basic data developed during the environmental assessment are on file and may be reviewed by contacting A. E. Sullivan.

No administrative action on implementation of the proposal will be taken until 30 days after the date of this publication in the Federal Register.

(Catalog of Federal Domestic Assistance Program No. 10.904, Watershed Protection and Flood Prevention Program. Office of Management and Budget Circular A-95 regarding State and local clearinghouse review of Federal and federally assisted programs and projects is applicable.)

Dated June 6, 1983.

A. E. Sullivan,
State Conservationist.
[FR Doc. 83-15896 Filed 6-13-83; 8:45 am]
BILLING CODE 3410-16-M

CIVIL AERONAUTICS BOARD

[Docket 41520]

Airspur Helicopters, Inc. Fitness Investigation; Assignment of Proceeding

This proceeding has been assigned to Administrative Law Judge John M. Vittone. Future communications should be addressed to him.

Dated at Washington, D.C., June 9, 1983.
Elias C. Rodriguez,
Chief Administrative Law Judge.
[FR Doc. 83-15828 Filed 6-13-83; 8:45 am]
BILLING CODE 6320-01-M

[Order 83-6-22]

Fitness Determination of Misty Air, Inc.

AGENCY: Civil Aeronautics Board.

ACTION: Notice of Commuter Air Carrier Fitness Determination—Order 83-6-22, Order to Show Cause.

SUMMARY: The Board is proposing to find that Misty Air, Inc. is fit, willing, and able to provide commuter air carrier service under section 419(c)(2) of the Federal Aviation Act, as amended, and that the aircraft used in this service conform to applicable safety standards. The complete text of this order is available, as noted below.

DATES: Responses: All interested persons wishing to respond to the Board's tentative fitness determination shall serve their response on all persons listed below no later than June 28, 1983, together with a summary of the testimony, statistical data, and other material relied upon to support the allegations.

ADDRESSES: Responses or additional data should be filed with the Special Authorities Division, Room 915, Civil Aeronautics Board, Washington, D.C. 20428, and with all persons listed in Attachment A to the order.

FOR FURTHER INFORMATION CONTACT: Anne W. Stockvis, Bureau of Domestic Aviation, Civil Aeronautics Board, 1825 Connecticut Avenue, N.W., Washington, D.C. 20428 (202) 673-5088.

SUPPLEMENTARY INFORMATION: The complete text of Order 83-6-22 is available from the Distribution Section, Room 100, 1825 Connecticut Avenue, N.W., Washington, D.C. 20428. Persons outside the metropolitan area may send

a postcard request for Order 83-6-22 to that address.

By the Civil Aeronautics Board: June 7, 1983.

Phyllis T. Kaylor,
Secretary.

[FR Doc. 83-15828 Filed 6-13-83; 8:45 am]
BILLING CODE 6320-01-M

[Docket 41403]

Mid Pacific Airlines, Inc.; Enforcement Proceeding; Assignment of Proceeding

This proceeding has been assigned to administrative Law Judge William A. Kane, Jr. Future Communications should be addressed to him.

Dated at Washington, D.C., June 8, 1983
Elias C. Rodriguez,
Chief Administrative Law Judge.
[FR Doc. 83-15827 Filed 6-13-83; 8:45 am]
BILLING CODE 6320-01-M

COMMISSION ON CIVIL RIGHTS

Ohio Advisory Committee, Agenda and Notice of Public Meeting

Notice is hereby given, pursuant to the provisions of the Rules and Regulations of the U.S. Commission on Civil Rights, that a meeting of the Ohio Advisory Committee to the Commission will convene at 10:00a and will end at 3:00p, on July 16, 1983, at the Hollenden House, Michigan/Superior Room, East Sixth and Superior, Cleveland, Ohio. The purposes of this meeting are to receive a report from the Hispanic education/employment subcommittee and to plan for the Ohio Civil Rights Commission meeting in the fall.

Persons desiring additional information or planning a presentation to the Committee, should contact the Chairperson, Mrs. Marian A. Spencer, 940 Lexington Avenue, Cincinnati, Ohio 45229, (513) 221-5656, or the Midwestern Regional Office, 230 South Dearborn Street, 32nd Floor, Chicago, Illinois 60604, (312) 353-7371.

The meeting will be conducted pursuant to the provisions of the Rules and Regulations of the Commission.

Dated at Washington, D.C., June 8, 1983.
John I. Binkley,
Advisory Committee Management Officer.
[FR Doc. 83-15827 Filed 6-13-83; 8:45 am]
BILLING CODE 6335-01-M

Tennessee Advisory Committee; Agenda and Notice of Public Meeting

Notice is hereby given, pursuant to the

provisions of the Rules and Regulations of the U.S. Commission on Civil Rights, that a meeting of the Tennessee Advisory Committee to the Commission will convene at 3:00 p.m. and will end at 6:30 p.m., June 30, 1983, Ramada Inn Downtown, Plantation Room, 160 Union Avenue, Memphis, Tennessee 38103. The purposes of this meeting are to review concept/proposal for a proposed study on high energy costs and the safety net in Tennessee and orientation for new members.

Persons desiring additional information or planning a presentation to the Committee, should contact the Chairperson, Mrs. Mattie R. Crossley, 351 Fay Avenue, Memphis, Tennessee 38109, (901) 276-4461; or the Southern Regional Office, Citizens Trust Bank Building, Room 362, 75 Piedmont Avenue, NE, Atlanta, Georgia 30303, (404) 242-4391.

The meeting will be conducted pursuant to the provisions of the Rules and Regulations of the Commission.

Dated at Washington, D.C., June 8, 1983.

John I. Binkley,

Advisory Committee Management Officer

(FR Doc. 83-15825 Filed 6-13-83; 8:45 am)

BILLING CODE 6335-01-M

Utah Advisory Committee; Agenda and Notice of Public Meeting

Notice is hereby given, pursuant to the provisions of the Rules and Regulations of the U.S. Commission of Civil Rights, that a meeting of the Utah Advisory Committee to the Commission will convene at 7:00 p.m. and will end at 10:00 p.m., on June 29, 1983, at the Howard Johnson's Motor Lodge, 122 West South Temple Street, Uintah Room, Salt Lake City, Utah 84101. The purposes of this meeting are to review report on the affirmative action project and receive information for the development of future projects.

Persons desiring additional information or planning a presentation to the Committee, should contact the Chairperson, Ms. Linda M. Dupont-Johnson, State Office Building, Suite 6270, Salt Lake City UT 84117, (801) 533-4061; or the Rocky Mountain Regional Office, Brooks Towers, 1020 Fifteenth Street, Suite 2235, Denver CO 80202, (303) 327-2211.

The meeting will be conducted pursuant to the provisions of the Rules and Regulations of the Commission.

Dated at Washington, D.C., June 8, 1983.

John I. Binkley,

Advisory Committee Management Officer

(FR Doc. 83-15826 Filed 6-13-83; 8:45 am)

BILLING CODE 6335-01-M

DEPARTMENT OF COMMERCE

Bureau of Industrial Economics

List of Names and Addresses of Bona Fide Motor-Vehicle Manufacturers

AGENCY: Bureau of Industrial Economics, Office of Producer Goods, Commerce.

ACTION: List of Names and Addresses of Bona Fide Motor-Vehicle Manufacturers.

SUMMARY: In accordance with headnote 2 to subpart B, Part 6, Schedule 6 of the Revised Tariff Schedules of the United States (19 U.S.C. 1202) and 15 CFR Chapter VI Part 615, the following is a list of the names and addresses of bona fide motor-vehicle manufacturers, as determined by the Director, Bureau of Industrial Economics, Department of Commerce, and the effective date for each such determination. Each determination shall be effective for the 12-month period beginning on the determination date shown following the name and address of each manufacturer. From time to time this list will be revised, as may be appropriate, to reflect additions, deletions, or other necessary changes.

EFFECTIVE DATE: May 1, 1983.

FOR FURTHER INFORMATION CONTACT: Joe Kellagher, Automotive Equipment Division, 202-377-0673.

Kenneth M. Brown,
Acting Director, Bureau of Industrial Economics.

United States Bona Fide Motor Vehicle Manufacturers List, May 1, 1983 with Date of Certification

Adolph-Knapheide Truck Equipment Co., 1701 Fairfax Trfwy., Kansas City, KS. 66115, August 1, 1982
Allentown Brake and Wheel Service, Inc., R.D. #8, P.O. Box 2088, Allentown, Pennsylvania 18001, October 19, 1982
American La France, Div. of Figgle International, Inc., 1051 S. Main Street, Elmira, New York 14902, July 8, 1982
American Motors Corporation, 27777 Franklin Road, Southfield, Michigan 48034, January 1, 1983
American Trailer Service, Inc., 2814 North Cleveland Avenue, St. Paul, Minnesota 55113, January 1, 1983
American Transportation Corporation, Highway 65 South, Conway, Arkansas 72032, April 19, 1983
Amthor's Welding Service, Inc., 307 State Route 52 East, Walden, New York 12586, July 9, 1982
H. G. Anderson Equipment Corporation, P.O. Box 265, 480 South Street, Rensselaer, N.Y. 12144, October 4, 1982
Antietam Equipment Corporation, P.O. Box 91, Hagerstown, Maryland 21740-0091, January 1, 1983

Arkansas Trailer Mfg. Co., Inc., P.O. Box 4080, 32nd & Elm Street, Little Rock, Arkansas 72214, January 1, 1983
Arrow Trailer & Equipment Co., 140 North Dirksen Parkway, Springfield, Illinois 62702, March 31, 1983
Automated Waste Equipment Company, Incorporated, 209 Bakers Basin Road, Lawrenceville, New Jersey 08648, September 1, 1982
Automotive Service Company, 111-113 North Waterloo, Jackson, Michigan 49204, January 18, 1983
Avanti Motor Corporation, P.O. Box 1916, South Bend, Indiana 46634, January 1, 1983
Aztec Products, P.O. Box 659, 102 Sentry Dr. North, Mansfield, Texas 74808, December 2, 1982
Baltimore Car & Truck Rental, Inc., 2302 N. Howard St., Baltimore, Md. 21218, April 1, 1983
Bankhead Enterprises, Inc., 1345 Bankhead Avenue, Atlanta, Georgia 30318, August 1, 1982
Beam Truck and Body Inc., 433 Cumberland Hill Road, Woonsocket, Rhode Island 02895, September 1, 1982
Bender's Sales and Service, Inc., 4805 Holland, Saginaw, Michigan 48601, November 15, 1982
Benson Truck Bodies Inc., P.O. Box 49, Mineral Wells, W.V. 26150, August 1, 1982
Bernardo Truck Equipment Corp., 625 Main St. (Route 38), Wilmington, Mass. 01887, March 1, 1983
Allan U. Bevier, Inc., 1201 Ridgely Street, Baltimore, Maryland 21230, April 1, 1983
Bibeu Enterprises, Route 102, Londonderry, N.H. 03053, October 15, 1982
Birmingham Manufacturing Co., Inc., Highway 11 North, Springville, Alabama 35146, August 1, 1982
Blue Bird Body Company, P.O. Box 937, North Macon Road, Fort Valley, Georgia 31030, January 19, 1983
Boone Trailers, Inc., 154 Park Street, P.O. Box 109, Palmer, Massachusetts 01069, January 1, 1983
Boyertown Auto Body Works, Third & Walnut Streets, Boyertown, Pennsylvania 19512, September 1, 1982
Brake and Electric Sales Corp., 300 Mystic Avenue, Medford, Massachusetts 02155, December 1, 1982
Brake and Equipment Co., Inc., 11911 W. Silver Spring Road, Milwaukee, Wisconsin 53225, August 1, 1982
Brake & Equipment Co., Inc., 316 N. Ninth Street, Smithfield, N.C. 27577, February 25, 1983
Brake Service and Parts, 170 Washington Street, P.O. Box 942, Bangor, Me. 04401, August 1, 1982
Brown Cargo Van, Inc., 807 East 29th Street, Lawrence, Kansas 66044, April 30, 1983
Bud Industries, Inc., 100 Pulaski Street, West Warwick, Rhode Island 02893, December 5, 1982
Bus Andrews Equipment Sales and Service, Inc., 2828 E. Kearney Street, Springfield, Missouri 65803, January 1, 1983
Bus Industries of America Inc., Base Road, R.D. #1, Oriskany, N.Y. 13424, April 1, 1983
Capacity of Texas, Inc., P.O. Box 7848, Longview, Texas 75607, December 1, 1982

- Cargo Trailer Service, Inc., 1251 Shakespeare Avenue, Kalamazoo, Michigan 49001, August 1, 1982
- The Carnegie Body Company, 9500 Brookpark Road, Cleveland, Ohio 44129, January 1, 1983
- Carpenter Body Works, Inc., 1500 W. Main Street, P.O. Box 128, Mitchell, Indiana 47446, January 1, 1983
- Centennial Industries Div., Douglas & Lomason Co., P.O. Box 708, Columbus, Georgia 31903, June 1, 1982
- Champion Home Builders, Co., 5573 E. North Street, Dryden, Michigan 48428, August 1, 1982
- Checker Motors Corporation, 2016 N. Pitcher Street, Kalamazoo, Michigan 49007, January 1, 1983
- Chrysler Corporation, CIMS 418-37-10, Chrysler Center, 12000 Lynn Townsend Drive, Highland Park, Michigan 48238, January 18, 1983
- City Spring, 1127 W. Main, Oklahoma City, Oklahoma 73106, August 1, 1982
- B.M. Clark Company, Inc., Route 17—P.O. Box 185, Union, Maine 04862, January 14, 1983
- D.W. Clark Road Equipment, Manlius Center Road, P.O. Box 489, East Syracuse, N.Y. 13057, May 1, 1983
- Clark Engineering of Brownwood, Inc., P.O. Drawer 1386, Brownwood, Texas 76801, January 1, 1983
- Clark Truck Equipment Company, 6821 Academy Parkway West, N.E., P.O. Box 3483, Albuquerque, New Mexico 87190, January 1, 1983
- Clement Industries, Sibley Road, P.O. Box 914, Minden, Louisiana 71055, August 1, 1982
- Coach & Equipment Manufacturing Corp., P.O. Box 36, Penn Yan, N.Y. 14527, March 14, 1983
- Collins Associates, Inc., et al., 3260 E. Kemper Road, Cincinnati, Ohio 45241, January 1, 1983
- Collins Industries, Inc., Box 58 H.A.B.I.T., Hutchinson, Kansas 67501, January 1, 1983
- Commercial Truck & Trailer, Inc., 313 N. State Street, Girard, Ohio 44420, January 1, 1983
- Cook Body Company, 3701 Harlee Avenue, Charlotte, North Carolina 28208, October 22, 1982
- Correct Manufacturing Corporation, London Road Extension, Delaware, Ohio 43015, July 1, 1982
- Corts Truck Equipment, Inc., Mohawk Street, P.O. Box 102, Whitesboro, New York 13492, August 1, 1982
- Crane Carrier Company, 1925 North Sheridan, Tulsa, Oklahoma 74151, January 1, 1983
- Crenshaw Corporation, P.O. Box 24217, 1700 Commerce Road, Richmond, Virginia 23224, July 1, 1982
- Cross Truck Equipment Co., Inc., 1801 Perry Drive S.W., Canton, Ohio 44708, August 1, 1982
- Crown Coach Corporation, 2428 East 12th Street, Los Angeles, California 90021, March 20, 1983
- Daleiden's Inc., 425 E. Vine Street, Kalamazoo, Michigan 49001, January 31, 1983
- Dealers Truck Equipment Inc., 2123 Fern Valley Road, P.O. Box 23224, Louisville, Kentucky 40213, March 1, 1983
- Dealers Truck Equipment Co., Inc., 2480 Midway Street, P.O. Box 31435, Shreveport, Louisiana 71130, January 1, 1983
- Decker Tank Company, 300 Lincoln Ave., Hawthorne, New Jersey 07506, November 3, 1982
- John Deere Horicon Works of Deere and Company, 220 East Lake Street, Horicon, Wisconsin 53032, June 1, 1983
- Del Truck Equipment, Inc., 575 Howard Street, Buffalo, New York 14206, January 1, 1983
- Delevan Industries, Inc., 1728 Walden Avenue, Buffalo, New York 14225, May 1, 1983
- Dunham Manufacturing Co., Inc., P.O. Box 430, Railroad Avenue, Minden, Louisiana 71055, January 1, 1983
- Duralite Truck Body and Container Corporation, 1300 Bush Street, Baltimore, Maryland, 21230, January 1, 1983
- E. & R. Trailer Sales, Inc., R.R. #1, Middle Point, Ohio 45863, January 1, 1983
- East Manufacturing Corporation, 1871 State Rd. No. 44, Randolph, Ohio 44265, August 1, 1982
- Eastern Tank Corporation, 290 Pennsylvania Avenue, Paterson, New Jersey 07503, January 1, 1983
- Eight Point Trailer Corporation, 6100 E. Washington Boulevard, Los Angeles, California 90040, January 18, 1983
- Elder International, P.O. Box 2061, Houston, Texas 77252, August 1, 1982
- Equipment Service, Inc., 40 Airport Road, Hartford, Connecticut 06114, April 1, 1983
- Euclid Incorporated, Subsidiary of Daimler-Benz AG, 22221 St. Clair Avenue, Cleveland, Ohio 44117, August 1, 1982
- John Evans Manufacturing Co., Inc., P.O. Box 669, Sumter, South Carolina 29150, October 1, 1982
- Ewell Equipment Company, 307 N. Timberland Drive, Lufkin, Texas 75901, February 2, 1983
- Excalibur Automobile Corporation, 1735 South 106th Street, Milwaukee, Wisconsin 53214, May 22, 1982
- Feld Truck Leasing, P.O. Box 10450, Fort Wayne, Indiana 46852, January 1, 1983
- Fifth Wheel, Inc., P.O. Box 15855, 14001 East Admiral Place, Tulsa, Oklahoma 74112, January 1, 1983
- Ford Motor Company, The American Road, Dearborn, Michigan 48121, January 18, 1983
- Freightliner Corporation, 4747 North Channel Avenue, Portland, Oregon, December 14, 1982
- French Tool & Manufacturing, 2501 S. Commerce Drive, P.O. Box 753, Midland Tx. 79703, July 1, 1982
- Freuhauf Corporation, 10900 Harper Avenue, P.O. Box 238, Detroit, Michigan 48232, December 1, 1982
- Frink Sno-Plows, Division of Compro-Frink Corporation, 205 Webb Street, Clayton, New York 13624, October 1, 1982
- FWD Corporation, 105 East 12th Street, Clintonville, Wisconsin 54929, January 1, 1983
- Gail Catt Sales Inc., 16th & Willow St., Vincennes, Indiana 47591, October 1, 1982
- Peter Garafano & Son, Inc., 500 Marshall Street, Paterson, New Jersey 07503, June 5, 1983
- Garnon Truck Equipment Company, 1617 Peninsula Drive, P.O. Box 1358, Erie, Pennsylvania 16505, January 1, 1983
- General Trailer Services, Inc., 2620 Campbell Blvd., P.O. Box 8, Elenwood, Ga. 30049, February 25, 1983
- General Motors Corporation, Room 12-136, 3044 West Grand Boulevard, Detroit, Michigan 48202, January 19, 1983
- General Truck Equipment & Trailer Sales, Inc., P.O. Box 6954, 5310 Broadway Avenue, Jacksonville, Florida 32236-6954, January 1, 1983
- Gillig Corporation, P.O. Box 3008, 25800 Clawriter Road, Hayward, Ca. 94540, January 1, 1983
- Gilson Brothers Company, P.O. Box 152, Plymouth, Wisconsin 53073, September 28, 1982
- Gooch Brake & Equipment Company, 506 Grand Avenue, Kansas City, Missouri 64106, January 1, 1983
- Graham Brake Truck Equipment, 1704 11th Street, Sioux City, Iowa 51101, December 1, 1982
- Gratiot Equipment Co., 1244 E. Center Street, Ithaca, Michigan 48847, September 1, 1982
- The Greyhound Corporation, Greyhound Tower, Phoenix, Arizona 85077 [doing business through], Motor Coach Industries, Inc., Pembina, North Dakota 58271, and Transportation Mfg. Corp., Roswell, New Mexico 88201, and Romex, Inc., Roswell, N.M. 88201, August 1, 1982
- Grumman Flexible Corporation, 970 Pittsburg Drive, Delaware, Ohio 43015, January 1, 1983
- G-TEC Truck Equipment, 3040 Wyoming Avenue, Dearborn, Michigan 48120, January 1, 1983
- Hackney and Sons, 400 Hackney Avenue, P.O. Box 880, Washington, North Carolina 27889, January 1, 1983
- Hackney & Sons (Midwest) Inc., 300 Hackney Avenue, P.O. Box 808, Independence, Kansas 67301, September 23, 1982
- Hallenberger, Inc., 5716 Boonville Highway, P.O. Box 5085, Evansville, Indiana 47715, January 1, 1983
- Harley-Davidson Motor Co., Inc., 3700 West Juneau Avenue, P.O. Box 653, Milwaukee, Wisconsin 53201, April 1, 1983
- Harris Truck and Trailer Sales, Incorporated, I-55 and Airport Exit, P.O. Box 619, Cape Girardeau, Missouri 63701, January 1, 1983
- Heil Equipment Company of Philadelphia, Incorporated, 1223 Ridge Pike, Conshohocken, Pennsylvania 19428, January 1, 1983
- The Hess & Eisenhardt Co., 8959 Blue Ash Road, Cincinnati, Ohio 45242, January 9, 1983
- Hews Company, Inc., 190 Rumery Street, P.O. Box 2520, South Portland, Maine 04106, January 18, 1983
- Hilbilt Mfg. Company, Division of Hill Equip. Co., Route 7, Box 5089, Benton, Arkansas 72015, January 1, 1983
- Hispano American Corporation, P.O. Box 7295, Alexandria, Virginia 22307, May 15, 1982
- Hobbs International, Inc., P.O. Box 59, Keeler Avenue, Norwalk, Connecticut 06856, August 1, 1982

- Hobbs Trailers, P.O. Box 1568, Fort Worth, Texas 76101, August 1, 1982
- Honda of America Mfg., Inc., 24000 U.S. Route 33, Marysville, Ohio 43040, January 1, 1983
- Huntington Brake Service Inc., 448 E. Jericho Tpke., Huntington Station, N.Y. 11746, August 1, 1982
- Illinois Auto Central, Inc., 4750 S. Central Avenue, Chicago, Illinois 60638, October 1, 1982
- International Harvester Co., 401 North Michigan Avenue, Chicago, Illinois 60611, January 18, 1983
- Iowa Mold Tooling Co., Inc., 500 Highway 18 West, Garner, Iowa 50438, June 1, 1982
- Iroquois Mfg. Co., Inc., Richmond Road, Hinesburg, Vermont 05461, March 1, 1983
- Isometrics, Inc., P.O. Box 660, 1402 N. Scales Street, Reidsville, North Carolina 27320, March 31, 1983
- IVECO Trucks of North America, Inc., 3494 Progress Drive, Suite B, Bensalem, Pennsylvania 19020, January 1, 1983
- Jannell & Son Body Company, 840 Cumberland Hill Road, Woonsocket, Rhode Island 02895, January 1, 1983
- Jeep Corporation, 2777 Franklin Road, Southfield, Michigan 48034, January 1, 1983
- F. L. Jursik Co., 245 Victor Avenue, Highland Park, MI. 48203, July 1, 1982
- Kaffenbarger Welding Company, 10100 Ballentine Pike, New Carlisle, Ohio 45344, January 1, 1983
- Kawasaki Motors Corporation, 6600 Northwest 27th Street, Lincoln, Nebraska 68524, February 1, 1983
- Kay Wheel Sales Co., Inc., 1771 Tomlinson Road, Philadelphia, Pennsylvania 19116, September 24, 1982
- Kencar Equipment Company, 1906 Lakeview Avenue, Dayton, Ohio 45408-1398, January 1, 1983
- Kentucky Manufacturing Company, P.O. Box 17185, Louisville, Ky. 40217, December 1, 1982
- Keystone Coach Manufacturing Co. of Florida, Inc., 501 Nova Road, P.O. Box 1055, Ormond Beach, Florida 32074, April 1, 1983
- Lehigh Valley Packing Corp., Box 196, Rt. 191 at Rt. 33 Interchange, Stockertown, Pa 18083, August 1, 1982
- Leland Equipment Company, 5647 South 122 East Avenue, P.O. Box 45128, Tulsa, Oklahoma 74145, January 18, 1983
- Load King, Elk Point, South Dakota 57025, August 1, 1982
- Loadcraft, Division of Allied Products Corporation, P.O. Box 431, Highway 377 Curtis Field, Brady, Texas 76825, November 1, 1982
- LoDaL, Inc., East Blvd., P.O. Box 2315, Kingsford, Michigan 49801, April 1, 1983
- Long Trailer Service, Inc., P.O. Box 5105, Greenville, South Carolina 29606, January 1, 1983
- M & M Equipment, Inc., P.O. Box 152, Lebanon, New Hampshire 03766, March 14, 1983
- Mack Trucks, Inc., P.O. Box M, Allentown, Pennsylvania 18105, January 1, 1983
- Madison Truck Equipment, Inc., 2410 South Stoughton Road, Madison, Wisconsin 53716, October 22, 1982
- Manning Equipment, Inc., 12000 Westport Road, P.O. Box 23229, Louisville, Kentucky 40223, April 16, 1983
- Marion Body Works, Inc., 211 W. Ramsdell Street, P.O. Box 500, Marion, WI. 54950-0500, January 1, 1983
- Marmon Motor Co., P.O. Box 402009, Garland, Texas 75040, September 1, 1982
- McGraw Commercial Equipment Co., 7200 East Fifteen Mile Road, Sterling Heights, Michigan 48077, August 1, 1982
- Meadows Hydraulics Sales and Service, Inc., U.S. 13 and S. Division St., P.O. Drawer "M", Fruitland, Maryland 21826, September 24, 1982
- Memphis Brake Service, Inc., 600 Hernando Street, P.O. Box 86, Memphis, TN. 38101, April 1, 1983
- Mercedes-Benz Truck Company, Inc., 4747 N. Channel Avenue, P.O. Box 3849, Portland, Oregon 97208, January 1, 1983
- W. F. Mickey Body Co., Inc., P.O. Box 2044, 1505 Bethel Drive, High Point, North Carolina 27261, February 22, 1983
- Mid West Truck Equipment Sales Division of Electrophonic Corp., 4041 No. Brush College Road, R.R. #7, Box 463F, Decatur, Illinois 62521, February 22, 1983
- Middlekauff, Inc., 1615 Ketcham Avenue, Toledo, Ohio 43608, January 18, 1983
- Mike & Joe Equipment Co., Inc., Rochester Road Equipment Inc., 1240 Jefferson Road, Rochester, N.Y. 14623, June 1, 1982
- Millington Truck Body Co., Inc., 8440 N. State Street, P.O. Box 281, Millington, Michigan 48746, December 1, 1982
- Monon Trailer (a Division of Evans Transportation Co.), P.O. Box 655, 117 N. Walnut Street, Monon, Indiana 47959, August 1, 1982
- Moore and Sons, Inc., P.O. Box 30091, 2900 Airways Boulevard, Memphis, Tennessee 38130, December 31, 1982
- Morgan Trailer Mfg. Co. t/a Morgan Corporation, Joanna Road, Box 258, Morgantown, Pennsylvania 15543, January 1, 1983
- Motor Truck Equipment Corporation, 2950 Irving Blvd., P.O. Box 47385, Dallas, Texas 75247, December 31, 1982
- Mount Vernon Truck Body, Inc., 2222 S. 10th Street, Highway 37 South, Mount Vernon, Illinois 62864, August 1, 1982
- Multi Body & Hoist Corp., 180 Varick Avenue, Brooklyn, N.Y. 11237, December 1, 1982
- Mutual Wheel Company, 2345 Fourth Avenue, Moline, Illinois 61226, August 1, 1982
- Nabors Trailer, Inc., P.O. Box 979, Mansfield, Louisiana 71052, January 1, 1983
- Neil's Automotive Service, Inc., 167 E. Kalamazoo Avenue, Kalamazoo, Michigan 49007, January 1, 1983
- Nelson Manufacturing Company, 6448 U.S. Route 224, R.R. #1, Ottawa, Ohio 45875, January 1, 1983
- Neoplan USA Corporation, 700 Gottlob Auwaerter Drive, Lamar, Colorado 81052, January 1, 1983
- The Ness Company, Inc., P.O. Box 667, 270 N. Zarfoss Drive, West York Industrial Park, York, Pennsylvania 17405, January 1, 1983
- New Method Equipment Company, P.O. Box 4638, 707—27th Avenue, SW., Cedar Rapids, Iowa 52407, December 31, 1982
- Novi Manufacturing Company, 25701 Seeley Road, Novi, Michigan 48050, November 1, 1982
- Obrecht Trailer Mfg., Inc., 705 East New York Street, Knox, Indiana 46534, August 1, 1982
- Ohio Truck Equipment, Inc., 4100 Rev Drive, Cincinnati, Ohio 45232, December 10, 1982
- Olson Trailer and Body Builders Co., P.O. Box 2445, Green Bay, Wisconsin 54306, August 1, 1982
- Omaha Standard, Inc., 2401 W. Broadway, Council Bluffs, Iowa 51501, January 1, 1983
- Oshkosh Truck Corporation, 2307 Oregon Street, P.O. Box 2566, Oshkosh, Wisconsin 54903, January 18, 1983
- Ottawa Truck Division, Gulf & Western Manufacturing Co., 415 East Dundee Street, Ottawa, Kansas 66067, December 10, 1982
- Outboard Marine Corporation, 100 Sea Horse Drive, Waukegan, Illinois 60085, January 18, 1983
- Owens Truck and Trailer Service, 520 Ross Clark Circle, NE., P.O. Box 1692, Dothan, Alabama 36303, February 25, 1983
- PACCAR, Incorporated d.b.a. Kenworth Truck Company & Peterbilt Motors Company, P.O. Box 1518, Bellevue, Washington 98009, January 18, 1983
- Palmer Spring Company, 355 Forest Avenue, Portland, Maine 04101, January 18, 1983
- Palmer Trailer Sales Co., Inc., Route 20 East, Palmer, Mass. 01069, August 1, 1982
- Peabody Galion, P.O. Box 607, 500 Sherman Street, Galion, Ohio 44833, October 31, 1982
- Peerless Division—Lear Siegler Incorporated, 18205 S. W. Boones Ferry Road, Tualatin, Oregon 97062, January 9, 1983
- Perfection Equipment Company, 5100 West Reno, Oklahoma City, Oklahoma 73127, January 12, 1983
- Pezzani & Reid Equipment Co., Inc., 3960 West Fort St., Detroit, Michigan 48216, August 1, 1982
- Phoenix Manufacturing, Inc., 375 West Union Street, Nanticoke, Pennsylvania 18634, February 20, 1983
- Pioneer Heavy Duty Parts, Inc., 29 Fall River Avenue (Rt. 6), Rehoboth, Massachusetts 02769, August 1, 1982
- Polaris Industries, Inc., 1225 North County Road 18, P.O. Box 1284, Minneapolis, Minnesota 55440, February 1, 1983
- C. E. Pollard Company, 13575 Auburn Avenue, Detroit, Michigan 48223, November 1, 1982
- Power Brake Service & Equip. Co., Inc., 1022 Carnegie Avenue, Cleveland, Ohio 44115, December 31, 1982
- Power Equipment Sales & Service, Inc., 2729 Agnes, P.O. Box 9156, Corpus Christi, TX 78403, June 1, 1982
- Progress Industries, Inc., 400 East Progress Street, Arthur, Illinois 61911, October 1, 1982
- PSI Mobile Products, Inc., 25 Eldridge, Mt. Clements, Michigan 48043, July 1, 1982
- Quality Truck & Equipment Co., P.O. Box 102, I-55 Beltline & Mercer Avenue, Bloomington, Illinois 61701, November 15, 1982
- R/S Truck Body Company, Inc., P.O. Box 420, Allen, Kentucky 41601, September 23, 1982
- Ravens Trailer Sales, 5100 N. Wooster Highway, P.O. Box 525, Dover, Ohio 44622, September 1, 1982
- Recreative Industries, Inc., 60 Depot Street, Buffalo, New York 14206, July 13, 1982
- Reliable Spring Co., Inc., 10557 South Michigan Ave., Chicago, Illinois 60628, August 1, 1982

- Rogers Manufacturing Company, Inc., 110 Transit Avenue, Box 7100, Nashville, Tennessee 37210, October 1, 1982.
- Rowe Truck Equipment, Inc., Otterbein, Indiana 47970, April 1, 1983.
- Rowland Equipment, Inc., 2900 N.W. 73rd Street, Miami, Florida 33147, November 19, 1982.
- Ryder Truck Rental, Inc., 4709 West 96th Street, P.O. Box 68490, Indianapolis, Indiana 46206, January 1, 1983.
- Ryder Truck Rental, Inc., P.O. Box 100, Pottsville, Pa. 18073, August 1, 1982.
- Salina Body Co., Inc., 1525 North Salina Street, Syracuse, New York 13208, August 1, 1982.
- Schien Body and Equipment Co., North on University, Carlinville, Illinois 62626, August 1, 1982.
- Scientific Brake and Equipment Co., P.O. Box 840, 314 W. Genesee Avenue, Saginaw, Michigan 48606, January 19, 1983.
- Sharpville Steel Equip. Co., 6th & Main Streets, Sharpville, Pennsylvania 16150, January 2, 1983.
- Shear Truck Mfg. Co., Inc., 2321 East Pioneer Drive, Irving, TX 75061, October 20, 1982.
- Shoals American Industries, Inc., 338 Washington St., Muscle Shoals, AL 35660, August 1, 1982.
- Skillcraft Industries, Inc., 355 Center Ct., Venice, Florida 33595, September 1, 1982.
- Somerset Welding & Steel, Inc., P.O. Box 735, 733 S. Center Avenue, Somerset, Pennsylvania 15501, January 1, 1983.
- South Florida Engineers, Inc., 5911 E. Buffalo Avenue, P.O. Box 11927, Tampa, Florida 33660, July 2, 1982.
- Special Trucks, Inc., 5040 Hoevel Road, Fort Wayne, Indiana 46806, January 1, 1983.
- Steffen Incorporated, 623 West 7th Street, Sioux City, Iowa 51103, November 4, 1982.
- Stone Heavy Vehicle Specialists, 2200 Hwy. 70 East, Raleigh, N.C. 27611, August 1, 1982.
- Swan, P.O. Box 29540, Richmond, VA 23229, April 1, 1983.
- T T Parts Warehouse, Inc., 5550 Clay Avenue, S.W., Grand Rapids, Michigan 49506, September 1, 1982.
- Taylor-Dunn Mfg. Company, 2114 West Ball Road, Anaheim, California 92804, October 3, 1982.
- Terex Corporation, State Route 91, Hudson, Ohio 44236, January 1, 1983.
- Thomas Built Buses, Inc., 1408 Courtesy Road, P.O. Box 2450, High Point, North Carolina 27261, March 1, 1983.
- Three R Industries, Inc., 80380 Scotch Settlement, Romeo, Michigan 48065, June 1, 1982.
- Traffic Transport Engineering, Inc., 28900 Goddard Road, Romulus, Michigan 48174, July 1, 1982.
- Trailways Manufacturing, Inc., P.O. Box 3169, 2800 Rebel Drive, Harlingen, TX 78550, April 1, 1983.
- Transport Equipment Company, 3400 8th Avenue, South, P.O. Box 3817, Seattle, Washington 98124, January 18, 1983.
- Triangle Fleet Service, 801 Coliseum Blvd. West, Fort Wayne, Indiana 46808, January 1, 1983.
- Trotter Equipment Inc., Outer Washington Street, Watertown, N.Y. 13601, March 1, 1983.
- Truck Equipment, Inc., P.O. Box 3265, 1560 N.E. 44th Avenue, Des Moines, Iowa 50316, January 1, 1983.
- Truck Equipment, Inc., 680 Potts Avenue, P.O. Box 3280, Green Bay, Wisconsin 54304, January 1, 1983.
- Truck Equipment Distributors/Division of Truck Parts & Equipment Co., 2020 Southwest Blvd., P.O. Box 9605, Tulsa, Oklahoma 74107, August 1, 1982.
- Truck Equipment Sales, Inc., Laurie Steiner Road, P.O. Box 91, Theodore, AL 36582, February 25, 1983.
- Truck Equipment Service Company, 800 Oak Street, Lincoln, Nebraska 68521, January 1, 1983.
- Truck Parts & Equipment Co., 2120 Southwest Blvd., Tulsa, Oklahoma 74107, October 1, 1982.
- Truck Parts and Equipment, Inc., 4501 West Esthner, Wichita, Kansas 67209, December 11, 1982.
- Truck & Trailer Equipment Co., P.O. Box 13126, Lansing, Michigan 48901, August 1, 1982.
- Truckers Equipment, Inc., 1501 N. Port Avenue, Corpus Christi, Texas 78408-0747, December 1, 1982.
- Truckers Equipment, Inc., 2022 N. 77 Sunshine Strip, Harlingen, Texas 78550, December 1, 1982.
- Truckers Equipment, Inc., P.O. Box 1086, 85 East Longfield Avenue, Mansfield, Ohio 44901, March 18, 1983.
- Twin Bay Industries, Inc., 8980 Caim Highway, P.O. Box 37, Elk Rapids, Michigan 49629, April 30, 1983.
- Union City Body Company, Inc., 1015 West Pearl Street, P.O. Box 190, Union City, Indiana 47390, September 1, 1982.
- Unit Rig & Equipment Co., 4110 S. 100th E. Avenue, Tulsa, Oklahoma 74145, January 1, 1983.
- Universal Go Tract of Georgia Ltd., 963 Industrial Park Drive, Marietta, Georgia 30062, June 1, 1982.
- Van Con, Incorporated, 123 Williams Street, Middlesex, New Jersey 08846, September 1, 1982.
- Volkswagen of America, Inc., 27621 Parkview Boulevard, Warren, Michigan 48092, October 11, 1982.
- Volvo White Truck Corporation, P.O. Box D-1, 1031 Summit Avenue, Greensboro, N.C. 27402, January 1, 1983.
- Vulcan Trailer Manufacturing Co., 300 Industrial Parkway, Bessemer, Alabama 35020, October 1, 1982.
- WABCO Construction & Mining Equipment, a Division of American Standard, Inc., 2300 N.E. Adams Street, P.O. Box 240, Peoria, Illinois 61639, February 1, 1983.
- Wagoner Machinery Inc., 945 Safin Road, Columbus, Ohio 43204, October 1, 1982.
- Walter Equipment USA, Inc., Northeastern Industrial Park, P.O. Box 279, Gunderland Center, NY 12085, January 1, 1983.
- Wareheim-Air Brakes, Inc., 3612 Washington Blvd., Baltimore, Maryland 21227, February 25, 1983.
- Watkins Motor Trucks, Inc., 2325 West Second Street, Chester, Pennsylvania 19016, August 1, 1982.
- D.P. Way Corporation, 3822 W. Elm Street, P.O. Box 09336, Milwaukee, Wisconsin 53209, January 1, 1983.
- Wayne Corporation (An Indian Head Company), P.O. Box 1447, Industries Road, Richmond, Indiana 47374, October 31, 1982.
- Wayne Engineering Corporation, 2412 West 27th Street, P.O. Box 648, Cedar Falls, Iowa 50613, October 1, 1982.
- Wheels and Brakes, Inc., 1270 Memorial Drive S.E., Atlanta, Georgia 30316, August 1, 1982.
- Wheels and Brakes Inc., 4539 Rutledge Pike, Knoxville, Tennessee 37914, August 1, 1982.
- Winnebago Industries, Inc., P.O. Box 152, Jct. Highways 9 & 69, Forest City, Iowa 50436, March 19, 1983.
- Wyman's Incorporated, P.O. Box 541, Northfield Road, Montpelier, Vermont 05602, July 1, 1982.
- York Truck Equipment, Inc., P.O. Box 6493, Jacksonville, FL 32205, April 1, 1983.

[FR Doc. 83-15904 Filed 6-13-83; 8:45 am]

BILLING CODE 3510-30

International Trade Administration**Subcommittee on Export Administration of the President's Export Council; Closed Meeting**

A closed meeting of the President's Export Council Subcommittee on Export Administration will be held June 23, 1983, 9:30 a.m.-3:00 p.m., Herbert C. Hoover Building, Room 3407, 14th Street and Constitution Avenue, NW., Washington, D.C.

The Subcommittee provides advice on matters pertinent to those portions of the Export Administration Act of 1979 that deal with United States policies of encouraging trade with all countries with which the United States has diplomatic or trading relations, and of controlling trade for national security and foreign policy reasons.

Agenda: Discussions of matters properly classified under Executive Order 12356, dealing with matters pertaining to the control of exports for national security, foreign policy or short supply reasons under the Export Administration Act. A Notice of Determination to close meetings or portions of meetings of the Subcommittee to the public on the basis of 5 U.S.C. 552(b)(1) was approved on February 2, 1983, in accordance with the Federal Advisory Committee Act. A copy of the Notice is available for public inspection and copying in the Central Reference and Records Inspection Facility, Room 6628, U.S. Department of Commerce, (202) 377-4217.

For further information, contact Debbie Kappler, (202) 377-1455.

Dated: June 9, 1983.

William T. Archey,

Deputy Assistant Secretary for Trade Administration.

[FR Doc. 83-19063 Filed 6-13-83; 8:45 am]

BILLING CODE 3510-25-M

Applications for Duty-Free Entry of Scientific Instruments

The following are notices of the receipt of applications for duty-free entry of scientific instruments published pursuant to Section 8(c) of the Educational, Scientific and Cultural Materials Importation Act of 1966 (Pub. L. 89-651; 80 Stat. 897) and the regulations issued pursuant thereto (15 CFR Part 301 as amended by 47 FR 32517).

Interested persons may present their views with respect to the question of whether an instrument or apparatus of equivalent scientific value for the purposes for which the instrument is intended to be used is being manufactured in the United States. Comments must be filed in accordance with § 301.5(a) (3) and (4) of the regulations. They are to be filed in triplicate with the Director, Statutory Import Programs Staff, U.S. Department of Commerce, Washington, D.C. 20230, within 20 calendar days after the date on which this notice of application is published in the Federal Register.

A copy of each application is on file in the Department of Commerce, and may be examined between 8:30 a.m. and 5:00 p.m., Monday through Friday, Room 1523, 14th and Constitution Avenue, NW., Washington, D.C. 20230.

Docket No. 83-198. Applicant: Veterans Administration Medical Center, Medical Research Service, 5901 East Seventh St., Long Beach, CA 90822. Instrument: Thin Layer Countercurrent Distribution Apparatus. Manufacturer: Workshop of University of Lund, Sweden. Intended Use of Instrument: The instrument is intended to be used in experiments consisting of partitioning cells in two-polymer aqueous phase systems. The objectives of these experiments are to determine similarities and differences in surface properties of cells. These procedures may eventually lead to better understanding of the differences and to diagnose with tests. Application Received by Commissioner of Customs: May 18, 1983.

Docket No. 83-199. Applicant: The Rockefeller University, 1230 York Avenue, New York, NY 10021. Instrument: Electron Microscope, JEM-100CX and Accessories. Manufacturer: JEOL Ltd., Japan. Intended Use of Instrument: The instrument is intended to be used to study the organization and

development of the central nervous system. In particular, the study of how the visual system works will be conducted by investigating the process by which light is transformed into electrical signals, by investigating how the visual system is wired together to produce the functional properties of neurons dealing with vision, and by examining how neurons are transformed during development of the visual system. The instrument will also be used in the training of graduate and post-doctoral students. Application Received by Commissioner of Customs: May 12, 1983.

Docket No. 83-200. Applicant: East Carolina University, Purchasing Department, Greenville, NC 27834. Instrument: ¹⁵N Analyzer, Model NOI-5. Manufacturer: Packard-Becker B. V., The Netherlands. Intended Use of Instrument: The instrument is intended to be used to study the nitrogen cycle in aquatic ecosystems. The materials that will be used include water samples, bacteria, micro-algae (phytoplankton) and sediment samples containing bacteria. Occasionally, the instrument will be used in the courses: General Ecology Laboratory and Microbial Ecology Laboratory. Application Received by Commissioner of Customs: May 12, 1983.

Docket No. 83-202. Applicant: University of Puget Sound, 1500 N. Warner, Thompson Science Hall, Tacoma, WA 98416. Instrument: Electron Microscope, EM 109 and High Resolution Goniometer. Manufacturer: Carl Zeiss, West Germany. Intended Use of Instrument: The instrument is intended to be used for conducting varied research projects in the following areas:

- (1) Investigation of plant cell secretion,
- (2) Investigation of accessory pigment structures in photosynthetic bacteria and
- (3) Ultrastructural changes in mammalian cells when treated with dimethylsulfoxide.

In addition, the article will be used for educational purposes through student exposure to the state of the art technology of electron microscopy. Application Received by Commissioner of Customs: May 23, 1983.

Docket No. 83-203. Applicant: St. Luke's Episcopal Hospital, Texas Medical Center, 8720 Bertner Avenue, Houston, TX 77030. Instrument: Electron Microscope, EM 10CA. Manufacturer: Carl Zeiss, West Germany. Intended Use of Instrument: The instrument is intended to be used to examine diseased, neoplastic, and normal human

tissues excised at surgery for the purpose of contributing information relative to the pathogenesis of disease. In addition, biologically-based and man-made materials used as prostheses or used in temporary and permanent interactions with the cardiovascular system of man will be studied. Tissues will be examined at the ultrastructural level to develop an understanding of the phenomena occurring between circulating blood and various materials used in surgical and therapeutic procedures. In addition, the instrument will be used in the training of medical doctors specializing in Pathology. Application Received by Commissioner of Customs: May 18, 1983.

Docket No. 83-204. Applicant: University of California, Lawrence Livermore National Laboratory, (MFTF Project), P.O. Box 5012, 7000 East Avenue, Livermore, CA 94550. Instrument: Nb₃Sn Superconductor for 2 High Field Magnets. Manufacturer: Furukawa Electric Company, Japan. Intended Use of Instrument: The instrument is intended to be used in a magnetic fusion research facility for the study of plasma confinement, stability and heating. This research and associated research in the United States will lead eventually to a fusion demonstration power reactor. Application Received by Commissioner of Customs: May 18, 1983.

Docket No. 83-205. Applicant: National Radio Astronomy Observatory, Associated Universities Incorporated, Edgemont road, Charlottesville, VA 22901. Instrument: Demagnetizer for EFOS Hydrogen Master Frequency Standard, Mode, P/N 3098a. Manufacturer: Oscilloquartz, S.A., Switzerland. Intended Use of Instrument: The instrument is an accessory to an existing hydrogen master frequency standard that will be used exclusively to degauss the hydrogen master frequency standard when it is moved or powered down for maintenance, repair, or because of power failure. The hydrogen master is extremely sensitive to residual magnetism; without degaussing, the precision of the instrument deteriorates to the point that it cannot be used for astronomical research. Application Received by Commissioner of Customs: May 19, 1983.

Frank W. Creel,

Acting Director, Statutory Import Programs Staff.

(Catalog of Federal Domestic Assistance Program No. 11.105, Importation of Duty-Free Educational and Scientific Materials.)

[FR Doc. 83-19063 Filed 6-13-83; 8:45 am]

BILLING CODE 3510-25-M

Postponement of Final Determination and Postponement of Hearing; Canned Mushrooms From the People's Republic of China

AGENCY: International Trade Administration, Commerce.

ACTION: Notice of Postponement of Final Antidumping Determination and Postponement of Hearing: Canned Mushrooms from the People's Republic of China.

SUMMARY: This notice informs the public that the Department of Commerce has received a request from counsel for China National Cereals, Oils, and Foodstuff Import and Export Corporation (CEROILS) that the final determination be postponed until not later than 135 days after the date of the preliminary determination, as provided for in § 353.44(b) of the Department of Commerce Regulations (19 CFR 353.44(b)), and that the Department will postpone its final determination as to whether sales of canned mushrooms from the People's Republic of China have occurred at less than fair value until not later than September 28, 1983.

CEROILS is qualified to make this request since it accounts for over 95 percent of exports of canned mushrooms from the People's Republic of China. The additional time is necessary to enable counsel for CEROILS to prepare adequately for the hearing and to prepare the relevant briefs, which must address the issues raised by this investigation.

The hearings originally scheduled for June 16, 1983, at 10:00 a.m., in Conference Room B841 has been postponed. The new hearing date is August 11, 1983, at 10:00 a.m., in Conference Room B841. The prehearing briefs will be due on August 4, 1983. Individuals who wish to participate in the hearing must submit a written request to the Deputy Assistant Secretary for Import Administration, Room 3099B, at the address published below within 10 days of this notice's publication. Requests should contain: (1) The party's name, address, and telephone number; (2) the number of participants; (3) the reason for attending; and (4) a list of the issues to be discussed.

EFFECTIVE DATE: June 14, 1983.

FOR FURTHER INFORMATION CONTACT: Rick Herring, Office of Investigations, Import Administration, International Trade Administration, United States

Department of Commerce, 14th Street and Constitution Avenue, NW., Washington, D.C. 20230; telephone (202) 377-3963.

SUPPLEMENTARY INFORMATION: On November 16, 1982, the Department of Commerce published notice in the Federal Register (47 FR 51604) that it was initiating under section 732(b) of the Tariff Act of 1930, as amended (the Act) (19 U.S.C. 1673a(b)), an antidumping investigation to determine whether canned mushrooms from the People's Republic of China are being or are likely to be sold at less than fair value. The Department published an affirmative preliminary determination on May 20, 1983 (48 FR 22768). The notice stated that if this investigation proceeded normally, we would make a final determination by August 10, 1983. Section 735(a)(2) of the Act provides that the Department of Commerce may postpone its final determination concerning sales at less than fair value if an exporter who accounts for a significant proportion of the merchandise which is the subject of the investigation requests an extension after an affirmative preliminary determination.

Accordingly, the Department will issue a final determination in this case not later than September 28, 1983.

This notice is published pursuant to section 735(d) of the Act.

John L. Evans,

Acting Deputy Assistant Secretary for Import Administration.

June 9, 1983.

[FR Doc. 83-15918 Filed 6-13-83; 8:45 am]

BILLING CODE 3510-25-M

President's Export Council; Open Meeting

A meeting of the President's Export Council's Services Subcommittee will be held June 30, 1983, 9:30 a.m., at the Herbert C. Hoover Building, Room 4830, 14th Street and Constitution Avenue, NW., Washington, D.C.

Agenda: Discussion of trade promotion for construction, engineering, and architectural industries, financing of foreign projects, foreign trade barriers, U.S. export trade disincentives, and other business relating to the construction, engineering and architectural sector.

The meeting will be open to the public with a limited number of seats available. For further information or copies of the minutes contact Elisabeth Vermilye (202) 377-1125.

Dated: June 7, 1983.

Henry Misisco,

Acting Director, Office of Planning and Coordination.

[FR Doc. 83-15922 Filed 6-13-83; 8:45 am]

BILLING CODE 3510-25-M

Stanford University; Decision on Application for Duty-Free Entry of Scientific Instrument

Correction

In FR Doc. 83-14480, appearing on page 24185 in the issue of Tuesday, May 31, 1983, the first line of the third paragraph in column one should read, "Docket No.: 82-00267R. Applicant".

BILLING CODE 1505-01-M

Minority Business Development Agency

Minority Business Development Center; Solicitation of Applications

AGENCY: Department of Commerce.

ACTION: Notice.

SUMMARY: The Minority Business Development Agency (MBDA) announces that it is soliciting applications under its Minority Business Development Center (MBDC) program to operate one project for a 12-month period beginning October 1, 1983 in the Ponce, Puerto Rico SMSA. The cost of the project is estimated to be \$291,177. The maximum Federal participation amount is \$247,500. The minimum amount required for non-Federal participation is \$43,677. The award number will be 02-10-83010-01.

Applicants shall be required to contribute at least 15 percent of the total program costs through non-Federal funds. Cost sharing contributions can be in the form of cash contributions, fee for services or in-kind contributions.

CLOSING DATE: July 5, 1983.

ADDRESS: New York Regional Office, Minority Business Development Agency, U.S. Department of Commerce, 26 Federal Plaza, Room 38-116, New York, New York 10278.

FOR FURTHER INFORMATION CONTACT: Joseph F. Korpsak, Telephone: (212) 264-3262.

SUPPLEMENTARY INFORMATION:

A. Scope and Purpose of this Announcement.

Executive Order 11625 authorizes MBDA to fund projects which will provide technical and management assistance to eligible clients in areas

related to the establishment and operation of businesses. The MBDC program is specifically designed to assist those minority businesses that have the highest potential for success. In order to accomplish this, MBDA supports MBDC programs that can: coordinate and broker public and private sector resources on behalf of minority individuals and firms; offer them a full range of management and technical assistance; and serve as a conduit through which and from which information and assistance to and about minority businesses are funneled.

B. Eligible Applicants:

Awards shall be open to all individuals, non-profit organizations, for-profit firms, local and state governments, American Indian tribes and educational institutions.

C. Evaluation Process.

All proposals received as a result of this announcement will be evaluated by a MBDA review panel.

D. Evaluation Criteria for Minority Business Development Center Applications.

The evaluation criteria is designed to facilitate an objective evaluation of competitive applications for the Minority Business Development Center program.

MBDA reserves the right to reject any or all applications, including the application receiving the highest evaluation, and will exercise this right when it is determined that it is in the best interest of the Government to do so (e.g., the apparent successful applicant has serious unresolved audit issues from current or previous grants, contracts or cooperative agreements with an agency of the Federal Government).

Evaluation of proposals will employ the following criteria:

I. Capability and Experience of Firm/Staff—provide information that demonstrates the organization's capabilities and prior experiences in addressing the needs of minority business individuals and firms. Provide information that demonstrates the staff's capabilities and prior experiences in providing management and technical assistance to minority individuals and firms. Indicate previous experience in MBE community to be served in terms of: inventorying resources and opportunities; the brokering thereof; and providing management and technical assistance.

The following are key factors to be considered in this section:

Firm

—the organization's receptivity in the MBE community to be served, i.e., business contacts in the public and

private sector; leadership responsibilities; and experience in assisting MBE business persons and firms. (References from clients assisted are pertinent.)

—background credentials and references for the owners of the organization and a capability statement of what the organization can do.

—knowledge of the geographic area to be served in terms of the needs of minority businesses and past ongoing relationships with local, public and private—entities that can possibly enhance the BDC program effort—i.e., Chambers of Commerce, trade associations, venture capital organizations, banks, SBA, HUD, state, city and county government agencies, etc.

Staff

—List personnel to be used. Indicate their salaries, education level and previous experience. Provide resumes for all professional staff personnel.

—Demonstrate competence among staff to effectuate mergers, acquisitions, spin-offs and joint-ventures.

—Provide organizational chart, job descriptions and qualification standards involving all professional staff persons to be utilized on the project.

—If any contractors are to be utilized, identify and indicate areas and level of experience. Primary consideration will be given to inhouse capability.

Note.—All contracting proposed should be in accordance with procurement standards in Attachment 0 of OMB Circulars A-110 or A-102.

II. Techniques and Methodology—specify plans for achieving the goals and objectives of the project. This section should be developed by using the outline of the Work Requirements and the MBDC responsibilities as guides and will become part of the award document. Include start-up plan and example of work plan format. Fully explain the procedures for: outreach, screening, assisting and monitoring clients; maintaining the profile inventory of minority businesses; and brokering of new business ownership, market and capital opportunities and prevention of business failures. In summary, address how, when and where work will be done and by whom. Include level of performance.

III. Resources—address technical and administrative resources, i.e., computer facilities, voluntary staff time and space; and financial resources in terms of meeting MBDA's 10% cost-sharing requirement and including a fee for services for assistance provided clients. A fee for services in the amount of 10%

of the cost of assistance will be charged to all clients receiving management and technical assistance.

Cost-sharing is that portion of project costs not borne by the Federal Government. The composition and amount of cost-sharing are key factors that will be considered in determining the merit of this section. The cost sharing requirement can be met through the following order or priority: (1) cash contributions; (2) fee for services; and (3) in-kind contributions.

A. Cash contribution—means cash that is contributed or donated by the recipient, and other non-Federal sources, i.e., public agencies and institutions, private organizations, corporations and individuals.

B. Fee for services—is a charge to a client for assistance provided by the MBDC for M&TA and/or SCS.

C. In-Kind contribution—represents the value of non-cash contributions provided by the recipient and other non-Federal sources. The order of priority for in-kind contributions are: high technology systems to be utilized to achieve program objectives; top level staff personnel and real and personal property donated by other public agencies, institutions and private organizations. Property purchased with Federal funds will not be considered as the recipient's in-kind contribution. Under no circumstances can the in-kind contribution exceed 50% of the total non-Federal contribution.

IV. Costs—demonstrate in narrative format that costs being proposed will give the minority business client and the government the most effective program possible in terms of quality, quantity, timeliness and efficiency.

Include the principal costs involved for achieving work plan under Cooperative Agreement by completing Part III—the Budget Information Section of the Request for Application.

Provide cost-sharing plan information in terms of methodology and format for billing the costs of management and technical assistance and specialized consulting services to clients.

Total project cost will be evaluated in terms of:

—clear explanations of all expenditures proposed, and
—the extent to which the applicant can leverage Federal program funds and operate with *economy and efficiency*.

In conclusion, the applicant's schedule for start of the MBDC operation should be included in Part II. Part II will be known as the applicant's plan of operation and will be incorporated into the Cooperative Agreement Award.

A detailed justification of all proposed costs is required for Part III and each item must be fully explained.

The failure to supply information in any given category of the criteria will result in the application being considered non-responsive and dropped from competitive review.

All information submitted is subject to verification by MBDA.

E. Disposition of Proposals.

Notification of awards will be made by the Grants Officer, U.S. Department of Commerce (DOC). Organizations whose proposals are unsuccessful will be advised by MBDA, DOC.

F. Proposal Instructions and Forms.

This program is subject to OMB Circular A-95 requirements.

Questions concerning the preceding information, copies of application forms, and applicable regulations can be obtained at the above address.

Nothing in this solicitation shall be construed as committing MBDA to divide available funds among all qualified applicants.

(11,800 Minority Business Development (Catalog of Federal Domestic Assistance))

Dated: June 3, 1983.

Joseph F. Korpsak,
Acting Regional Director.

[FR Doc. 83-15094 Filed 6-13-83; 8:45 am]

BILLING CODE 3510-21-M

National Technical Information Service

Government-Owned Inventions; Availability for Licensing

The inventions listed below are owned by agencies of the U.S. Government and are available for licensing in the U.S. in accordance with 35 U.S.C. 207 to achieve expeditious commercialization of results of federally funded research and development. Foreign patents are filed on selected inventions to extend market coverage for U.S. companies and may also be available for licensing.

Technical and licensing information on specific inventions may be obtained by writing to: Office of Government Inventions and Patents, U.S. Department of Commerce, P.O. Box 1423, Springfield, Virginia 22151.

Please cite the number and title of inventions of interest.

George Kudravetz,

Program Manager, Office of Government Inventions and Patents, National Technical Information Service, U.S. Department of Commerce.

Department of the Air Force

SN 6-169,231 (4,377,755) Signal Compressor Apparatus

SN 6-191,044 (4,375,597) Method of Implementing Uniform Background Charge Subtraction in a Radiation Sensing Array

SN 6-222,845 (4,380,763) Corrosion

Monitoring System

SN 6-227,558 (4,381,450) Pulsed Radiation

Dosimetry Apparatus

SN 6-237,020 (4,381,509) Cylindrical

Microwave Lens Antenna for Wideband

Scanning Applications

SN 6-242,816 (4,377,341) System for

Measuring Angular Deviation in a

Transparency

SN 6-251,896 (4,377,824) Multi-Channel

Longitudinal Video Tape Recording

SN 6-291,891 (4,377,546) Process for

Producing Aromatic Heterocyclic Polymer

Alloys

SN 6-313,859 (4,377,641) Method and

Apparatus for the Continuous Extraction of

Ingredients from Samples

SN 6-366,744 (4,380,819) Oxy- and Thioaryl-

Phenylated Aromatic Heterocyclic Polymers

SN 6-368,784 (4,377,291) Sealing Assembly

SN 6-435,522 Imaging Apparatus for

Transverse Electro-Optic Tunable

Filter

SN 6-441,815 Optical Alignment Device for

Binocular Displays

SN 6-444,004 Liftoff Suppression Apparatus

for the Ferromagnetic Resonance Probe

SN 6-447,599 Schottky Barrier Infrared

Detector and Process

SN 6-468,781 A Method for the Preparation

of Epitaxial Films of Mercury Cadmium

Telluride

SN 6-470,749 Vertical Launch Alignment

Transfer Apparatus

SN 6-471,078 Eccentrically Tightened Latch

Device

SN 6-475,417 Storage Cabinet Travel Lock

SN 6-475,436 A Scanning System for

Mapping Gas Flow Uniformity in a Lazer

SN 6-475,664 Pneumatic Clamping Device

SN 6-475,665 Lateral Support System for

Canister-Launched Missile

SN 6-475,669 Augmentor Fuel Spraying

with Drain Vent

SN 6-477,793 Improved Titanium Metal-

Matrix Composites

SN 6-477-998 Multi-Microprocessor

Apparatus

SN 6-478,581 Synthesis of

Pentafluorotellurium Hypofluorite

SN 6-479,221 Hyperproducing Cellulase

Microorganism

SN 6-480,156 Interface Alignment System

SN 6-480,170 Two Fault Tolerant

Transmitter Activator

SN 6-484,329 Flameholder with Integrated

Air Mixer

SN 6-484,390 Strutless Diffuser for Gas

Turbine Engine

SN 6-488,887 (4,378,716) Preparation of

Stable Sodium Carbonate Dispersions

Environmental Protection Agency

SN 6-213,799 (4,381,681) Particulate Sample

Collector

Department of Health and Human

Services

SN 6-478,830 A Practical Total Synthesis

Unnatural Enantiomers of Opium-Derived

Morphinans

Department of the Interior

SN 6-363,367 (4,381,287) Separation of

Zirconium and Uranium

SN 6-460,102 Recovery of Metals from

Grinding Sludges

Tennessee Valley Authority

SN 6-164,416 (4,379,939) Preparation of Nitrogen Fertilizers from Oxalate Esters Prepared by the Oxidative Carbonylation of Alcohols Over Nobel Metal Catalysts Utilizing Regenerable 2,5-Cyclohexadiene-1,4-Dione Oxidants

SN 6-336,662 (4,377,406) Ammonium Polyphosphate Sulfate Fertilizers from Wet-Process Phosphoric Acid

[FR Doc. 83-15099 Filed 6-13-83; 8:45 am]

BILLING CODE 3510-04-M

Office of the Secretary

Agency Forms Under Review by the Office of Management and Budget (OMB)

DOC has submitted to OMB for clearance the following proposals for the collection of information under the provisions of the Paperwork Reduction Act (44 U.S.C. Chapter 35).

Agency: Bureau of the Census.

Title: 1982 Survey of Minority-Owned Business Enterprises. 1982 Survey of Women-Owned Businesses.

Form Numbers: Agency—MB-1, MB-2, MB-3; OMB—N/A.

Type of request: New collection.

Burden: 450,000 respondents; 112,500 reporting hours.

Needs and uses: These surveys provide the only comprehensive, regularly collected data for Federal, state, and local governments to determine funding allocations and to measure the effectiveness of their minority business programs. Data are also used frequently by private industry and academia for research projects.

Affected public: Businesses or other for-profit institutions; small businesses or organizations.

Frequency: Quinquennially.

Respondent's obligation: Mandatory.

OMB Desk Officer: Tim Sprehe, 395-4814.

Agency: Bureau of the Census.

Title: Advance Monthly Retail Trade

Report.

Form numbers: Agency—B-104, B-104E, B-105; OMB—0607-0104.

Type of request: Extension.

Burden: 2,850 respondents; 2,850 reporting hours.

Needs and uses: This survey is needed to collect and tabulate early monthly estimates of retail sales. These published estimates are used widely by government and private agencies to formulate economic decisions.

Affected public: Businesses or other for-profit institutions; small businesses or organizations.

Frequency: Monthly.

Respondent's obligation: Voluntary.

OMB Desk Officer: Tim Sprehe, 395-4814.

Agency: Bureau of the Census.

Title: Area Sample Study.

Form numbers: Agency—B-675; OMB—N/A.

A.

Type of request: New collection.

Burden: 100 respondents; 25 reporting hours.

Needs and uses: Information collected from this pilot study will enable the Census Bureau to determine if a measurable reporting undercoverage exists and identify for which types of businesses the undercoverage is most prevalent. All businesses in the selected land segments exhibiting signs of economic activity will be included.

Affected public: Businesses or other for-profit institutions; small businesses or organizations.

Frequency: On occasion.

Respondent's obligation: Voluntary.

OMB Desk Officer: Tim Sprehe, 395-4814.

Agency: National Oceanic and Atmospheric Administration.

Title: Incidental Taking of Marine Mammals in Japan High Seas Salmon Fishery.

Form numbers: Agency—N/A; OMB—0648-0105.

Type of request: Reinstatement.

Burden: 168 respondents; 7,224 reporting hours.

Needs and uses: The data are needed to monitor mammal incidental catch quotas and to measure effectiveness of different fishing gear on reducing incidental catch.

Affected public: Businesses or other for-profit institutions.

Frequency: Daily.

Respondent's obligation: Mandatory.

OMB Desk Officer: Ken Allen, 395-3785.

Copies of the above information collection proposal can be obtained by calling or writing DOC Clearance Officer, Edward Michals (202) 377-4217, Department of Commerce, Room 6622, 14th and Constitution Avenue, N.W., Washington, D.C. 20230.

Written comments and recommendations for the proposed information collections should be sent to the respective Desk Officer, Room 3235, New Executive Office Building, Washington, D.C. 20503.

Edward Michals,
Departmental Clearance Officer.

[FR Doc. 83-15903 Filed 6-13-83; 8:45 am]

BILLING CODE 3510-(CW)-M

COMMITTEE FOR THE IMPLEMENTATION OF TEXTILE AGREEMENTS

Soliciting Public Comment on Bilateral Textile Consultations with the Government of the Republic of Korea to Review Trade in Category 642

June 9, 1983.

AGENCY: Committee for the Implementation of Textile Agreements.

ACTION: On May 27, 1983 the Government of the United States

requested consultations with the Government of the Republic of Korea with respect to Category 642 (man-made fiber skirts). This request was made on the basis of the Agreement of December 14, 1982, between the Governments of the United States and the Republic of Korea relating to trade in cotton, wool, and man-made fiber textiles and textile products.

SUMMARY: The purpose of this notice is to advise the public that if no solution is agreed upon in consultations between the two governments, the Committee for the Implementation of Textile Agreements may establish a limit for the entry and withdrawal from warehouse for consumption of textile products in Category 642, produced or manufactured in Korea and exported to the United States during the twelve-month period which began on January 1, 1983 and extends through December 31, 1983.

The Government of the United States reserves the right under the agreement to invoke import controls on this category, as defined in the Bilateral Cotton, Wool, and Man-made Fiber Textile Agreement with the Government of the Republic of Korea.

Any party wishing to comment or provide data or information regarding the treatment of Category 642 under the Bilateral Cotton, Wool and Man-made Fiber Textile Agreement with the Government of the Republic of Korea, or on any other aspect thereof, or to comment on domestic production or availability of textile products included in this category, is invited to submit such comments or information in ten copies to Walter C. Lenahan, Chairman, Committee for the Implementation of Textile Agreements, International Trade Administration, U.S. Department of Commerce, Washington, D.C. 20230. Since the exact timing of the consultations is not yet certain, comments should be submitted promptly. Comments or information submitted in response to this notice will be available for public inspection in the Office of Textiles and Apparel, Room 3100, U.S. Department of Commerce, 14th and Constitution Avenue, NW., Washington, D.C., and may be obtained upon written request.

Further comment may be invited regarding particular comments or information received from the public which the Committee for the Implementation of Textile Agreements considers appropriate for further consideration.

The solicitation of comments regarding any aspect of the agreement or the implementation thereof is not a waiver in any respect of the exemption

contained in 5 U.S.C. 533(a)(1) relating to matters which constitute "a foreign affairs function of the United States."

Walter C. Lenahan,

Chairman, Committee for the Implementation of Textile Agreements.

[FR Doc. 83-15902 Filed 6-13-83; 8:45 am]

BILLING CODE 3510-25-M

COMMODITY FUTURES TRADING COMMISSION

Chicago Board of Trade: Proposed Amendments Relating to the Barge Loading Procedures Applicable to Deliveries on Corn and Oats Futures Contracts

AGENCY: Commodity Futures Trading Commission.

ACTION: Notice of proposed contract market rule change.

SUMMARY: The Chicago Board of Trade ("CBT" or "Exchange") has submitted a proposal to amend the barge shipment requirements applicable to operators of off-water warehouses regular for delivery on the CBT's corn and oats futures contracts. The Commodity Futures Trading Commission ("Commission") has determined that the proposal is of major economic significance and that, accordingly, publication of that proposal is in the public interest, will assist the Commission in considering the views of interested persons, and is consistent with the purposes of the Commodity Exchange Act.

DATE: Comments should be received on or before July 14, 1983.

ADDRESS: Interested persons should submit their views and comments to Jane K. Stuckey, Secretary, Commodity Futures Trading Commission, 2033 K Street NW., Washington, D.C. 20581.

Reference should be made to the Chicago Board of Trade Regulations 1081.01(13)(A) and 1081.01(13)(B).

FOR FURTHER INFORMATION CONTACT: Fred Linse, Division of Economics and Education, Commodity Futures Trading Commission, 2033 K Street, N.W., Washington, D.C., (202) 254-6990.

SUPPLEMENTARY INFORMATION: The Chicago Board of Trade ("CBT" or "Exchange") is proposing to amend Regulations 1081.01(13)(A) and 1081.01(13)(B) of Chapter 10, Grains, Regularity of Warehouses, regarding barge shipment requirements applicable to operators of off-water warehouses regular for delivery on the CBT's corn and oats futures contracts, respectively. The proposed amendments would

impose a new condition upon operators of off-water regular warehouses, who are currently required to make grain available at water locations within 15 days after holders of warehouse receipts give notice that they wish to receive grain in barges. Under the proposed amendments, such operators would be required to notify the owners of the grain within 5 calendar days of receiving warehouse receipts and loading orders of the designated river location where the corn or oats will be available. The revisions to the barge shipment procedures would be applicable to corn deliveries in the St. Louis rail switching district (St. Louis, Missouri, East St. Louis and Alton, Illinois) and to oats deliveries in the Minneapolis-St. Paul, Minnesota switching district.

Under the existing Regulations 1081.01(13)(A) and 1081.01(13)(B), parties taking futures delivery in off-water warehouses and requesting barge load-out must make barges available at the designated water location within 15 days after the grain is ordered out from the off-water warehouse. There is no provision in the existing rules which requires off-water warehouse operators to provide notice to the receiver of delivery of the designated river location at which corn or oats will be available, prior to the expiration of the 15 days. The proposed amendments would require that operators of off-water warehouses provide such advance notice.

According to the Exchange, imposing the 5 day notification period would facilitate scheduling and barge movement for those taking delivery. It would prevent any potential problems associated with existing rules in which an off-water warehouseman can notify the party taking delivery of the designated river location on the last day of the 15 day delivery time cycle.

The proposed amendments to Regulations 1081.01(13)(A) and 1081.01(13)(B) regarding delivery on the CBT's corn and oats futures contracts would become effective shortly after Commission approval for existing as well as newly listed contracts.

In accordance with Section 5a(12) of the Commodity Exchange Act, 7 U.S.C. 7a(12) (Supp. V 1981), the Commission has determined that the proposal submitted by the CBT concerning its delivery procedures for corn and oats futures contracts is of major economic significance. Accordingly, the CBT's proposal will be available for inspection at the Office of the Secretariat, Commodity Futures Trading Commission, 2033 K Street, N.W.,

Washington, D.C. 20581. Copies can be obtained through the Office of the Secretariat by mail at the above address or by phone at (202) 254-6314.

Other materials submitted by the CBT in support of the proposed rules may be available upon request pursuant to the Freedom of Information Act (5 U.S.C. 552) and the Commission's regulations thereunder (17 CFR Part 145 (1982)). Requests for copies of such materials should be made to the FOIA, Privacy and Sunshine Acts Compliance staff of the Office of the Secretariat at the Commission's headquarters in accordance with 17 CFR 145.7 and 145.8.

Any person interested in submitting written data, views or arguments on the proposed amendments should send such comments to Jane K. Stuckey, Secretary, Commodity Futures Trading Commission, 2033 K Street, N.W., Washington, D.C. 20581, by [thirty (30) days after publication]. Such comment letters will be publicly available except for the extent they are entitled to confidential treatment as set forth in 17 CFR 145.5 and 145.9.

Issued in Washington, D.C. on June 8, 1983.

Jean A. Webb,

Deputy Secretary of the Commission.

[FR Doc. 83-15632 Filed 6-13-83; 8:45 am]

BILLING CODE 6351-01-M

Kansas City Board of Trade Mini Value Line Stock Index Futures Contract

AGENCY: Commodity Futures Trading Commission.

ACTION: Notice of availability of the terms and conditions of proposed commodity futures contract.

SUMMARY: Kansas City Board of Trade ("KCBT") has applied for designation as a contract market in the Mini Value Line ("MVL") Stock Index. The proposed terms and conditions of KCBT's MVL Stock Index futures contract are substantially identical to the terms and conditions of the KCBT's Value Line Average ("VLA") Stock Index futures contract approved by the Commission on February 16, 1982, with the exception of contract size. The existing VLA Stock Index futures contract has a per unit value of \$500 "times" (\$500x) the Index. The proposed MVL Stock Index futures contract would have a per unit value of \$100 "times" (\$100x) the Index. The Commission has determined that the terms and conditions of the proposed futures contract are of major economic significance and that, accordingly, making available the proposed contract for public inspection and comment is in

the public interest, will assist the Commission in considering the views of interested persons, and is consistent with the purposes of the Commodity Exchange Act.

DATE: Comments must be received on or before July 14, 1983.

ADDRESS: Interested persons should submit their views and comments to Jane K. Stuckey, Secretary, Commodity Futures Trading Commission, 2033 K Street, N.W., Washington, D.C. 20581. Reference should be made to the KCBT MVL Stock Index futures contract.

FOR FURTHER INFORMATION CONTACT: Ronald Hobson, Division of Economics and Education, Commodity Futures Trading Commission, 2033 K Street, N.W., Washington, D.C. (202) 254-7303.

A copy of the terms and conditions of the KCBT proposed MVL Stock Index futures contract will be available for inspection at the Office of the Secretariat, Commodity Futures Trading Commission, 2033 K Street, N.W., Washington, D.C. 20581. Copies of the terms and conditions can be obtained through the Office of the Secretariat by mail at the above address or by phone at (202) 254-6314.

Other materials submitted by the KCBT in support of its application for contract market designation may be available upon request pursuant to the Freedom of Information Act (5 U.S.C. § 552), and the Commission's regulations thereunder (17 CFR Part 145 (1982)). Requests for copies of such materials should be made to the FOIA, Privacy and Sunshine Acts Compliance Staff of the Office of the Secretariat at the Commission's headquarters in accordance with 17 CFR 145.7 and 145.8.

Any person interested in submitting written data, views or arguments on the terms and conditions of the proposed futures contract, or with respect to other materials submitted by the KCBT in support of its application, should send such comments to Jane K. Stuckey, Secretary, Commodity Futures Trading Commission, 2033 K Street, N.W., Washington, D.C. 20581, by [thirty (30) days after publication]. Such comment letters will be publicly available except to the extent that they are entitled to confidential treatment as set forth in 17 CFR 145.5 and 145.9.

Issued in Washington, D.C. on June 8, 1983.

Jean A. Webb,

Deputy Secretary of the Commission.

[FR Doc. 83-15633 Filed 6-13-83; 8:45 am]

BILLING CODE 6351-01-M

COMMITTEE FOR PURCHASE FROM THE BLIND AND OTHER SEVERELY HANDICAPPED

Procurement List 1983; Correction of Proposed Additions

In FR Doc. 83-14324, published May 27, 1983 [48 FR 23880], is amended to correct the proposal for assembly, living kit, basic and supplemental as follows:

SIC 7399

Assembly, Living Kit, Basic and Supplemental.

Comments on the proposed addition to the Procurement List of the above kit must be received on or before July 14, 1983.

C. W. Fletcher,
Executive Director.

[FR Doc. 83-15641 Filed 6-13-83; 8:45 am]

BILLING CODE 6820-33-M

DEPARTMENT OF DEFENSE

Department of the Army Corps of Engineers

Intent To Prepare a Draft Environmental Impact Statement (DEIS); Ware Creek Watershed, James City and New Kent Counties, Virginia

AGENCY: U.S. Army Corps of Engineers, DOD.

ACTION: Notice of Intent to Prepare a Draft Environmental Impact Statement (DEIS).

SUMMARY:

1. *Proposed Action:* James City County proposes to build an earth fill impoundment structure across Ware Creek, a tributary of the York River. The impoundment structure would be approximately 48 feet high and would create a normal pool of approximately 1,050 acres. Approximately 40% of the area to be inundated presently consists of wetlands. The applicant anticipates that the project would serve the projected water needs of James City County through the year 2035.

2. *Alternatives:* Alternatives which will be investigated include, but will not be limited to site alternatives in and around James City County, purchasing water from the City of Newport News, groundwater, conservation and no project.

3. *Scoping Process:* Informal pre-application scoping meetings were held with State and Federal agencies in the spring of 1982. Significant issues which have already been identified include wetland destruction and mitigation, impacts to anadromous fishes and need. A public notice requesting written

scoping comments will be published in the near future.

4. *Public Meetings:* The public notice mentioned above will also announce the date and location of a public scoping meeting.

5. *DEIS Availability:* It is estimated that the DEIS will be available to the public for review and comments by the end of 1983.

ADDRESS: Questions about the proposed action and DEIS can be answered by: Bob Hume, U.S. Army Engineer District, Norfolk, 803 Front Street, Norfolk, Virginia 23510, (804) 441-3657-COM, 827-3657-FTS.

Dated: June 6, 1983.

Michael M. Jenks,
Ronald E. Hudson
Lt. Colonel, Corps of Engineers, Acting District Engineer.

[FR Doc. 83-15898 Filed 6-13-83; 8:45 am]

BILLING CODE 3710-EN-M

Office of the Secretary

Defense Intelligence Agency Advisory Committee; Closed Meeting

Pursuant to the provisions of Subsection (d) of Section 10 of Pub. L. 92-463, as amended by Section 5 of Pub. L. 94-409, notice is hereby given that a closed meeting of a Panel of the DIA Advisory Committee has been scheduled as follows:

Monday, 25 July 1983, Plaza West, Rosslyn, VA. The entire meeting, commencing at 0900 hours is devoted to the discussion of classified information as defined in Section 552b(c)(1), Title 5 of the U.S. Code and therefore will be closed to the public. Subject matter will be used in a special study on reconnaissance requirements.

M. S. Healy,
OSD Federal Register Liaison Officer,
Department of Defense.
June 9, 1983.

[FR Doc. 83-15931 Filed 6-13-83; 8:45 am]

BILLING CODE 3810-01-M

DEPARTMENT OF ENERGY

National Petroleum Council, Chemical Task Group of the Committee on Enhanced Oil Recovery; Meeting

Notice is hereby given that the Chemical Task Group of the Committee on Enhanced Oil Recover will meet in June 1983. The National Petroleum Council was established to provide advice, information, and recommendations to the Secretary of Energy on matters relating to oil and natural gas or the oil and natural gas industries. The Committee on Enhanced Oil Recovery will investigate the

technical and economic aspects of increasing the Nation's petroleum production through enhanced oil recovery. Its analysis and findings will be based on information and data to be gathered by the various task groups. The time, location, and agenda of the Chemical Task Group meeting follows:

The Chemical Task Group will hold its eighth meeting on Thursday, June 30, 1983, starting at 10:00 a.m., and on Friday, July 1, 1983, starting at 8:30 a.m., in Room 112, Phillips Petroleum Company, Research Forum, Bartlesville, Oklahoma.

The tentative agenda for the Chemical Task Group Meeting follows:

1. Opening remarks by the Chairman and Government Cochairman.
2. Review progress of Task Group study assignments.
3. Discuss any other matters pertinent to the overall assignment from the Secretary of Energy.

The meeting is open to the public. The Chairman of the Chemical Task Group is empowered to conduct the meeting in a fashion that will in his judgment, facilitate the orderly conduct of business. Any member of the public who wishes to file a written statement with the Chemical Task Group will be permitted to do so, either before or after the meeting. Members of the public who wish to make oral statements should inform G. J. Parker, Office of Oil, Gas and Shale Technology, Fossil Energy, 301/353-3032, prior to the meeting and reasonable provision will be made for their appearance on the agenda.

Summary minutes of the meeting will be available for public review at the Freedom of Information Public Reading Room, Room 1E-190, DOE Forrestal Building, 1000 Independence Avenue, S.W., Washington D.C., between the hours of 8:00 a.m. and 4:00 p.m., Monday through Friday, except Federal holidays.

Issued at Washington, D.C., on June 7, 1983.

Donald L. Bauer,
Principal Deputy Assistant Secretary for Fossil Energy.

[FR Doc. 83-15835 Filed 6-13-83; 8:45 am]

BILLING CODE 8450-01-M

Federal Energy Regulatory Commission

[Docket No. RP83-34-001]

Great Lakes Gas Transmission Co.; Filing

June 8, 1983.

Take notice that on May 31, 1983, Great Lakes Gas Transmission Company (Great Lakes) tendered for filing, in accordance with the

requirements of Section 4(e) of the Natural Gas and Part 154.67 of the Commission's regulations thereunder, the following revised tariff sheets of Great Lakes' FERC Gas Tariff:

First Revised Volume No. 1

Substitute Twelfth Revised Sheet No. 4
Substitute Forty-third Revised Sheet No. 57

Original Volume No. 2

Substitute Eighteenth Revised Sheet No. 53

Substitute Ninth Revised Sheet No. 77
Third Revised Sheet No. 183
Substitute Third Revised Sheet No. 223
Substitute Third Revised Sheet No. 245
Substitute Second Revised Sheet No. 294

On December 29, 1982, Great Lakes filed revised tariff sheets with the Commission in the captioned docket to reflect a general rate increase. On January 31, 1983, the Commission issued an order which suspended the effective date of the proposed tariff sheets until July 1, 1983.

These tariff sheets reflect the cost of service as filed in Docket No. RP83-34 with an adjustment to the base tariff rates for the April 13, 1983 reduction in the Canadian export price of natural gas from \$4.94 U.S. per MMBtu to \$4.40 per MMBtu. This revised border price is currently reflected in Great Lakes' rates as approved by the Commission on May 10, 1983 in Docket Nos. TA83-2-51-000 and TA83-2-51-001 effective May 1, 1983. The new border price of \$4.40 per MMBtu will reduce Great Lakes' gas purchase costs by \$47,502,370, based on as filed purchase levels. Accordingly, the following changes that have occurred during the suspension period have been made:

(i) Revised base cost of gas which reflects the present purchased gas cost of \$4.36658 per Mcf (\$4.40 per MMBtu); and

(ii) Surcharge rate adjustment, which became effective May 1, 1983, as approved by the Commission on May 10, 1983 in Docket Nos. TA83-2-51-00 and TA83-2-51-001.

The following statements and schedules relating to the rate application in Docket No. RP83-34 have been revised to reflect the above-noted changes:

Revised Statement A

Revised Statement H(1).1, page 1 of 4
Revised Statement H(1).1, page 2 of 4
Revised Schedule H(1)-3
Revised Schedule K-1.1
Revised Schedule K-1.2
Revised Schedule K-1.3

Great Lakes requests that the Commission grant waivers of its

Regulations as it may deem necessary in order that the tendered tariff sheets may become effective July 1, 1983.

Great Lakes also enclosed with the filing a Motion pursuant to Section 4(e) of the Natural Gas Act and § 154.67 if the Commission's Rules and Regulations to enable the suspended rates to become effective July 1, 1983.

Great Lakes states that this filing is being served upon all Great Lakes' customers, the Public Service Commissions of Minnesota, Wisconsin and Michigan and other parties to this proceeding.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211, 385.214). All such petitions or protests should be filed on or before June 17, 1983. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 83-15936 Filed 6-13-83; 8:45 am]

BILLING CODE 6717-01-M

[Docket No. RP82-126-004]

Mountain Fuel Supply Co.; Filing of Revised Tariff Sheet

June 8, 1983.

Take notice that on May 31, 1983, Mountain Fuel Supply Company (Mountain Fuel) tendered for filing Substitute First Revised Sheet No. 765 to its FERC Gas Tariff, Original Volume No. 1.

On April 25, 1983, Mountain Fuel submitted First Revised Sheet No. 765 of Rate Schedule X-32 as a supplement to the proceeding in the above-referenced docket. Rate Schedule X-32 is a Natural Gas Transportation and Exchange Agreement (Agreement) between Mountain Fuel and Colorado Interstate Gas Company (CIG). On May 5, 1983, Commission Staff requested that Mountain Fuel add a footnote to CIG's Mainline Transportation rate on Sheet No. 765 to show CIG's currently effective rate of 46.94¢ per Mcf as approved in Docket No. RP82-54. The substitute tariff sheet filed herein also corrects an error in the sheet previously

submitted on April 25, 1983, and reflects correctly the provisions of the certificated agreement.

Mountain Fuel requests such waivers as may be necessary to make Substitute First Revised Sheet No. 765 effective March 22, 1983, which is consistent with the Commission approved effective date for Rate Schedule X-32.

Mountain Fuel states that copies of the filing were served upon all persons designated on the official service list in the above-referenced proceeding.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211, 385.214). All such petitions or protests should be filed on or before June 17, 1983. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 83-15937 Filed 6-13-83; 8:45 am]

BILLING CODE 6717-01-M

[Docket No. RP83-25-004]

Transwestern Pipeline Co., Filing

June 8, 1983.

Take notice that on May 31, 1983, Transwestern Pipeline Company (Transwestern) tendered for filing a motion to place into effect revised tariff sheets in the above-captioned docket.

Included with the motion were three proposals. Transwestern moves to place into effect the set of revised tariff sheets included in Proposal 1, based on the *Seaboard* method of cost classification, adjusted for changes made in accordance with the December 30, 1982 order issued by the Commission in these proceedings and pursuant to Transwestern's settlement in Docket No. RP81-130-000 approved by the Commission on May 2, 1983, as well as Transwestern's most recent PGA filing. Transwestern moves, in the alternative, to place into effect revised tariff sheets included in Proposal 2, based on the United method of cost classification and adjusted for changes in accordance with the December 30, 1982 order and the settlement in Docket No. RP81-130-000 as well as Transwestern's most recent

PGA filing. Finally, in the event the Commission rejects the alternatives requested above, Transwestern requests that the revised tariff sheets included in Proposal 3 which were adjusted for changes in accordance with the December 30, 1982 order and Transwestern's most recent PGA filing, be placed into effect as of June 1, 1983.

Attached to the filing were copies of the proposed tariff sheets and supporting schedules.

Transwestern states that A copy of the filing and enclosures were being served on the parties in these proceedings.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211, 385.214). All such petitions or protests should be filed on or before June 17, 1983. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

Kenneth F. Plumb,

Secretary.

[FR Doc. 83-15938 Filed 6-13-83; 8:45 am]

BILLING CODE 6717-01-M

ENVIRONMENTAL PROTECTION AGENCY

[ORD-FRL 2381-5]

Draft Health Assessment Document for Inorganic Arsenic

AGENCY: Environmental Protection Agency.

ACTION: Notice of availability.

SUMMARY: The Environmental Protection Agency is nearing completion of a draft, updated Health Assessment Document for Inorganic Arsenic as a part of its continuing regulatory initiatives for inorganic arsenic under provisions of Section 112 and 122 of the Clean Air Act.

This notice announces the availability to the public of an external review draft of the Health Assessment Document for Inorganic Arsenic (EPA-600/8-83-021) which will be used by the Agency to update its scientific understanding of health hazards that may occur from human exposure to Inorganic Arsenic.

External review drafts of earlier Agency health assessment documents for Arsenic were reviewed by the general public and the Agency's Science Advisory Board in 1978 and 1979. Recommendations for revisions in those earlier draft reports were received from both the general public and the SAB at that time. This updated draft assessment takes into account both those recommendations concerning the earlier draft reports and pertinent new scientific information published since 1978-1979.

In order to have a thorough review of the scientific information, this document will be transmitted to the SAB for review, and simultaneously, will be made available for public review and comment. This document will be available for public review on or about June 22, 1983, and the Agency will accept public comments until August 22, 1983.

After receipt of all comments, the SAB will hold a public meeting to review the document. An advance notice announcing the time and place for the SAB public meeting and document agenda will be made in the *Federal Register*.

Those persons interested in commenting on the scientific merit of the draft document will be able to obtain copies as follows:

(1) The draft document will be available in single copy quantity from EPA at the following address: ORD Publications—CERI—FR, U.S. Environmental Protection Agency, Cincinnati, Ohio 45268, Tel: 513/684-7562.

Requestors should be sure to cite the EPA number assigned to the document. This document will be available on or about June 22 and requesters should send their names and addresses to CERI at this time to receive the draft document.

(2) The draft document will also be available for public inspection and copying at the EPA library at Waterside Mall, 401 M Street, S.W., Washington, D.C. 20460.

Comments must be in writing and should be addressed in the manner below:

—Send comments to: Project Officer for Inorganic Arsenic, Environmental Criteria and Assessment Office (MD-52), U.S. Environmental Protection Agency, Research Triangle Park, N.C. 27711.

—Comments must be received by close of business, August 22, 1983 in order to be considered.

FOR FURTHER INFORMATION CONTACT: Ms. Diane Chappell, Tel: 919/541-3637.

Courtney Riordan,

Acting Assistant Administrator for Research and Development.

[FR Doc. 83-15880 Filed 6-13-83; 8:45 am]

BILLING CODE 6560-50-M

[OPRM-FRL 2381-7]

Agency Information Collection Activities Under OMB Review

AGENCY: Environmental Protection Agency (EPA)

ACTION: Notice.

SUMMARY: Section 3507(a)(2)(B) of the Paperwork Reduction Act of 1980 (44 U.S.C. 3501 et seq.) requires the Agency to publish in the *Federal Register* a notice of proposed information collection requests that have been forwarded to the Office of Management and Budget (OMB) for review. The information collection requests listed are available to the public for review and comment.

FOR FURTHER INFORMATION CONTACT: David Bowers; Office of Standards and Regulations; Information Management Section (PM-223); U.S. Environmental Protection Agency; 401 M Street, S.W.; Washington, D.C. 20460; telephone (202) 382-2742 or FTS 382-2742.

SUPPLEMENTARY INFORMATION:

Air Programs

• Title: Application for Motor Vehicle Emission Certification and Fuel Economy Labeling (EPA ID 0783).

Abstract: EPA will use information from these applications to establish fuel economy values and to verify that manufacturers are meeting Federal emission standards.

Respondents: Motor vehicle manufacturers.

Comments on all parts of this notice should be sent to:

David Bowers, U.S. Environmental Protection Agency, Office of Standards and Regulations (PM-223), 401 M Street, S.W., Washington, D.C. 20460

and
Anita Ducca, Office of Management and Budget, Office of Information and Regulatory Affairs, New Executive Office Building (Room 3228), 726 Jackson Place NW., Washington, D.C. 20503.

Dated: June 8, 1983.

N. Phillip Ross,
Chief, Statistical Policy Staff.
[FR Doc. 83-15734 Filed 6-13-83; 8:45 am]
BILLING CODE 6560-50-M

[WH-FRL 2381-8]

Michigan Pretreatment Program Approval

AGENCY: EPA.

ACTION: Notice of Approval of the National Pollutant Discharge Elimination System Pretreatment Program of the State of Michigan.

SUMMARY: On (date of Administrator's signature), the Environmental Protection Agency approved the State of Michigan's National Pollutant Discharge Elimination System State Pretreatment Program. This action authorizes the State of Michigan to administer the National Pretreatment Program as it applies to municipalities and industries within the State.

FOR FURTHER INFORMATION CONTACT: George E. Young, Permits Division (EN-336), U.S. Environmental Protection Agency, 401 M Street, SW., Washington, D.C. 20460, 202-426-4793.

SUPPLEMENTARY INFORMATION:

Background

The Pretreatment Program, required by the Clean Water Act of 1977, governs the control of industrial wastes introduced into Publicly Owned Treatment Works (POTWs). The objectives of the Pretreatment Program are to: (1) Prevent introduction of pollutants into POTWs which will interfere with the operation of a POTW, including interference with its use or disposal of municipal sludge; (2) prevent the introduction of pollutants into POTWs which will pass through treatment works or otherwise be incompatible with such works; and (3) improve opportunities to recycle and reclaim municipal and industrial wastewaters and sludges. Local pretreatment programs will be the primary vehicle for administering, applying and enforcing pretreatment standards for industrial users of POTWs. To receive pretreatment program approval a State must submit to the EPA a modification to its NPDES program pursuant to the requirements and procedures of the General Pretreatment Regulation (40 CFR Part 403).

Federal Register Notice of Approval of State NPDES Programs or Modifications

EPA will provide Federal Register notice of any action by the Agency

approving or modifying a State NPDES program. The following table will provide the public with an up-to-date list of the status of NPDES permitting authority throughout the country.

	Approved State NPDES permit program	Approved to regulate Federal facilities	Approved State pretreatment program
Alabama	10/19/79	10/19/79	10/19/79
California	05/14/73	05/05/78	
Colorado	03/27/75		
Connecticut	09/25/73		06/03/81
Delaware	04/01/74		
Georgia	06/28/74	12/06/80	03/12/81
Hawaii	11/28/74	06/01/79	
Illinois	10/23/77	09/20/79	
Indiana	01/01/75	12/09/78	
Iowa	08/10/78	05/10/78	06/03/81
Kansas	06/28/74		
Maryland	09/05/74		
Michigan	10/17/73	12/09/78	06/07/83
Minnesota	06/30/74	12/09/78	07/16/79
Mississippi	05/01/74	01/28/83	05/13/82
Missouri	10/30/74	06/26/79	06/03/81
Montana	06/10/74	06/23/81	
Nebraska	06/12/74	11/02/79	
Nevada	09/19/75	08/31/78	
New Jersey	04/13/82	04/13/82	04/13/82
New York	10/28/75	06/13/80	
North Carolina	10/19/75		06/22/82
North Dakota	06/13/75		
Ohio	03/11/74	01/28/83	
Oregon	09/26/73	03/02/79	03/12/81
Pennsylvania	06/30/78	06/30/78	
South Carolina	06/10/75	09/26/80	04/09/82
Tennessee	12/28/77		
Vermont	03/11/74		03/16/82
Virgin Islands	06/30/74		
Virginia	03/31/75	02/09/82	
Washington	11/14/73		
West Virginia	05/10/82	05/10/82	05/10/82
Wisconsin	02/04/74	11/26/79	12/24/80
Wyoming	01/30/75	05/18/81	

Review Under Executive Order 12291 and the Regulatory Flexibility Act

The Office of Management and Budget has exempted this action from the OMB review requirements of Executive Order 12291 pursuant to Section 8(b) of that Order.

Pursuant to Section 605(d) of the Regulatory Flexibility Act (5 U.S.C. 601 et seq.), I certify that this State Pretreatment Program Approval will not have a significant impact on a substantial number of small entities. Approval of the Michigan NPDES State Pretreatment Program establishes no new substantive requirements, but merely transfers responsibility for administration of the program from EPA to the State.

Dated: June 7, 1983.
William D. Ruckelshaus,
Administrator.

[FR Doc. 83-15735 Filed 6-13-83; 8:45 am]

BILLING CODE 6560-50-M

FEDERAL COMMUNICATIONS COMMISSION

Public Information Collection Requirement Submitted to Office of Management and Budget for Review

On June 8, 1983, the Federal Communications Commission submitted the following information collection requirement to OMB for review and clearance under the Paperwork Reduction Act of 1980, Pub. L. 96-511.

Copies of this submission are available from Richard D. Goodfriend, Agency Clearance Officer, (202) 832-7513. Persons wishing to comment on this information collection should contact David Reed, Office of Management and Budget, Room 3225 NEOB, Washington, D.C. 20503.

Title: Application for Authority to Construct or Make Changes in a Low Power TV, TV Translator or FM Translator.

Form No.: FCC 346.

Action: Revision.

Respondents: State or local governments, businesses and non-profit institutions.

Estimated Annual Burden: 11,200 Responses; 324,800 Hours.

William J. Tricarico,

Secretary, Federal Communications Commission.

[FR Doc. 83-11582 Filed 6-13-83; 8:45 am]

BILLING CODE 6712-01-M

[MM Dockets Nos. 83-538 and 539; File Nos BPCT-830107KF and BPCT-830215KE]

Arapahoe Silent Majority, Inc., et al.

Arapahoe Silent Majority, Inc. and Ronald F. Cassady and Asa C. Davis d.b.a. Channel 7 Broadcasting; Hearing Designation Order: Construction Permit

Adopted: May 25, 1983.

Released: June 9, 1983.

By the Chief, Mass Media Bureau.

1. The Commission, by the Chief, Mass Media Bureau, acting pursuant to delegated authority, has before it the above-captioned mutually exclusive applications of Arapahoe Silent Majority, Inc. (Arapahoe) Fairbanks, Alaska, and Ronald F. Cassady and Asa C. Davis d.b.a. Channel 7 Broadcasting (Broadcasting) Fairbanks, Alaska, for authority to construct a new commercial television station on Channel 7, Fairbanks, Alaska.

2. No determination has been reached that the tower height and location proposed by each of the applicants¹

¹ The Commission is not in receipt of FAA's determination for the tower proposed by Broadcasting.

would not constitute a hazard to air navigation. Accordingly, an issue regarding this matter will be specified.

3. Section 73.682(a)(15) of the Commission's Rules states that the effective radiated power of the aural transmitter shall not be less than 10 percent nor more than 20 percent of the peak radiated power of the visual transmitter. Broadcasting's aural power is 22 percent of the visual. The applicant will be required to correct this situation by an appropriate amendment.

Conclusion and Order

4. Except as indicated by the issues specified below, the applicants are qualified to construct and operate as proposed. Since the applications are mutually exclusive, the Commission is unable to make the statutory finding that their grant will serve the public interest, convenience and necessity. Therefore, the applications must be designated for hearing in a consolidated proceeding on the issues specified below.

5. Accordingly, it is ordered, That, pursuant to Section 309(e) of the Communications Act of 1934, as amended, the applications are designated for hearing in a consolidated proceeding to be held before an Administrative Law Judge at a time and place to be specified in a subsequent Order, upon the following issues:

1. To determine whether there is a reasonable possibility that the tower height and location proposed by each of the applicants would constitute a hazard to air navigation.

2. To determine which of the proposals would, on a comparative basis, better serve the public interest.

3. To determine, in light of the evidence adduced pursuant to the foregoing issues, which of the applications should be granted.

6. It is further ordered, That the Federal Aviation Administration is made a party respondent to this proceeding with regard to issue 1.

7. It is further ordered, That Broadcasting shall submit, pursuant to § 73.682(a)(15) of the Commission's Rules, to the Presiding Administrative Law Judge within 20 days after the date of release of this Order, an appropriate engineering amendment to correct the aural effective radiated power.

8. It is further ordered, That to avail themselves of the opportunity to be heard, the applicants and the party respondent herein shall, pursuant to § 1.221(c) of the Commission's Rules, in person or by attorney, within 20 days of mailing of this Order, file with the Commission in triplicate, a written

appearance stating an intention to appear on the date fixed for the hearing and to present evidence on the issues specified in this Order.

9. It is further ordered, That the applicants shall, pursuant to Section 311(a)(2) of the Communications Act of 1934, as amended, and § 73.3594 of the Commission's Rules, give notice of the hearing within the time and in the manner prescribed in such Rule, and shall advise the Commission of the publication of such notice as required by § 73.3594(g) of the Rules.

Federal Communications Commission.

Roy J. Stewart,

Chief, Video Services Division, Mass Media Bureau.

[FR Doc. 83-15885 Filed 6-13-83; 8:45 am]

BILLING CODE 6712-01-M

[MM Docket No. 83-526; File No. BPCT-821209KE, et al.]

Flint Family Television, Ltd., et al.; Designating Applications for Consolidated Hearing on Stated Issues

Adopted: May 24, 1983.

Released: June 10, 1983.

In re applications of Delores C., Shristensen, et al., d.b.a. Flint Family Television, Ltd., Flint, Michigan, MM Docket No. 83-526, File No. BPCT-821209KE; Stanley G. Emert, Jr., Flint, Michigan, MM Docket No. 83-527, File No. BPCT-830106KF; Channel 66 Limited, Flint, Michigan, MM Docket No. 83-528, File No. BPCT-830218KJ; F & S Comm/News, Inc., Flint, Michigan, MM Docket No. 83-529, File No. BPCT-830218KK; for construction permit.

By the Chief, Mass Media Bureau.

1. The Commission, by the Chief, Mass Media Bureau, acting pursuant to delegated authority, has before it the above-captioned mutually exclusive applications for a new commercial television station to operate on Channel 66, Flint, Michigan.

Flint Family Television, Ltd. (Flint Family) and Channel 66 Limited (Channel 66)

2. Each of these applicants proposes to operate from a site located within 250 miles of the Canadian Border with maximum visual effective radiated power (ERP) of more than 1000 kilowatts. The proposal poses no interference threat to United States television stations; however, they contravene an agreement between the United States and Canada which limits the maximum visual ERP of United States television stations located within 250 miles of Canada to 1000 kilowatts. *Agreement Effectuated by Exchange of Notes, T.I.A.S. 2594 (1952).* In the even of

a grant of either of these applications, the construction permit shall contain a condition precluding station operation with maximum visual ERP in excess of 1000 kilowatts, absent Canadian consent. *South Bend Tribune*, 8 R.R. 2d 416 (1966).

3. Since we have not received a determination from the Federal Aviation Administration that the proposed tower height and location of the applicants¹ would not constitute a hazard to air navigation, an issue regarding this matter will be specified.

Stanley G. Emert, Jr. (Emert)

4. Emert's transmitter site is located 1.74 miles from AM station WFLT, Flint, Michigan. Consequently, any grant of a construction permit to Emert will be conditioned to ensure that WFLT's radiation pattern is not adversely affected by the construction of the proposed station.

5. Emert indicates in Section V-C, Item 7, FCC Form 301, that he will use electrical and mechanical beam tilt. Sections 73.685 (e) and (f) of the Commission's Rules require that information be submitted to verify the nature of the proposed electrical and mechanical beam tilt. Accordingly, applicant will be required to submit an appropriate engineering amendment within 20 days of the release of the Order.

6. Section 73.682(a)(15) of the Commission's Rules states that the effective radiated power of the aural transmitter shall not be less than 10 percent nor more than 20 percent of the peak radiated power of the visual transmitter. Emert's aural power is 1% of the visual. The applicant will be required to correct this situation by an appropriate amendment.

F & S Comm/News, Inc. (F & S)

7. F&S's response to Section V-C, Item 7, FCC Form 301, purports to show the azimuths of the main lobes of its proposed station. However, the information submitted does not match the directional pattern submitted with the application (Figure 1). The applicant will be required to correct this discrepancy by an appropriate amendment.

8. F&S's transmitter site is located 1.74 miles from AM station WFLT, Flint, Michigan. Consequently, any grant of a construction permit to F&S will be conditioned to ensure that WFLT's

¹ The Commission is not in receipt of FAA's determination for the tower proposed by Channel 66.

radiation pattern is not adversely affected by the construction of the proposed station.

9. Except as indicated by the issues specified below, the applicants are qualified to construct and operate as proposed. Since the applications are mutually exclusive, the Commission is unable to make the statutory finding that their grant will serve the public interest, convenience, and necessity. Therefore, the applications must be designated for hearing in a consolidated proceeding on the issues specified below.

10. Accordingly, it is ordered, That pursuant to Section 309(e) of the Communications Act of 1934, as amended, the applications are designated for hearing in a consolidated proceeding, to be held before an Administrative Law Judge at a time and place to be specified in a subsequent Order, upon the following issues:

1. To determine, with respect to Flint Family and Channel 66, whether there is a reasonable possibility that the tower height and location proposed by each would constitute a hazard to air navigation.

2. To determine which of the proposals would, on a comparative basis, best serve the public interest.

3. To determine, in the light of evidence adduced pursuant to the foregoing issues, which of the applications should be granted.

11. It is further ordered, That the Federal Aviation Administration is made a party respondent to this proceeding with respect to issue 1.

12. It is further ordered, That, in the event of a grant of either application of Flint Family or Channel 66, the construction permit shall be conditioned as follows: Subject to the condition that operation with effective radiated power to excess of 1000 kW is subject to the consent of Canada.

13. It is further ordered, That F&S shall submit, pursuant to § 73.685(f) (1) and (2) of the Commission's Rules, to the presiding Administrative Law Judge within 20 days after the date of release of this Order, an appropriate engineering amendment to correct the azimuths of the main lobes of its proposed station.

14. It is further ordered, That, in the event of a grant of the application of either Emert or F&S, the construction permit shall be conditioned as follows: "Prior to construction of the tower authorized herein, permittee shall notify AM Station WFLT so that, if necessary, the AM station may determine operating power by the indirect method and request temporary authority from the Commission in Washington, D.C. to operate with parameters at variance in

order to maintain monitoring point field strengths within authorized limits. Permittee shall be responsible for the installation and continued maintenance of detuning apparatus necessary to prevent adverse effects upon the radiation pattern of the AM station.

Both prior to construction of the tower and subsequent to the installation of all appurtenances thereon, a partial proof of performance, as defined by § 73.154(a) of the Commission's Rules, shall be conducted to establish that the AM array has not been adversely affected and, prior to or simultaneous with the filing of the application for license to cover this permit, the results submitted to the Commission.

15. It is further ordered, That Emert shall submit, pursuant to § 73.685 (e) and (f) of the Commission's Rules, to the presiding Administrative Law Judge within 20 days after the date of release of this Order, an appropriate engineering amendment to verify the nature of the proposed mechanical and electrical beam tilt.

16. It is further ordered, That Emert shall submit pursuant to § 73.682(a)(15) of the Commission's Rules, to the presiding Administrative Law Judge within 20 days after the date of release of this Order, an appropriate engineering amendment to correct the aural effective radiated power.

17. It is further ordered, That, to avail themselves of the opportunity to be heard, the applicants and the party respondent herein shall, pursuant to § 1.221(c) of the Commission's Rules, in person or by attorney, within 20 days of the mailing of this Order, file with the Commission, in triplicate, a written appearance stating an intention to appear on the date fixed for the hearing and to present evidence on the issues specified in this Order.

18. It is further ordered, That, the applicants herein shall, pursuant to Section 311(a)(2) of the Communications Act of 1934, as amended, and § 73.3594 of the Commission's Rules, give notice of the hearing within the time and in the manner prescribed in such Rule, and shall advise the Commission of the publication of such notice as required by § 73.3594(g) of the Rules.

Federal Communications Commission.

Roy J. Stewart,

Chief, Video Services Division, Mass Media Bureau.

(FR Doc. 83-15806 Filed 6-13-83; 8:45 am)

BILLING CODE 6712-01-M

[MM Docket No. 83-530; File No. BPH-811207 BF]

La Tierra Rica, Inc. et al.; Designation of Applications for Consolidated Hearing on Stated Issues

In re applications of La Tierra Rica, Inc., Visalia, California, Req: 97.1 MHz, Channel 246B, 25.5 kW (H&V), 662 feet, *MM Docket No. 83-530*, File No. BPH-811207BF; Patricia E. Dewey, Carol F. Fujita, Barney L. Dewey, Ben M. Fujita d.b.a. Zephyr Broadcasting Co., Visalia, California, Req: 97.1 MHz, Channel 246B, 20.4 kW (H&V), 792 feet; *MM Docket No. 83-531*, File No. BPH-811210AJ; Marigold Broadcasting, Inc., Visalia, California, Req: 97.1 MHz, Channel 246B, 15.4 kW (H&V), 908 feet, *MM Docket No. 83-532*, File No. BPH-820624AC; Anita Muir, Visalia, California, Req: 97.1 MHz, Channel 246B, 20 kW (H&V), 799 feet, *MM Docket No. 83-533*, File No. BPH-820624AG; Antonio M. Bautista, Visalia, California, Req: 97.1 MHz, Channel 246B, 22 kW (H&V), 750 feet, *MM Docket No. 83-534*, File No. BPH-820624BC; Paul S. Williams and Zakiyyah B. Williams d.b.a. Williams Broadcasting, Visalia, California, Req: 97.1 MHz, Channel 246B, 20.9 kW (H&V), 779 feet, *MM Docket No. 83-535*, File No. BPH-820624BM; for construction Permit for a new FM station.

Hearing Designation Order

Adopted: May 25, 1983.

Released: June 9, 1983.

By the Chief, Mass Media Bureau.

1. The Commission, by the Chief, Mass Media Bureau, acting pursuant to delegated authority, has under consideration the above-captioned mutually exclusive applications filed by La Tierra Rica, Inc. (La Tierra), Patricia E. Dewey, Carol F. Fujita, Barney L. Dewey, Ben M. Fujita d.b.a. Zephyr Broadcasting Company, Marigold Broadcasting, Inc., Anita Muir, Antonio M. Bautista and Paul S. Williams and Zakiyyah B. Williams d.b.a. Williams Broadcasting.

2. Data submitted by the applicants indicate that there would be significant difference in the size of the areas and populations which would receive service from the proposals. Consequently, the areas and populations which would receive FM service of 1 mV/m or greater intensity, together with the availability of other primary aural services in such areas, will be considered under the standard comparative issue for the purpose of determining whether a comparative preference would accrue to any of the applicants.

3. The applicants are qualified to construct and operate as proposed. However, since the proposals are mutually exclusive, they must be designated for hearing in a consolidated proceeding on the issues specified below.

4. Accordingly, it is ordered, that, pursuant to Section 309(e) of the Communications Act of 1934, as amended, the applications are designated for hearing in a consolidated proceeding, at a time and place to be specified in a subsequent Order, upon the following issues:

1. To determine which of the proposals would, on a comparative basis, best serve the public interest.

2. To determine, in the light of the evidence adduced pursuant to the foregoing issues, which of the applications should be granted.

5. It is further ordered, That to avail themselves of the opportunity to be heard, the applicants herein shall, pursuant to § 1.221(c) of the Commission's Rules, in person or by attorney, within 20 days of the mailing of this Order, file with the Commission, in triplicate, a written appearance stating an intention to appear on the date fixed for the hearing and to present evidence on the issues specified in this Order.

6. It is further ordered, That the applicants herein shall, pursuant to Section 311(a)(2) of the Communications Act of 1934, as amended, and § 73.3594 of the Commission's Rules, give notice of the hearing (either individually or, if feasible and consistent with the Rules, jointly) within the time and in the manner prescribed in such Rule, and shall advise the Commission of the publication of such notice as required by § 73.3594(g) of the Rules.

Federal Communications Commission.

Larry D. Eads,

Chief, Audio Services Division.

[FR Doc. 83-15884 Filed 6-13-83; 8:45 am]

BILLING CODE 6712-01-M

[MM Docket No. 83-546, File No. BPCT-821122KE and MM Docket No. 83-547, File No. BPCT-830214KE]

**Steve W. McGee et al. d/b/a
Willamette Valley Broadcasting Co.,
Ltd. and Salem Television, Inc.;
Designation of Applications for
Consolidated Hearing on Stated Issues**

Adopted: May 28, 1983.

Released: June 9, 1983.

By the Chief, Mass Media Bureau.

1. The Commission, by the Chief, Mass Media Bureau, acting pursuant to delegated authority, has before it the

above-captioned mutually exclusive applications of Steve W. McGee et al. d/b/a Willamette Broadcasting Company, Ltd. (Willamette) Salem, Oregon, and Salem Television, Inc. Salem, Oregon, for authority to construct a new commercial television station on Channel 32, Salem, Oregon.

2. No determination has been made that the tower height and location proposed by Willamette would not constitute a hazard to air navigation. Accordingly, an appropriate issue will be specified.

3. Willamette proposes to operate from a site located within 250 miles of the Canadian border with maximum visual effective radiated power of more than 1000 kilowatts. The proposal poses no interference threat to United States television stations; however, it contravenes an agreement between the United States and Canada which limits the maximum visual ERP of United States television stations located within 250 miles of Canada to 1000 kilowatts. *Agreement Effectuated by Exchange of Notes, T.I.A.S. 2594 (1952)*. In the event of a grant of the application, the construction permit shall contain a condition precluding station operation with maximum visual ERP in excess of 1000 kilowatts, absent Canadian consent. *South Bend Tribune*, 8 R.R. 2d 416 (1966).

4. The effective radiated visual power, antenna height above average terrain and other technical data submitted by the two applicants indicate that there would be a significant difference in the size of the area and population that the respective applicants propose to serve. Consequently, for the purpose of comparison, the areas and populations which would be within the predicted 64 dBu (Grade B) contour, together with the availability of other television services of 64 dBu (Grade B) or greater intensity, will be considered under the standard comparative issue, for the purpose of determining whether a comparative preference should accrue to either of the applicants.

Conclusion and Order

5. Except as indicated by the issues specified below, the applicants are qualified to construct and operate as proposed. Since the applications are mutually exclusive, the Commission is unable to make the statutory finding that their grant will serve the public interest, convenience and necessity. Therefore, the applications must be designated for hearing in a consolidated proceeding on the issues specified below.

6. Accordingly, it is ordered, That, pursuant to Section 309(e) of the

Communications Act of 1934, as amended, the applications are designated for hearing in a consolidated proceeding to be held before an Administrative Law Judge at a time and place to be specified in a subsequent Order, upon the following issues.

1. To determine with respect to Steve W. McGee et al. d/b/a Willamette Valley Broadcasting Company, Ltd. whether there is a reasonable possibility that the tower height and location proposed would constitute a hazard to air navigation.

2. To determine the areas and populations that would receive Grade B or better service from the proposals and the availability of other Grade B services to such areas and populations.

3. To determine which of the proposals would, on a comparative basis, better serve the public interest.

4. To determine, in light of the evidence adduced pursuant to the foregoing issues, which of the applications should be granted.

7. It is further ordered, That the Federal Aviation Administration is made a party respondent to this proceeding with respect to issue 1.

8. It is further ordered, That, in the event of a grant of Willamette's application, the construction permit shall contain the following condition:

Operation with effective radiated visual power in excess of 1000 kW after March 1, 1985 is subject to a further extension of consent by Canada.

9. It is further ordered, That, to avail themselves of the opportunity to be heard, that applicants and the party respondent herein shall, pursuant to § 1.221(c) of the Commission's Rules, in person or by attorney, within 20 days of the mailing of this Order, file with the Commission, in triplicate, a written appearance stating an intention to appear on the date fixed for the hearing and to present evidence on the issues specified in this Order.

10. It is further ordered, That the applicants herein shall, pursuant to Section 311(a)(2) of the Communications Act of 1934, as amended, and § 73.3594 of the Commission's Rules, give notice of the hearing within the time and in the manner prescribed in such Rule and shall advise the Commission of the publication of such notice as required by Section 73.3594(g) of the Rules.

Federal Communications Commission.

Roy J. Stewart,

Chief, Video Services Division, Mass Media Bureau.

[FR Doc. 83-15883 Filed 6-13-83; 8:45 am]

BILLING CODE 6712-01-M

**FEDERAL EMERGENCY
MANAGEMENT AGENCY****(FEMA-683-DR)****Mississippi; Amendment to Notice of
Major-Disaster Declaration****AGENCY:** Federal Emergency
Management Agency.**ACTION:** Notice.**SUMMARY:** This notice amends the
Notice of a major disaster for the State
of Mississippi (FEMA-683-DR), dated
June 1, 1983, and related determinations.**DATED:** June 7, 1983.**FOR FURTHER INFORMATION CONTACT:**Sewall H. E. Johnson, Disaster
Assistance Programs, Federal
Emergency Management Agency,
Washington, D.C. 20472 (202) 287-0501.Notice: The notice of a major disaster
for the State of Mississippi dated June 1,
1983, is hereby amended to include the
following areas among those areas
determined to have been adversely
affected by the catastrophe declared a
major disaster by the President in his
declaration of June 1, 1983:Holmes and Leake Counties for
Individual Assistance and Public
Assistance.Washington County for Individual
Assistance.(Catalog of Federal Domestic Assistance No.
83.516, Disaster Assistance)

Dave McLoughlin,

Deputy Associate Director, State and Local
Programs and Support, Federal Emergency
Management Agency.

[FR Doc. 83-15906 Filed 6-13-83; 8:45 am]

BILLING CODE 6719-02-M**(FEMA-680-DR)****Utah; Amendment to Notice of Major-
Disaster Declaration****AGENCY:** Federal Emergency
Management Agency.**ACTION:** Notice.**SUMMARY:** This notice amends the
Notice of a major disaster for the State
of Utah (FEMA-680-DR), dated April 30,
1983, and related determinations.**DATED:** June 7, 1983.**FOR FURTHER INFORMATION CONTACT:**Sewall H. E. Johnson, Disaster
Assistance Programs, Federal
Emergency Management Agency,
Washington, D.C. 20472 (202) 287-0501.Notice: The notice of a major disaster
for the State of Utah dated April 30,
1983, is hereby amended to include the
following areas among those areas
determined to have been adversely
affected by the catastrophe declared amajor disaster by the President in his
declaration of April 30, 1983:Salt Lake County as an adjacent
county for Individual Assistance.Beaver, Juab, Millard and Sevier
Counties for Public Assistance.(Catalog of Federal Domestic Assistance No.
83.516, Disaster Assistance)

Dave McLoughlin,

Deputy Associate Director, State and Local
Programs and Support, Federal Emergency
Management Agency.

[FR Doc. 83-15907 Filed 6-13-83; 8:45 am]

BILLING CODE 6719-02-M**FEDERAL MARITIME COMMISSION****Agreements Filed**The Federal Maritime Commission
hereby gives notice that the following
agreements have 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
may request a copy of each agreement
and the supporting statement at the
Washington, D.C. Office of the Federal
Maritime Commission, 1100 L Street,
NW., Room 10325. Interested parties
may submit protests or comments on
each agreement to the Secretary,
Federal Maritime Commission,
Washington, D.C. 20573, within 20 days
after the date of the Federal Register in
which this notice appears. The
requirements for comments and protests
are found in § 522.7 of Title 46 of the
Code of Federal Regulations. Interested
persons should consult this section
before communicating with the
Commission regarding a pending
agreement.Any person filing a comment or
protest with the Commission shall, at
the same time, deliver a copy of that
document to the person filing the
agreement at the address shown below
Agreement No.: T-4128.Title: San Francisco Port Commission/
Lykes Bros. Steamship Co., Inc. Use
Agreement.Parties: San Francisco Port
Commission (Port)/Lykes Bros.
Steamship Co., Inc. (Lykes)Synopsis: Agreement No. T-4128
provides that Lykes shall have the non-
exclusive right for the use of
approximately 35 acres of the Pier 80
terminal in the Port of San Francisco.
Lykes shall use the premises as its
regularly scheduled San Francisco Bay
Area port of call in its cargo and
passenger operations pursuant to the
Port's Tariff No. C-3. Port shall have the
right to review and reduce the assignedpremises in the event Lykes' annual
throughput is less than 200,000 metric
tons. The term of the agreement is two
(2) years with renewal options subject to
the approval of the parties and of the
Federal Maritime Commission.Filing party: Samuel B. Nemirow,
Esquire, Hill, Betts & Nash, 1220
Nineteenth St., NW., Suite 302,
Washington, D.C. 20038.

Agreement No.: 2846-53.

Title: West Coast of Italy, Sicilian &
Adriatic Ports/North Atlantic Range
Conference.Parties: Atlantraffik Express Service,
Constellation Line, Costa Line, Egyptian
National Line, Farrell Lines, Inc.,
Hellenic Lines, Ltd., Ibero Lines S. A.,
Italian Line, Jugolinija, Nedlloyd, Sea-
Land Service, Inc., Zim Israel Navigation
Co., Ltd.Synopsis: Agreement No. 2846-53
would modify the voting requirement by
telex poll from all the Members entitled
to vote to four-fifths of the Members
entitled to vote.Filing agent: Ms. Karen S. Ostrow,
Billing, Sher & Jones, P.C. Suite 300, 2033
K Street, NW., Washington, D.C. 20006.By Order of the Federal Maritime
Commission.

Dated: June 9, 1983.

Francis C. Hurney,
Secretary.

[FR Doc. 83-15940 Filed 6-13-83; 8:34 am]

BILLING CODE 6730-01**FEDERAL RESERVE SYSTEM****Formation of Bank Holding Companies**The companies listed in this notice
have applied for the Board's approval
under section 3(a)(1) of the Bank
Holding Company Act (12 U.S.C.
§ 1842(a)(1)) to become bank holding
companies by acquiring voting shares or
assets of a bank. The factors that are
considered in acting on the applications
are set forth in § 3(c) of the Act (12
U.S.C. § 1842(c)).Each application may be inspected at
the offices of the Board of Governors, or
at the Federal Reserve Bank indicated
for that application. With respect to
each application, interested persons
may express their views in writing to the
address indicated for that application.
Any comment on an application that
requests a hearing must include a
statement of why a written presentation
would not suffice in lieu of a hearing,
identifying specifically any questions of
fact that are in dispute and summarizing
the evidence that would be presented at
a hearing.

A. Federal Reserve Bank of Boston (Richard E. Randall, Vice President) 600 Atlantic Avenue, Boston, Massachusetts 02106:

1. *Suburban National Corporation*, Arlington, Massachusetts; to become a bank holding company by acquiring 100 percent of the voting shares of Suburban National Bank of Arlington, Arlington, Massachusetts. Comments on this application must be received not later than July 6, 1983.

B. Federal Reserve Bank of Chicago (Franklin D. Dreyer, Vice President) 230 South LaSalle Street, Chicago, Illinois 60690:

1. *Thornton Bancshares, Inc.*, Thornton, Iowa; to become a bank holding company by acquiring 80 percent of the voting shares of The First State Bank of Thornton, Thornton, Iowa. Comments on this application must be received not later than July 1, 1983.

C. Federal Reserve Bank of St. Louis (Delmer P. Weisz, Vice President) 411 Locust Street, St. Louis, Missouri 63166:

1. *B.S.H.C.P. Corporation*, Shelbyville, Kentucky; to become a bank holding company by acquiring 80 percent or more of the voting shares of Bank of Shelbyville, Kentucky. Comments on this application must be received not later than July 6, 1983.

D. Federal Reserve Bank of Kansas City (Thomas M. Hoenig, Vice President), 925 Grand Avenue, Kansas City, Missouri 64198:

1. *Armstrong Bancshares, Inc.*, Florence, Kansas; to become a bank holding company by acquiring 96.3 percent of the voting shares of Florence State Bank, Florence, Kansas. Comments on this application must be received not later than July 6, 1983.

2. *Pathfinder Bancshares, Inc.*, Fremont, Nebraska; to become a bank holding company by acquiring 100 percent of the voting shares of Fremont National Bank & Trust Company, Fremont, Nebraska. Comments on this application must be received not later than July 6, 1983.

E. Federal Reserve Bank of Dallas (Anthony J. Montelaro, Vice President) 400 South Akard Street, Dallas, Texas 75222:

1. *Centex Community Bankshares, Inc.*, Killeen, Texas; to become a bank holding company by acquiring 100 percent of the voting shares of Citizens National Bank of Killeen, Killeen, Texas. Comments on this application must be received not later than June 29, 1983.

2. *Tascosa Financial Corporation*, Amarillo, Texas; to become a bank holding company by acquiring at least 80 percent of the voting shares of Tascosa National Bank of Amarillo, Amarillo, Texas. Comments on this

application must be received not later than July 6, 1983.

F. Federal Reserve Bank of San Francisco (Harry W. Green, Vice President) 400 Sansome Street, San Francisco, California 94120:

1. *Ubancorp*, Bountiful, Utah; to become a bank holding company by acquiring 80 percent of the voting shares of Utah Bank and Trust, Bountiful, Utah. Comments on this application must be received not later than July 6, 1983.

G. Board of Governors of the Federal Reserve System (William W. Wiles, Secretary) Washington, D.C. 20551:

1. *Portis Bancshares, Inc.*, Portis, Kansas; to become a bank holding company by acquiring 80 percent of the voting shares of First State Bank, Portis, Kansas. This application may be inspected at the offices of the Board of Governors or the Federal Reserve Bank of Kansas City. Comments on this application must be received not later than July 7, 1983.

Board of Governors of the Federal Reserve System, June 7, 1983.

William W. Wiles,
Secretary of the Board.

[FR Doc. 83-15637 Filed 6-13-83; 8:45 am]

BILLING CODE 6210-01-M

Bank Holding Companies; Notice of Proposed de Novo Nonbank Activities

The organizations identified in this notice have applied, pursuant to section 4(c)(8) of the Bank Holding Company Act (12 U.S.C. § 1843(c)(8)) and section 225.4(b)(1) of the Board's Regulation Y (12 CFR § 225.4(b)(1)), for permission to engage *de novo* (or continue to engage in an activity earlier commenced *de novo*), directly or indirectly, solely in the activities indicated, which have been determined by the Board of Governors to be closely related to banking.

With respect to these applications, interested persons may express their views on the question whether consummation of the proposal can "reasonably be expected to produce benefits to the public, such as greater convenience, increased competition, or gains in efficiency, that outweigh possible adverse effects, such as undue concentration of resources, decreased or unfair competition, conflicts of interests, or unsound banking practices." Any comment that requests a hearing must include a statement of the reasons a written presentation would not suffice in lieu of a hearing, identifying specifically any questions of fact that are in dispute, summarizing the evidence that would be presented at a hearing, and indicating how the party commenting would be aggrieved by approval of that proposal.

The applications may be inspected at the offices of the Board of Governors or at the Federal Reserve Bank indicated. Comments and requests for hearing should identify clearly the specific application to which they relate, and should be submitted in writing and received by the appropriate Federal Reserve Bank not later than the date indicated.

A. Federal Reserve Bank of New York (A. Marshall Puckett, Vice President) 33 Liberty Street, New York, New York 10045:

1. *Deutsche Bank AG*, Frankfurt, Federal Republic of Germany (sales financing and leasing activities; United States and Canada): To permit Daimler-Benz AG (28% of the stock of which is owned by Deutsche Bank AG) through its subsidiary, Mercedes Benz Credit Corporation (the "Company"), to move its principal office from Portland, Oregon, to Norwalk, Connecticut. The Company would continue to engage in providing dealers of affiliates of Daimler-Benz AG in the United States and Canada with wholesale financing in the form of loans to finance dealers inventories secured by such inventories and providing customers of affiliates of Daimler-Benz AG in the United States and Canada and their dealers with retail financing consisting of purchases by the Company from such affiliates and their dealers of retail installment obligations undertaken by the customer in respect of equipment purchased by the customer, of purchases of lease receivables and dealer rental receivables in respect of the equipment leased by the customer and of full payout leasing of products of such affiliates and such dealers. These activities would be conducted from an office in Norwalk, Connecticut, serving the United States and Canada. Comments on this application must be received not later than July 7, 1983.

B. Federal Reserve Bank of Richmond (Lloyd W. Bostian, Jr., Vice President) 701 East Byrd Street, Richmond, Virginia 23261:

1. *American Security Corporation*, Washington, D.C., (investment and financial advisory activities; Washington, D.C.): To engage, through its subsidiary, ASB Capital Management, Inc., in investment and financial advisory activities, including: providing portfolio investment advice, primarily to Pension and Profit Sharing Trusts qualified under Section 401 of the Internal Revenue Code of 1954, as amended, but also to other institutions and individuals; serving as the advisory company for mortgage or real estate investment trusts as investment adviser,

as defined in Section 2(a)(20) of the Investment Company Act of 1940, to investment companies registered under that Act; furnishing general economic information and advice, general economic statistical forecasting services, and industry studies; and providing financial advice to state and local governments, such as with respect to the issuance of their securities. These activities would be conducted from an office in Washington, D.C., serving clients throughout the United States and abroad. Comments on this application must be received not later than July 7, 1983.

C. Federal Reserve Bank of Kansas City (Thomas M. Hoenig, Vice President) 925 Grand Avenue, Kansas City, Missouri 64198:

1. *United Banks of Colorado*, Denver, Colorado (insurance activities; Colorado): To engage in the sale of credit life, and credit health and accident insurance directly related to extensions of credit by its subsidiaries. These activities will be conducted at 21 subsidiary banks throughout Colorado, serving the State of Colorado. Comments on this application must be received not later than July 7, 1983.

D. Federal Reserve Bank of San Francisco (Harry W. Green, Vice President) 400 Sansome Street, San Francisco, California 94120:

1. *BankAmerica Corporation*, San Francisco, California (securities brokerage and incidental activities; *de novo* offices; all fifty (50) states and the District of Columbia): To engage, through its indirect subsidiary, Charles Schwab & Co., Inc., in the activities of securities brokerage, consisting principally of buying and selling securities solely upon the order and for the account of customers, and of extending margin credit in conformity with Regulation Y. These activities will be conducted from two *de novo* offices located in Paramus, New Jersey and San Rafael, California; each office serving all fifty (50) states and the District of Columbia. Comments on this application must be received not later than July 5, 1983.

2. *Security Pacific Corporation*, Los Angeles, California (financing activities; Massachusetts): To engage through its subsidiary, Security Pacific Finance Corp., in making or acquiring, for its own account or for others, loans and extensions of credit, including making consumer installment personal loans, purchasing consumer installment sales finance contracts, making loans to small businesses and other extensions of credit such as would be made by a factoring company or consumer finance company. These activities would be

conducted from an office of Security Pacific Finance Corp. located in Hyannis, Massachusetts, serving the State of Massachusetts. Comments on this application must be received not later than July 7, 1983.

3. *Security Pacific Corporation*, Los Angeles, California (financing and credit-related life, accident and health insurance activities; Tennessee): To engage through its subsidiary, Security Pacific Finance Money Center Inc., in making or acquiring, for its own account or others, and servicing loans and other extensions of credit; including making consumer installment personal loans, purchasing consumer installment sales finance contracts, making loans to small businesses and other extensions of credit such as would be made by a factoring company or consumer finance company; and, acting as agent for the sale of credit-related life and credit-related accident and health insurance as authorized by Tennessee law and Section 601(A) of Title VI of the Garn-St Germain Act. These activities would be conducted from an office of Security Pacific Finance Money Center Inc. in Johnson City, Tennessee, serving the State of Tennessee. Comments on this application must be received not later than July 7, 1983.

4. *Security Pacific Corporation*, Los Angeles, California (mortgage and servicing activities; California): To engage through its subsidiary, Security Pacific Mortgage Corporation, in the origination and acquisition of mortgage loans, including development and construction loans on multi-family and commercial properties for Security Pacific Mortgage Corporation's own account or for sale to others; and the servicing of such loans for others. These activities would be conducted from an office of Security Pacific Mortgage Corporation in Newport Beach, California, serving the State of California. Comments on this application must be received not later than July 1, 1983.

Board of Governors of the Federal Reserve System, June 7, 1983.

William W. Wiles,
Secretary of the Board.

[FR Doc. 83-13638-63 Filed 6-9-83; 8:45 am]
BILLING CODE 6210-01-M

GENERAL SERVICES ADMINISTRATION

Summary Subcontract Report (Standard Form 295); Agency Forms Submitted to OMB for Review

AGENCY: General Services Administration.

ACTION: Notice of Information Collection; Reinstatement.

SUMMARY: Under the provisions of the Paperwork Reduction Act of 1980 (44 U.S.C. Chapter 35), the General Services Administration plans to request the Office of Management and Budget to review and approve the reinstatement of an information collection for the collection of data.

DATE: Comments on this information collection must be submitted on or before June 30, 1983.

ADDRESSES: Send comments to Franklin S. Reeder, GSA Desk Officer, Room 3235, New Executive Office Building, Washington, DC 20503, and to John Gilmore, GSA Clearance Officer, General Services Administration (ORAI), Washington, DC 20405.

FOR FURTHER INFORMATION CONTACT: Victoria Moss on (703-696-5180).

SUPPLEMENTARY INFORMATION:

a. *Purpose.* The Standard Form 295 is used by the Federal Government to collect subcontract data on commitments and goals from all Federal contractors and subcontractors. This is necessary to monitor and evaluate performance standards. The annual burden projections are as follows: Respondents 1,000, responses per respondent 8 (average), hours per response 17.

b. *Obtaining copies of the proposal.* A copy of the information collection proposal may be obtained from the Directives and Reports Management Branch (ORAI), Room 3019, GS Building, Washington, DC 20405, telephone 566-1164.

Dated: June 3, 1983.
Clarence A. Lee, Jr.,
Director of Administrative Services.
[FR Doc. 83-13600 Filed 6-13-83; 8:45 am]
BILLING CODE 6820-34-M

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Food and Drug Administration

[Docket No. 83N-0146]

Pioneer Blood Service, Inc.; Revocation of U.S. License No. 278

AGENCY: Food and Drug Administration.
ACTION: Notice.

SUMMARY: The Food and Drug Administration (FDA) is announcing the revocation on April 13, 1983, of the establishment license (U.S. License No. 278) and product licenses issued to Pioneer Blood Service, Inc., for the

manufacture of Source Plasma (Human), Whole Blood (Human), Red Blood Cells (Human), Single Donor Plasma (Human), Platelet Concentrate (Human), and Cryoprecipitated Antihemophilic Factor (Human). On March 25, 1983, the firm requested that its establishment license and product licenses be revoked.

DATE: The revocation of the establishment and product licenses was effective on April 13, 1983.

FOR FURTHER INFORMATION CONTACT: Steven Falter, National Center for Drugs and Biologics (HFN-613), Food and Drug Administration, 8800 Rockville Pike, Bethesda, MD 20205, 301-443-1306.

SUPPLEMENTARY INFORMATION: FDA has revoked the establishment license (U.S. License No. 278) and product licenses issued to Pioneer Blood Service, Inc., for the manufacture of Source Plasma (Human), Whole Blood (Human), Red Blood Cells (Human), Single Donor Plasma (Human), Platelet Concentrate (Human), and Cryoprecipitated Antihemophilic Factor (Human). Pioneer Blood Service, Inc., has locations at 30 Sherman Ave., New York, NY (corporate headquarters, test laboratory, and distribution center); 100 Willoughby St., Brooklyn, NY (plasma-pheresis center); and 361-365 East 146th St., Bronx, NY (plasma-pheresis center). Although the establishment was licensed for the manufacture of Whole Blood (Human) and various blood components, the firm has manufactured Source Plasma (Human) almost exclusively for over a year.

On November 30, 1982, through January 24, 1983, FDA inspected simultaneously the three locations of Pioneer Blood Services, Inc., revealing numerous significant deviations from the requirements of 21 CFR Parts 600, 606, 610, and 640 of the biologics regulations. FDA found deviations in critical areas of operation, including, but not limited to: (1) testing for Hepatitis B Surface Antigen (HBsAg) (21 CFR 610.40(b)) and followup procedures to assure that persons testing positive for HBsAg not serve as donors of Source Plasma (Human) to be used in preparing injectable biological products (21 CFR 610.41); (2) procedures concerning the review of serum protein electrophoresis patterns and the appropriate actions that must be taken when the serum protein composition of a plasma donor is not within the normal limits established by the testing laboratory (21 CFR 640.65 (b)(1)(i) and (b)(2)(i)); and (3) the determination of donor suitability on the day of collection by means of a medical history and appropriate tests (21 CFR 640.63 (a) and (c)).

Because FDA found that the deviations constitute a danger to health, FDA suspended the firm's establishment and product licenses effective on February 3, 1983. As provided in 21 CFR 601.5(b), FDA issued a letter of March 23, 1983, that notified the licensee of its intention to revoke U.S. License No. 278 and that set forth the grounds for, and offered an opportunity for a hearing on, the proposed revocation. Before FDA could take further regulatory action, as provided in 21 CFR 601.5(a), by letter of March 25, 1983, Pioneer Blood Service, Inc., requested that its establishment and product licenses be revoked and waived the opportunity for a hearing. The agency granted the licensee's request. In a letter to the firm dated April 13, 1983, issued under 21 CFR 601.5(a), FDA revoked the establishment license (U.S. License No. 278) and product licenses of Pioneer Blood Service, Inc.

Accordingly, under 21 CFR 12.38 and the Public Health Service Act (sec. 351, 58 Stat. 702 as amended (42 U.S.C. 262)) and under authority delegated to the Commissioner of Food and Drugs (21 CFR 5.10) and redelegated to the Director, Office of Biologics of the National Center for Drugs and Biologics (21 CFR 5.68), the establishment license (U.S. License No. 278) and the product licenses issued to Pioneer Blood Service, Inc., for the manufacture of Source Plasma (Human), Whole Blood (Human), Red Blood Cells (Human), Single Donor Plasma (Human), Platelet Concentrate (Human), and Cryoprecipitated Antihemophilic Factor (Human) were revoked, effective April 13, 1983. This notice is issued and published under 21 CFR 601.8.

Dated June 7, 1983.
William F. Randolph,
Acting Associate Commissioner for
Regulatory Affairs.

[FR Doc. 83-15702 Filed 6-13-83; 8:45 am]
BILLING CODE 4160-01-M

Health Resources and Services Administration

Advisory Council; Meeting

In accordance with section 10(a)(2) of the Federal Advisory Committee Act (Pub. L. 92-463), announcement is made of the following National Advisory body scheduled to meet during the month of July 1983:

Name: Steering Subcommittee of the National Council on Health Planning and Development.

Date and Time: July 6, 1983; 1:00 p.m.-3:00 p.m.

Place: Conference Room B, Parklawn Building, 5600 Fishers Lane, Rockville, Maryland 20857, (Meeting by Conference Call). Due to the limited nature of the meeting, a conference call will be substituted for the regular scheduled meeting.

Open for entire meeting.

Purpose: The objectives of the Steering Subcommittee are to (1) assist the Chairperson in planning the order and timing of agenda topics for full Council consideration and action to assure that the Secretary will receive advice and/or recommendations on each of its three areas of functional responsibilities under section 1503(a) in an appropriate time and manner; (2) coordinate information about and among subcommittee activities and plans; and (3) provide preliminary review of proposed changes in Council operations.

Agenda: (1) Report by Executive Secretary; (2) Status reports on the Office of Health Planning and the Office of Health Facilities; (3) Discussion of Agenda for the second Council meeting in 1983; and (4) other Council business.

Anyone requiring information regarding the subject Subcommittee should contact Mr. Terry E. Shannon, Interim Executive Secretary, National Council on Health Planning and Development, Room 13A-56 Parklawn Building, 5600 Fishers Lane, Rockville, Maryland 20857. Telephone (301) 443-6745.

Agenda items are subject to change as priorities dictate.

Dated: June 8, 1983.
Jackie E. Baum,
Advisory Committee Management Officer,
HRSA.

[FR Doc. 83-15639 Filed 6-13-83; 8:45 am]
BILLING CODE 4160-16-M

National Institutes of Health

General Clinical Research Centers Committee; Amended Meeting

Notice is hereby given of a change in the agenda of the meeting of the General Clinical Research Centers (GCRC) Committee, Division of Research Resources (DRR), June 20-22, 1983, Conference Room 7, Building 31, National Institutes of Health, 9000 Rockville Pike, Bethesda, MD, which was published in the Federal Register on May 4, 1983 (FR 48-20142).

The Committee was to have convened at 6:00 p.m. on June 20, 1983, in a closed portion of the meeting and reconvened at 9:00 a.m., June 21, 1983, in an open session until approximately 12:00 p.m.

The meeting has been changed to reconvene June 21, 1983, at 8:30 a.m.

The meeting will be open to the public from 8:30 a.m. until approximately 11:30 a.m.

(Catalog of Federal Domestic Assistance Program No. 13.333, Clinical Research, National Institutes of Health)

Dated: June 7, 1983.

Betty J. Beveridge,

NIH Committee Management Officer.

[FR Doc. 83-15042 Filed 6-13-83; 8:45 am]

BILLING CODE 4140-01-M

Public Health Service

National Toxicology Program; Availability of Carcinogenesis Studies on 1,1,1,2-Tetrachloroethane

The HHS' National Toxicology Program today announces the availability of carcinogenesis studies of 1,1,1,2-tetrachloroethane, a chemical intermediate used in the production of trichloroethylene and tetrachloroethylene which has been found in drinking water.

1,1,1,2-Tetrachloroethane was administered in corn oil by gavage to F344/N rats (0, 125, 250 mg/kg body weight) and B6C3F₁ mice (0, 250, 500 mg/kg body weight) five times a week for 103 weeks. Under the conditions of these studies, 1,1,1,2-tetrachloroethane was not demonstrated to be carcinogenic to F344/N rats, although the observed increase in the proportion of male rats with liver tumors may have been associated with the administration of 1,1,1,2-tetrachloroethane. Accidental killing of 27 male and 15 female rats reduced the sensitivity of this bioassay for detecting a carcinogenic response.

1,1,1,2-Tetrachloroethane was carcinogenic for B6C3F₁ mice, causing an increased proportion of female mice with hepatocellular carcinomas and an increased proportion of male and female mice with hepatocellular adenomas. The decreased survival in high dose male and female mice compromised the ability of this bioassay to further determine the presence or absence of a carcinogenic effect and gave clear evidence that these doses were toxic.

Copies of *Carcinogenesis Studies of 1,1,1,2-Tetrachloroethane in F344/N Rats and B6C3F₁ Mice (Gavage Studies)* (T. R. 237) are available without charge by writing to: NTP Public Information Office, M.D. B2-04, P.O. Box 12233, Research Triangle Park, NC 27709. Telephone: (919) 541-3991. FTS: 629-3991.

Dated: June 3, 1983.

David P. Rall,

Director.

[FR Doc. 83-15043 Filed 6-13-83; 8:45 am]

BILLING CODE 4140-01-M

Small Business Innovation Research Program; Delegation of Authority

Notice is hereby given that in furtherance of the January 28, 1983 delegation of authority by the Secretary of Health and Human Services to the Assistant Secretary for Health (48 FR 11990), the Assistant Secretary for Health has delegated, with authority to redelegate, to the Administrator, Alcohol, Drug Abuse and Mental Health Administration; Director, Centers for Disease Control; Commissioner of Food and Drugs; Director, National Institutes of Health; Director, National Center for Health Services Research /OASH; and the Deputy Assistant Secretary for Population Affairs/OASH, for exercise within their respective jurisdictions, authority to administer a Small Business Innovation Research Program under section 9 of the Small Business Act (15 U.S.C. 638), as amended. The delegation by the Assistant Secretary for Health does not include the following authorities retained by the Secretary: authority to promulgate regulations, establish advisory councils and committees, appoint members to advisory councils and committees, and submit reports to Congress.

In addition, the Assistant Secretary for Health has designated the National Institutes of Health as the lead PHS agency for coordinating implementation of the Small Business Innovation Research Program throughout PHS.

The above delegation became effective June 1, 1983.

Dated: June 1, 1983.

Edward N. Brandt, Jr.,

Assistant Secretary for Health.

[FR Doc. 83-15047 Filed 6-13-83; 8:45 am]

BILLING CODE 4160-17-M

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[F-14837-A and F-14837-EE]

Alaska Native Claims Selection; Modification of Decision

On September 23, 1982, a Decision to Issue Conveyance (DIC) was issued to Beaver Kwit'chin Corporation and published in the *Federal Register* (47 FR 42179-42180, September 24, 1982). The DIC reserved certain easements including EIN 15 D9 and EIN 25 E.

On April 25, 1983, the Interior Board of Land Appeals modified easements EIN 15 D9 and EIN 25 E to allow for year-around foot travel and they now read as follows:

(EIN 15 D9)—An easement twenty-five (25) feet in width for an existing access trail from public lands in Sec. 32, T. 20 N., R. 3 E., Fairbanks Meridian, southerly to Beaver and then on the public lands south of Beaver. The uses allowed are those listed above for a twenty-five (25) foot wide trail easement. The season of use will be limited to winter, except for year-around foot travel.

(EIN 25 E)—An easement twenty-five (25) feet in width for a proposed access trail from trail easement EIN 20 D1 in Sec. 31, T. 19 N., R. 2 E., Fairbanks Meridian, southwesterly to public lands. The uses allowed are those listed above for a twenty-five (25) foot wide trail easement. The season of use will be limited to winter, except for year-around foot travel.

In accordance with Departmental regulation 43 CFR 2650.7(d), notice of this decision is being published once in the *Federal Register* and once a week, for four (4) consecutive weeks in the FAIRBANKS DAILY NEWS MINER.

Except as modified by this decision of September 23, 1983, stands as written.

B. LaVelle Black,

Section Chief, Branch of ANCSA Adjudication.

[FR Doc. 83-150879 Filed 6-13-83; 8:45 am]

BILLING CODE 4310-04-M

[F-19155-2, F-21779-2]

Alaska Native Claims Selection; Modification of Decision

On September 15, 1982, a Decision to Issue Conveyance (DIC) was issued to Doyon, limited and published in the *Federal Register* (47 FR 41216-41218, September 17, 1982; corrected at 47 FR 47327, October 25, 1982). The DIC reserved certain easements including EIN 15 D9.

On April 25, 1983, the Interior Board of Land Appeals modified easement EIN 15 D9 to allow for year-around foot travel and it now reads as follows: (EIN 15 D9) An easement twenty-five (25) feet in width for an existing access trail from public lands in Sec. 32, T. 20 N., R. 3 E., Fairbanks Meridian, southerly to Beaver and then on to public lands to the southwest. The uses allowed are those listed above for a twenty-five (25) feet wide trail easement. The season of use will be limited to winter, except for year-around foot travel.

In accordance with Departmental regulation 43 CFR 2650.7(d), notice of this decision is being published once in the *Federal Register* and once a week, for four (4) consecutive weeks in the *Fairbanks Daily News Miner*.

Except as modified by this decision, the decision of September 15, 1982, stands as written.

B. LaVelle Black,

Section Chief, Branch of ANCSA
Adjudication.

[FR Doc. 83-15890 Filed 6-13-83; 8:45 am]

BILLING CODE 4310-84-M

[INT DEIS 83-41]

Draft, Western Oregon Program— Management of Competing Vegetation, Environmental Impact Statement; Public Meetings and DEIS Availability

AGENCY: Bureau of Land Management,
Interior.

ACTION: Public Meetings on Western
Oregon Program—Management of
Competing Vegetation DEIS.

SUMMARY: Pursuant to Section 102(2)(c) of the National Environmental Policy Act of 1969, the Department of the Interior has prepared a Draft Environmental Impact Statement for Management of Competing Vegetation on lands in western Oregon. The proposal involves implementing a vegetation management program on public lands administered by the Bureau of Land Management.

A limited number of copies are available upon request at the following BLM offices:

Office of Public Affairs, 18th and C
Streets, Washington, D.C. 20240,
Phone (202) 343-5717

Oregon State Office, 825 N.E.

Multnomah, P.O. Box 2965, Portland,
Oregon 97208, Phone (503) 231-6277

Coos Bay District Office, 333 54th Street,
Coos Bay, Oregon 97420, Phone (503)
269-5880

Eugene District Office, 1255 Pearl Street,
Eugene, Oregon 97401, Phone (503)
687-6651

Medford District Office, 3040 Biddle
Road, Medford, Oregon 97501, Phone
(503) 776-4174

Roseburg District Office, 777 NW
Garden Valley Blvd., Roseburg,
Oregon 97470, Phone (503) 672-4491

Salem District Office, 1717 Fabry Road,
S.E., Salem, Oregon 97302, Phone (503)
399-5646

Reading copies will be placed in the
following libraries: Portland State
University, Portland; Oregon State
University, Corvallis; University of

Oregon, Eugene; Chemeketa Community
College, Salem; Lane Community
College, Eugene; Umpqua Community
College, Roseburg; Linn-Benton
Community College, Albany; and public
libraries in: Applegate, Bandon,
Brookings, Canyonville, Coos Bay,
Coquille, Corvallis, Cottage Grove,
Drain, Eugene, Gold Beach, Grants Pass,
Illinois Valley, Klamath Falls, Medford,
Myrtle Creek, North Bend, Oakland, Port
Orford, Reedsport, Riddle, Roseburg,
Salem, Springfield, Sutherlin, Williams,
Winston and Wolf Creek.

Public meetings will be held on the
adequacy, completeness and accuracy
of this environmental impact statement.
Meetings will be held at the following
times and locations:

July 26, 1983, 7:30 p.m., Grants Pass
(County Courthouse)

July 27, 1983, 7:30 p.m., Medford (BLM
District Office)

July 28, 1983, 7:30 p.m., Eugene (City
Council Chambers)

Written comments on the Draft EIS
should be sent to: Oregon State Director,
Bureau of Land Management, c/o Team
Leader, P.O. Box 3227, Salem, Oregon
97302.

Comments should be postmarked on
or before August 15, 1983 to be
considered in preparation of the Final
EIS.

FOR FURTHER INFORMATION CONTACT:
Chuck Hawkins, Salem District Office,
Phone (503) 399-5744.

Dated: June 6, 1983.

Stanley D. Butzer,

Deputy State Director for Lands and
Renewable Resources.

[FR Doc. 83-15895 Filed 6-13-83; 8:45 am]

BILLING CODE 4310-84-M

[U-50114]

Public Lands in Uintah County, Utah Realty Action, State Exchange; Amendment

In *Federal Register* Vol. 48, No. 63, on
Page 13502 in the issue of Thursday,
March 31, 1983 make the following
amendment:

On Page 13502, second column, the
thirty-fourth line *** the values of the
above lands will be determined by using
the, "Methodology for an Alternative
Method of Determining the Value of
Lands for Exchange Containing Oil
Shale and Associated Methods."

For a period of 45 days from the date
of this notice, interested parties may
submit comments to the State Director,
University Club Building, 136 East South
Temple, Salt Lake City, Utah 84111.

Dated: June 7, 1983.

Darrell Barnes,

Chief, Branch of Lands and Minerals
Operations.

[FR Doc. 83-15893 Filed 6-13-83; 8:45 am]

BILLING CODE 4310-84-M

Michigan-Wisconsin; Maps of Public Lands and Minerals; Availability

AGENCY: Bureau of Land Management,
Interior.

ACTION: Availability of BLM Maps of
Public Lands and Minerals.

Notice is hereby given that two new
Bureau of Land Management (BLM)
maps showing the location of public
lands and Federal mineral rights in the
Holland, Michigan and Marinette,
Wisconsin areas, are now available to
the public. The maps prepared as a
result of a Bureau-wide program to map
areas of mineral interests, are published
at the scale of 1:100,000 (one centimeter
= one kilometer) in a format of 1"
longitude by 30' latitude (34 x 60 miles).
They are sold for \$3.25 each.

The new BLM maps are part of a
series of BLM maps which cover
selected areas of the three Lake States.
BLM maps covering northern Minnesota,
northeastern Wisconsin, and western
Upper Michigan have already been
printed and are available to the public.
Additional maps covering northwestern
Wisconsin and Lower Michigan will be
published in the future.

For further information and/or a BLM
map index, contact the Bureau of Land
Management, Duluth Field Office, 125
Federal Building, Duluth, Minnesota
55802, (218) 727-6692, extension 378 or
Bureau of Land Management, Eastern
States Office, 350 South Pickett Street,
Alexandria, Virginia 22304, telephone
(703) 235-2840.

G. Curtis Jones, Jr.,

Eastern States Director.

[FR Doc. 83-15620 Filed 6-13-83; 8:45 am]

BILLING CODE 4310-84-M

Nevada; Filing of Plats of Survey and Order Providing for Opening of lands

June 6, 1983.

1. The Plats of Survey of Lands
described below will be officially filed
at the Nevada State Office, Reno,
Nevada, effective at 10:00 a.m., on
August 1, 1983.

Mount Diablo Meridian, Nevada
T. 38 N., R. 52 1/2 E.

2. The land within the above township
ranges from 6,000 to 6,400 ft. above sea
level and is rolling to mountainous land.

The soil is sandy clay to rocky and is covered with sagebrush and native grass.

Principal users of the area are cattlemen, and access is provided by trail roads. No mineral formations of any consequences were noted during the survey.

Mount Diablo Meridian, Nevada
T. 39 N., R. 52 1/2 E.

3. The land ranges from 6,200 to 7,500 ft. above sea level and is mountainous. The soil varies from sandy loam to rocky. Vegetation consists of sagebrush, buckbrush and native grasses.

Taylor Canyon Creek crosses through the south portion of sec. 24, course NW. Some mining operations are situated throughout the township. Principle users of the township are cattlemen.

Nevada State Highway No. 226 crosses through the township along the north side of Taylor Canyon Creek. Further access to the township is provided by numerous trail roads.

4. Subject to valid existing rights, the provisions of existing withdrawals and classifications, and the requirements of applicable law, the lands are hereby open to such applications and petitions as may be permitted. All such valid applications received at or prior to 10:00 a.m. on August 1, 1983 shall be considered as simultaneously filed at the time. Those received thereafter shall be considered in order of filing.

Inquiries concerning these lands shall be addressed to the Nevada State Office, Bureau of Land Management, 300 Booth Street, P.O. Box 12000, Reno, Nevada 89520.

Wm. J. Malencik,
Chief, Division of Operations.

[FR Doc. 83-15662 Filed 6-13-83; 8:45 am]

BILLING CODE 4310-84-M

[A-17663]

Morelos Dam, Arizona; Proposed Modification and Continuation of Withdrawal Opportunity for Public Hearing

June 8, 1983.

As a result of the review made pursuant to Section 204(1) of the Federal Land Policy and Management Act of 1976, 90 Stat. 2754; 43 U.S.C. 1714, the Bureau of Land Management, Department of the Interior, proposes to continue the subject withdrawal for a period of 50 years. The land was withdrawn for use by the International Boundary and Water Commission in connection with the Mexican Water Treaty of February 3, 1944, and is required to assure flood water passage

and flood control operation of Morelos Dam in accordance with the Treaty.

The existing withdrawal, made by Public Land Order 602 of August 12, 1949, segregates the land from operation of the public land laws, including the mining and mineral leasing laws. It is proposed to modify the withdrawal to open the land to operation of the mineral leasing laws. No other change in the segregative effect of the withdrawal or use of the land is proposed. The following described land is included in the proposed modification:

Gila and Salt River Meridian, Arizona

T. 8 S., R. 24 W.,

Sec. 28, lots 2 and 5; and those portions of lots 3 and 6 lying west of the United States levee,

Containing approximately 19:33 acres in Yuma County.

Notice is hereby given that an opportunity for a public hearing is afforded in connection with the proposed action. All interested persons who desire to be heard on the proposal must submit a written request for a hearing to the undersigned on or before 90 days from date of this publication. Upon determination by the State Director, Bureau of Land Management, that a public hearing will be held, a notice will be published in the *Federal Register* giving the time and place of such hearing. In lieu of or in addition to attendance at a scheduled public hearing, written comments or objections to the proposed action may be filed with the undersigned officer on or before the above designated date.

The authorized officer of the Bureau of Land Management will undertake such investigations as are necessary to determine the existing and potential demand for the land and its resources, and will review the withdrawal's justification to ensure that continuation or modification would be consistent with the statutory objectives of the programs for which the land is dedicated; the area involved is the minimum essential to meet the desired needs; the maximum concurrent utilization of the land is provided for and an agreement is reached on the concurrent management of the land and its resources. The authorized officer will also prepare a report for consideration by the Secretary of the Interior, the President, and Congress, who will determine whether or not the withdrawal will be continued or modified, and if so, for how long. The final determination will be published in the *Federal Register*. The existing withdrawal will continue until such final determination is made.

All communications in connection with this proposed action should be addressed to the undersigned officer, Bureau of Land Management, Department of the Interior, 2400 Valley Bank Center, Phoenix, Arizona, 85073.

Mario L. Lopez,

Chief, Branch of Lands and Minerals Operations.

[FR Doc. 83-15668 Filed 6-13-83; 8:45 am]

BILLING CODE 4310-84-M

National Park Service

Capitol Reef National Park

AGENCY: National Park Service, Interior.

ACTION: Notice of Availability for the Record of Decision on the Final Environmental Impact Statement and Statement of Findings for the General Management Plan, Capitol Reef National Park.

SUMMARY: Pursuant to regulations promulgated by the Council on Environmental Quality, 40 CFR 1505.2 (1982) and the implementing procedures of the National Park Service for the National Environmental Policy Act of 1969, 40 CFR Part 1501 *et seq.* (1982), the Department of the Interior has prepared a Record of Decision on the Final Environmental Statement for the General Management Plan for Capitol Reef National Park, Utah.

The Record of Decision is a concise statement of what decisions were made, what alternatives were considered and that acceptable mitigating measures were developed in order to avoid or minimize environmental impacts.

ADDRESSES: The Record of Decision may be obtained from the Superintendent, Capitol Reef National Park, Torrey, Utah 84775 or Regional Director, Rocky Mountain Region, National Park Service, 655 Parfet St., Post Office Box 25287, Denver, Colorado 80225. Copies of the document are available for review at the locations noted above.

Dated: June 3, 1983.

Lorraine Mintzmyer,
Regional Director, Rocky Mountain Region.

[FR Doc. 83-15629 Filed 6-13-83; 8:45 am]

BILLING CODE 4310-70-M

National Register of Historic Places; Notification of Pending Nominations

Nominations for the following properties being considered for listing in the National Register were received by the National Park Service before June 3, 1983. Pursuant to § 60.13 of 36 CFR Part 60 written comments concerning the

significance of these properties under the National Register criteria for evaluation may be forwarded to the National Register, National Park Service, U.S. Department of the Interior, Washington, D.C. 20243. Written comments should be submitted by June 29, 1983.

Carol D. Shull,

Chief of Registration, National Register.

ALABAMA

Jefferson County

Birmingham, Woodward Building, 1927 1st Ave. N.

Leeds, Southern Railroad Depot, 933 Thornton Ave., N.E.

ARKANSAS

Union County

El Dorado, Municipal Building, 204 N. West Ave.

El Dorado, Union County Courthouse, Union Sq.

CALIFORNIA

Los Angeles County

Pasadena, Bowen Court (Bungalow Courts of Pasadena TR), 539 E. Villa St.

Pasadena, Colonial Court (Bungalow Courts of Pasadena TR), 291—301 N. Garfield Ave.

Pasadena, Cottage Court (Bungalow Courts of Pasadena TR), 842—854 S. Margengo Ave.

Pasadena, Court (Bungalow Courts of Pasadena TR), 744—756 1/2 S. Marengo Ave.

Pasadena, Court (Bungalow Courts of Pasadena TR), 497—503 1/2 N. Madison Ave.

Pasadena, Court (Bungalow Courts of Pasadena TR), 732—744 Santa Barbara St.

Pasadena, Cypress Court (Bungalow Courts of Pasadena TR), 623—641 N. Madison Ave.

Pasadena, Don Carlos Court (Bungalow Courts of Pasadena TR), 374—386 S. Marengo Ave.

Pasadena, Euclid Court (Bungalow Courts of Pasadena TR), 545 S. Euclid Ave.

Pasadena, Haskett Court (Bungalow Courts of Pasadena TR), 824—834 E. California Blvd.

Pasadena, Las Casitas Court (Bungalow Courts of Pasadena TR), 656 N. Summit Ave.

Pasadena, Marengo Gardens (Bungalow Courts of Pasadena TR), 982, 988, 990 S. Margengo Ave. and 221—2341 Ohio St.

Pasadena, Mission Court (Bungalow Courts of Pasadena TR), 567 N. Oakland Ave.

Pasadena, Orange Grove Court (Bungalow Courts of Pasadena TR), 745 E. Orange Grove Blvd.

Pasadena, Palmetto Court (Bungalow Courts of Pasadena TR), 100 Palmetto Dr.

Pasadena, Rose Court (Bungalow Courts of Pasadena TR), 449—457 S. Hudson Ave.

Pasadena, Sara-Thel Court (Bungalow Courts of Pasadena TR), 618—630 S. Marengo Ave.

Madoc County

Alturas, Sacred Heart Catholic Church, 507 E. 4th St.

Tuolumne County

Sonora, City Hotel, 145 S. Washington St.

CONNECTICUT

Fairfield County

Shelton, Commodore Hull School, 130 Oak Ave.

Hartford County

Hartford, Sts. Cyril and Methodius Church, 63 Governor St.

Simsbury, Heublein Tower, Talcott Mountain State Park

Litchfield County

Litchfield vicinity, Bull, Capt. William, Tavern, CT 202

Middlesex County

Middletown, Main Street Historic District, Roughly Main St. between College and Hartford Ave.

New Haven County

New Haven, Quinnipiac Brewery, 19—23 River St.

Waterbury, Elton Hotel, 16—30 W. Main St. Waterbury, Palace Theater, 86—110 E. Main St.

New London County

Salem, Tiffany, Simon, House, Darling Rd.

GEORGIA

Fulton County

Atlanta, Atlanta City Hall, 68 Mitchell St. S.W.

ILLINOIS

Lake County

Highland Park, North Shore Sanitary District Tower (Highland Park M R A), Cary Ave.

INDIANA

Cass County

Logansport, Ferguson, House, 803 E. Broadway

Dubois County

Ferdinand, Convent Immaculate Conception Historic District, 802 E. 10th St.

Hendricks County

Danville, Hendricks County Jail and Sheriff's Residence, 170 S. Washington St.

Marion County

Indianapolis, Jordan, Arthur, Memorial Hall, 4600 Sunset Ave.

Marshall County

Plymouth, Marshall County Court House, 117 W. Jefferson St.

Putnam County

Greencastle, Nelson, F. P., House, 701 E. Seminary

Tippecanoe County

Lafayette, Marian Apartments, 615 North St.

IOWA

Scott County

Davenport, Hose Station No. 7 (Davenport M R A), 1354 W. 4th St.

KENTUCKY

Fleming County

Flemingsburg vicinity, Mogowan, Abraham, House, Maddox Pike

Mason County

Maysville, Maysville-Aberdeen Bridge, Spans Ohio River between Maysville, KY, and Aberdeen, OH

Woodford County

Midway vicinity, Shipp House, Aiken Rd.

LOUISIANA

Claiborne Parish

Homer, Copers-McKenzie House, N. 5th St.

East Baton Rouge Parish

Baton Rouge, Barthel Pigeonnier (Magnolia Mound Plantation), 2161 Nicholson Dr.

NEBRASKA

Dawes County

Chadron, Crites Hall (Chadron State College Historic Buildings TR), 10 and Main Sts.

Chadron, Library (Chadron State College Historic Buildings TR), 10 and Main Sts.

Chadron, Miller Hall (Chadron State College Historic Buildings TR), 10 and Main Sts.

Chadron, Sparks Hall (Chadron State College Historic Buildings TR), 10 and Main Sts.

Chadron, Work, Edna, Hall (Chadron State College Historic Buildings TR), 10 and Main Sts.

NEW JERSEY

Hunterdon County

Lambertville, Lambertville Historic District, NJ 29 and NJ 179

Ocean County

Beach Haven, Beach Haven Historic District (Beach Haven MRA), Roughly bounded by Bay and Atlantic Aves., Pearl and 3rd Sts.

Beach Haven, Converse Cottage (Beach Haven MRA), 504 Atlantic Ave.

Beach Haven, Williams, Dr. Edward H., House (Beach Haven MRA), 506 S. Atlantic Ave.

NEW MEXICO

Santa Fe County

Santa Fe, Laboratory of Anthropology, 708 Camino Lejo

NEW YORK

Albany County

Albany, Quackenbush Pumping Station, Albany Water Works, Quackenbush Sq.

Chenango County

Afton, Main Street Historic District, 169-191 and 158-180 Main St.

Erie County

Buffalo, Fosdick-Masten Park High School, Masten Ave. and E. North St.

Kings County

Brooklyn, Albemarle-Kenmore Terraces Historic District, Albemarle Terrace, Kenmore Terrace, and E. 21st St.

Monroe County

Rochester, *East High School*, 410 Alexander St.

Mongomery County

Amsterdam, *Vrooman Avenue School*, Vrooman Ave.

Nassau County

Massapequa, *Grace Church Complex (Old)*, Merrick and Dover Rds.

Wantagh, *Wantagh Railroad Complex*, 1700 Wantagh Ave.

New York County

New York, *Houses at 208-218 East 78th Street*, 208-218 E. 78th St.

New York, *MacDougal-Sullivan Gardens Historic District*, 74-96 MacDougal St.; 170-188 Sullivan St.

New York, *Racquet and Tennis Club Building*, 370 Park Ave.

New York, *Rogers, John S., House*, 55 E. 79th St.

Schenectady County

Schenectady, *Franklin School*, Ave. B and Mason St.

Ulster County

Wallkill vicinity, *Crowell, J. B., and Son Brick Mould Mill Complex*, Lippencott Rd.

NORTH CAROLINA**Wake County**

Raleigh, *Lane-Bennett House*, 7438 Ebenezer Church Rd.

OHIO**Brown County**

Aberdeen, *Maysville-Aberdeen Bridge*, Spans Ohio River between Maysville, KY, and Aberdeen, OH

Butler County

Hamilton, *Dayton-Campbell Historic District*, Roughly bounded by Buckeye, High, 6th, and 11 Sts.

Hamilton County

Cincinnati, *Main and Third Street Cluster*, 300-302, 304-306 Main St., and 208-210 E. 3rd St.

OKLAHOMA**Payne County**

Stillwater, *Hoke Building (Commercial Buildings in Stillwater TR)*, 121 W. 7th Ave.

Stillwater, *Selph Building (Commercial Buildings in Stillwater TR)*, 119 W. 7th Ave.

Stillwater, *Walker Building (Commercial Buildings in Stillwater TR)*, 117 W. 7th Ave.

PENNSYLVANIA**Bucks County**

Solebury, *Phillips Mill Historic District*, River Rd. between Limeport and Chapel Rd.

Chester County

New London vicinity, *Thompson Farm*, 632 Chambers Rock Rd.

Strafford, *Gramond*, 95 Crestline Rd.

Erie County

Erie, *Watson-Curtze Mansion*, 356 W. 6th St.

Lancaster County

Lancaster, *New Era Building*, 39-41 N. Queen St.

Lancaster, *Stevens High School*, W. Chestnut and Charlotte Sts.

Montgomery County

Glenside, *Keswick Theatre*, 291 Keswick Ave.

Philadelphia County

Philadelphia, *Frank, Henry S., Memorial Synagogue*, York and Tabor Rds.

Pike County

Milford, *Forester's Hall*, Broad and Hartford Sts.

Westmoreland County

Irwin vicinity, *Fullerton Inn*, 11029 Old Trail Rd.

Laughlintown, *Compass Inn*, U.S. 30

Youngstown vicinity, *Kingston House*, U.S. 30

PUERTO RICO**San Juan County**

Rio Piedras, *University of Puerto Rico Tower and Quadrangle*, Ponce de Leon Ave.

TENNESSEE**Bradley County**

Cleveland, *U.S. Post Office*, 155 Broad St. N.W.

Henderson County

Lexington, *Edwards, Thompsie, House*, 113 Main St.

Knox County

Knoxville, *Park City Junior High School*, 523 Bertrand St.

Marion County

South Pittsburg vicinity, *Primitive Baptist Church of Sweeten's Cove*, Sweden Cove Rd.

Maury County

Cross Bridges vicinity, *Vine Hill*, Sawdust Rd.

Shelby County

Memphis, *Scimitar Building*, 179 Madison Ave.

Memphis, *Stratton, Leslie M., YMCA*, 245 Madison Ave.

TEXAS**Collin County**

Farmersville, *Aston Building*, 113 S. Main St.

Harris County

Houston, *Main Street/Market Square Historic District*, Roughly bounded by Buffalo Bayou, Fannin, Texas, and Milam Sts.

Tom Green County

San Angelo, *Rackley, J.J., Building*, 118 S. Chadbourne

WISCONSIN**Iowa County**

Highland vicinity, *Gottschall Site (471a80)*

La Crosse County

La Crosse, *Chase, Dr. H. H., and Henry G. Wohlhuter Bungalows*, 221 and 223 S. 11th St.

Onalaska vicinity, *Sand Lake Site (47Lc44)*

Ozaukee County

Grafton, *Cedarburg Woolen Co. Worsted Mill (Mills of Grafton TR)*, 1350 14th Ave.
Grafton, *Grafton Flour Mill (Mills of Grafton TR)*, 1300 14th Ave.

Washington County

West Bend vicinity, *St. Peter's Church*, 1010 Newark Dr.

[FR Doc. 83-15603 Filed 6-13-83; 8:45 am]

BILLING CODE 4310-70-M

INTERNATIONAL DEVELOPMENT COOPERATION AGENCY**Agency for International Development****President's Task Force on International Private Enterprise Agency for International Development; Meeting**

Pursuant to the Federal Advisory Committee Act, notice is hereby given of a meeting sponsored by the President's Task Force on International Private Enterprise which will be held June 27 and 28 at the Agency for International Development, U.S. Department of State.

This will be the second meeting of the Task Force.

The meeting will be open to the public. Any interested person may attend, request to appear before, or file statements with the Task Force in accordance with procedure established by the Task Force. Written statements should be filed prior to the meeting and should be available in twenty-five copies.

There will be an AID representative at the meeting. It is suggested that those desiring further information contact Birge Watkins, Executive Director on (202) 632-8244 or by mail c/o The President's Task Force on International Private Enterprise, Agency for International Development Room 3328, Washington, D.C. 20523.

Dated: June 2, 1983.

Elise du Pont,

Assistant Administrator, Bureau for Private Enterprise.

[FR Doc. 83-15801 Filed 6-13-83; 8:45 am]

BILLING CODE 6116-01-M

INTERSTATE COMMERCE COMMISSION

Motor Carriers; Permanent Authority Decisions; Decision-Notice

Correction

In FR Doc. 83-13573 beginning on page 22813 in the issue of Friday, May 20, 1983, make the following corrections:

On page 22814, center column, MC 160200 (Sub-7), Hoffman Transfer, Inc., line 12, "IA" should have read "LA". Also, in line 14, "NM" should have read "MN".

BILLING CODE 1505-01-M

Motor Carriers; Approved Exemptions

AGENCY: Interstate Commerce Commission.

ACTION: Notice of approved exemptions.

SUMMARY: The motor carriers shown below have granted exemptions pursuant to 49 U.S.C. 11343(e), and the Commission's regulations in Ex Parte No. 400 (Sub-No. 1), Procedures for Handling Exemptions Filed by Motor Carriers of Property Under 49 U.S.C. 11343, 367 L.C.C. 113 (1982), 47 FR 53303 (November 24, 1982).

DATES: These exemptions will be effective on July 14, 1983. Petitions for reconsideration must be filed by July 5, 1983. Petitions for stay must be filed by June 24, 1983.

FOR FURTHER INFORMATION CONTACT: Warren C. Wood, (202) 275-7977.

SUPPLEMENTARY INFORMATION: For further information, see the decision(s) served concurrently in the proceeding(s) listed below. To purchase a copy of the full decision contact: TS Infosystems, Inc., Room 227, 12th and Constitution Ave., NW, Washington, DC 20423; or call (202) 289-4357 in the DC metropolitan area; (800) 424-5403 Toll-free outside the DC area.

Agatha L. Mergenovich,
Secretary.

[No. MC-15177]

Presto Transportation, Inc.—Purchase Exemption—Shoemaker Trucking Company (Loren Wetzel, Trustee-in-Bankruptcy)

ADDRESSES: Send pleadings to:

- (1) Motor Section, Room 2139, Interstate Commerce Commission, Washington, DC 20423; and
- (2) Petitioner's Representative: David E. Sishney, P.O. Box 837, Boise, ID 83701.

Pleadings should refer to No. MC-F-15177.

Decided: June 6, 1983.

Under 49 U.S.C. 11343(e), the Interstate Commerce Commission exempts from the requirement of prior review and approval under 49 U.S.C. 11343(e), the purchase by Presto Transportation, Inc. of the authorities issued to Shoemaker Transportation Company in No. MC-138875 Sub-Nos. 266F, and 305 and paragraph 59 of Sub-No. 312X, which involves the transportation of such commodities as are dealt in by drug and discount stores between counties in 7 States and points in the United States, as well as authority to transport plastic and plastic articles, food, and such commodities as are dealt in by retail, gift and curio stores and catalog distribution centers on an equally limited radial basis.

By the Commission, Division 1, Commissioners Andre, Taylor, and Sterrett. Commissioner Taylor is assigned to this Division for the purpose of resolving tie votes. Since there was no tie in this matter, Commissioner Taylor did not participate.

[No. MC-F-15207]

Motrix Transportation, Ltd.—Purchase Exemption—Melgaard Freight Systems, Ltd.

ADDRESSES: Send pleadings to:

- (1) Motor Section, Room 2139, Interstate Commerce Commission, Washington, DC 20423; and
- (2) Petitioner's representative: Michael D. Duppenhaler, 211 South Washington Street, Seattle, WA 98104.

Pleadings should refer to No. MC-F-15207.

Decided: June 6, 1983.

Under 49 U.S.C. 11343(e), the Interstate Commerce Commission exempts from the requirement of prior review and approval under 49 U.S.C. 11343(a)(1), and (3), the purchase by E. M. Brooks Transport Ltd., a wholly owned subsidiary of Motrix Transportation, Ltd. (MC-154912), of certain property and all of the interstate operating authority of Melgaard Freight Systems, Ltd. (MC-154304), which allows transportation of machinery, construction materials and supplies, metal and metal products, between points on the Washington, Idaho, and Montana, on the one hand, and on the other, points in Washington, Oregon, Idaho, California, Nevada, Arizona, Colorado, Wyoming, Montana, Texas, Oklahoma, New Mexico, Utah, Kansas, Nebraska, North Dakota, and South Dakota, and the subsequent merger of Brooks with Motrix after the purchase has been consummated.

By the Commission, Division 1, Commissioners Andre, Taylor, and Sterrett. Commissioner Taylor is assigned to this Division for the purpose of resolving tie

votes. Since there was no tie in this matter, Commissioner Taylor did not participate.

[FR Doc. 83-15048 Filed 6-13-83; 6:45 am]

BILLING CODE 7035-01-M

[No. MC-C-10854]

Motor Carriers; Laidlaw Transport Limited—Canadian Gateways—Petition for Declaratory Order

AGENCY: Interstate Commerce Commission.

ACTION: Notice of filing of petition for a declaratory order and alternative request for institution of rulemaking proceeding.

SUMMARY: Petitioner seeks a declaratory order determining (1) whether it may lawfully join two separate United States certificated operating authorities, each restricted against tacking and each authorizing operations between a point on the United States-Canada International Boundary line and a point in the United States, by using Canadian Provincial operating authority as a bridge between them in order to perform through United States domestic transportation from a service point in one U.S. authority to a service point in the other; and, (2) if the operations described in (1) are lawful, whether it can perform a direct service over any available U.S. route between a U.S. service point origin in one U.S. authority and a U.S. service point destination in the other U.S. authority, thereby eliminating the U.S.-Canada gateways, under the Commission's gateway elimination regulations at 49 CFR 1042. If the Commission finds such direct operations not permissible under the gateway elimination regulations, petitioner requests initiation of a rulemaking proceeding to modify the regulations to authorize such operations.

DATES: Written comments are due 30 days from the date of publication of this notice in Federal Register.

ADDRESSES: Send an original and eight copies of comments to: MC-C-10854, Room 2203, Office of the Secretary, Interstate Commerce Commission, Washington, DC 20423.

Send one copy of comments to petitioner's representative: Harold G. Hernly, Jr., P.O. Box 19143, Alexandria, VA 22320.

FOR FURTHER INFORMATION CONTACT:

Joseph B. O'Malley, Jr., (202) 275-7928; or

Howell I. Sporn, (202) 275-7691.

SUPPLEMENTARY INFORMATION: The first issue presented here is whether Canadian operating authority can serve

as a bridge between two United States certificated authorities restricted against tacking in order to allow a through service not otherwise permitted between various points in the United States. That is, may a carrier originate a shipment at one point in the United States under a U.S. operating certificate for transportation to the United States-Canada International Boundary line, join with Canadian authority at that point for movement through Canada to another point¹ on the International Boundary line, and join again with a second U.S. authority for delivery to a point in the United States?

In support of its argument that such operations are lawful, petitioner points out that, notwithstanding the restrictions against joinder, the certificates in question do authorize transportation in foreign commerce, which transportation must necessarily involve joinder of United States and Canadian authorities at a common service point on the International Boundary line. Petitioner acknowledges the Commission's long-standing prohibition against joining two restricted authorities with an unrestricted authority as a bridge in order to negate the effect of the restrictions, but it argues that inasmuch as the Canadian authority is beyond the jurisdiction of the Commission, there is no "recognizable" bridging of the restricted authorities. It contends that the Commission can be concerned only with the two United States authorities. It concludes that there is no restriction against tacking under the circumstances presented and that actual operation by Laidlaw through Canada is a lawful service.

The second issue is, assuming the ability to provide the indirect service described above, whether petitioner can avail itself of the Commission's gateway elimination rules at 49 CFR 1042 to provide a direct service between United States points without the necessity of operating through or to Canada at all. Petitioner points out that three factors must be present for gateway elimination under the language of 49 CFR 1042.12: (1) separate grants of authority, (2) one or more grants of irregular-route authority, and (3) a common service point at which the authorities can lawfully be tacked to perform through service. Petitioner contends that all three factors are in fact present under the circumstances it describes.

The petition seeks a declaratory order as to whether the described indirect

operations through Canada are lawful, and, if so, whether, direct service between United States points is permissible under the Commission's gateway elimination rules. Petitioner argues that both types of operations are permissible under existing statutes and regulations, but if the Commission should determine otherwise, it requests modification of Commission regulations through rulemaking specifically to permit such operations.

No oral hearing is contemplated. Any person, including petitioner, desiring to participate in this proceeding shall file with the Commission an original and eight copies of written representations, views, or arguments. A copy of each representation also must be served on petitioner's representative.

Written material submitted will be available for public inspection at the Office of the Interstate Commerce Commission, 12th Street and Constitution Avenue, N.W., Washington, D.C. during regular business hours.

Notice to the general public of this matter will be given by depositing a copy of this notice in the Office of the Secretary of the Commission for public inspection and by filing a copy with the Director, Office of the Federal Register.

By the Commission, Heber P. Hardy,
Director, Office of Proceedings.
Agatha L. Mergenovich,
Secretary.

[FR Doc. 83-15046 Filed 6-13-83; 8:45 am]
BILLING CODE 7035-01-M

Motor Carriers; Permanent Authority Decisions; Decision-Notice

Motor Common and Contract Carriers of Property (except fitness-only); Motor Common Carriers of Passengers (public interest); Freight Forwarders; Water Carriers; Household Goods Brokers. The following applications for motor common or contract carriers of property, water carriage, freight forwarders, and household goods brokers are governed by Subpart A of Part 1160 of the Commission's General Rules of Practice. See 49 CFR Part 1160, Subpart A, published in the Federal Register on November 1, 1982, at 47 FR 49583, which redesignated the regulations at 49 CFR 1100.251, published in the Federal Register December 31, 1980. For compliance procedures, see 49 CFR 1160.19. Persons wishing to oppose an application must follow the rules under 49 CFR Part 1160, Subpart B.

The following applications for motor common carriage of passengers, filed on or after November 19, 1982, are governed by Subpart D or 49 CFR Part

1160, published in the Federal Register on November 24, 1982 at 47 FR 53271. For compliance procedures, see 49 CFR 1160.86. Carriers operating pursuant to an intrastate certificate also must comply with 49 U.S.C. 10922(c)(E). Persons wishing to oppose an application must follow the rules under 49 CFR Part 1160, Subpart E. In addition to fitness grounds, these applications may be opposed on the grounds that the transportation to be authorized is not consistent with the public interest.

Applicant's representative is required to mail a copy of an application, including all supporting evidence, within three days of a request and upon payment to applicant's representative of \$10.00.

Amendments to the request for authority are not allowed. Some of the applications may have been modified prior to publication to conform to the Commission's policy of simplifying grants of operating authority.

Findings

With the exception of those applications involving duly noted problems (e.g., unresolved common control, fitness, water carrier dual operations, or jurisdictional questions) we find, preliminarily, that each applicant has demonstrated that it is fit, willing, and able to perform the service proposed, and to conform to the requirements of Title 49, Subtitle IV, United States Code, and the Commission's regulations.

We make an additional preliminary finding with respect to each of the following types of applications as indicated: common carrier of property—that the service proposed will serve a useful public purpose, responsive to a public demand or need; water common carrier—that the transportation to be provided under the certificate is or will be required by the public convenience and necessity; water contract carrier, motor contract carrier of property, freight forwarder, and household goods broker—that the transportation will be consistent with the public interest and the transportation policy of section 10101 of chapter 101 of Title 49 of the United States Code.

These presumptions shall not be deemed to exist where the application is opposed. Except where noted, this decision is neither a major Federal action significantly affecting the quality of the human environment nor a major regulatory action under the Energy Policy and Conservation Act of 1975.

In the absence of legally sufficient opposition in the form of verified statements filed on or before 45 days

¹ Petitioner indicates that actual movement in Canada may be more theoretical than actual, inasmuch as only one point on the Boundary line may be involved.

from date of publication (or, if the application later becomes unopposed), appropriate authorizing documents will be issued to applicants with regulated operations (except those with duly noted problems) and will remain in full effect only as long as the applicant maintains appropriate compliance. The unopposed applications involving new entrants will be subject to the issuance of an effective notice setting forth the compliance requirements which must be satisfied before the authority will be issued. Once this compliance is met, the authority will be issued.

Within 60 days after publication an applicant may file a verified statement in rebuttal to any statement in opposition.

To the extent that any of the authority granted may duplicate an applicant's other authority, the duplication shall be construed as conferring only a single operating right.

Note.—All applications are for authority to operate as a motor common carrier in interstate or foreign commerce over irregular routes, unless noted otherwise. Applications for motor contract carrier authority are those where services is for a named shipper "under contract." Applications filed under 49 U.S.C. 10922(c)(2)(B) to operate in intrastate commerce over regular routes as a motor common carrier of passengers are duly.

Please direct status inquiries about the following to Team Two at (202) 275-7293.

Volume No. OP2-260

Decided: June 3, 1983.

By the Commission, Review Board Member Joyce, Williams, and Dowell.

MC 107002 (Sub-595), filed April 25, 1983. Applicant: MILLER TRANSPORTERS, INC., P.O. Box 1123, Jackson, MS 39205. Representative: Harold D. Miller, Jr., 17th Fl., Deposit Guaranty Plaza, P.O. Box 22567, Jackson, MS 39205, 601-948-5711. Transporting (1) *Petroleum, natural gas and their products*, (2) *pulp and paper mill products*, (3) *chemicals and related products*, (4) *cement and related products*, (5) *naval stores and related products*, and (6) *Vegetable oil and related products*, between points in the U.S. (except AK and HI), under continuing contract(s) with persons who are engaged in business as manufacturers, processors, distributors, or dealers of petroleum, natural gas, pulp and paper mill products, chemicals, cement, naval stores and vegetable oils.

MC 143553 (Sub-20), filed May 20, 1983. Applicant: CONTINENTAL TRANSPORT SYSTEMS, INC., 35 Main St., Versailles, CT 06383. Representative: Ronald I. Shapss, 450 Seventh Ave., New York, NY 10123, (212) 239-4610.

Transporting *general commodities* (except classes A and B explosives, household goods, and commodities in bulk), between points in the U.S. (except AK and HI).

MC 155022 (Sub-7), filed May 25, 1983. Applicant: PROCHNOW FARMS, INC., Rt. 5, Medford, WI 54451. Representative: James A. Spiegel, Olde Towne Office Park, 8333 Odana Rd., Madison, WI 53719, (608) 273-1003. Transporting (1) *such commodities* as are dealt in by manufacturers and distributors of animal feeds and farm supplies, (2) *such commodities* as are dealt in or used in the manufacture, sale and distribution of building products, and (3) *lumber and wood products*, between points in the U.S. (except AK and HI). Condition: Upon issuance of the authority above, applicant's Permits in MC 155022 and Sub-Nos. 1 and 4, issued May 19, 1982, November 23, 1982, and January 7, 1983, respectively, will be canceled.

Note.—Applicant seeks to convert its contract carrier authority to common carrier authority.

MC 167972, filed May 18, 1983. Applicant: WALKER TRUCKING, INC., 10201 West Beaver St., Lot 89, Jacksonville, FL 32220. Representative: Sol H. Proctor, 1101 Blackstone Bldg., Jacksonville, FL 32202, (904) 602-2300. Transporting *general commodities* (except classes A and B explosives and household goods), between points in FL, on the one hand, and, on the other, points in FL, GA, SC, NC, VA, AL, MS, LA, TN, KY, OH, and MI.

Please direct status inquiries about the following to Team 4 at (202) 275-7669.

Volume No. OP4-348

Decided: June 7, 1983.

By the Commission, Review Board No. 2, Members Carleton, Williams and Ewing.

MC 164886, filed May 9, 1983. Applicant: STEVEN E. BECHTOLD, d.b.a. BECHTOLD TRUCKING, 10 Charleroi, Lake St. Louis, MO 63367. Representative: John M. Hessel, 611 Olive St., Suite 1400, St. Louis, MO 63101, (314) 231-5833. Transporting *food and related products*, (a) between points in Lion County, MN, and Salina County, KS, on the one hand, and, on the other, points in the U.S. (except AK and HI), and (b) between St. Louis, MO, and points in St. Charles County, MO, on the one hand, and, on the other, points in KS, MO, IA, CO, IL, NE, and MN, and (2) *lubricating oils*, between St. Louis, MO, and points in St. Charles County, MO, on the one hand, and, on the other, points in KS, MO, IA, CO, IL, NE, and MN.

Please direct status inquiries about the following to Team 5 at (202) 275-7289.

Volume No. OP5-270

Decided: June 3, 1983.

By the Commission, Review Board Members Parker, Joyce, and Dowell.

FF-699, filed May 25, 1983. Applicant: SINCLAIR INTERNATIONAL REMOVALS, INC., 2427 Windward Way, Naples, FL 33940. Representative: Norman S. Sinclair (same address as applicant), 813-261-7215. As a *freight forwarder* in connection with the transportation of *used household goods, unaccompanied baggage and used automobiles*, between points in the U.S.

MC 41098 (Sub-111), filed May 25, 1983. Applicant: GLOBAL VAN LINES, INC., Number One Global Way, Anaheim, CA 92803. Representative: Alan F. Wohlstetter, 1700 K Street, NW., Washington, DC 20006, (202) 833-8884. Transporting *general commodities* (except classes A and B explosives, and commodities in bulk), between points in the U.S., under continuing contract(s) with ITOFCA, Inc., and ITOFCA Consolidators, Inc., of Downers Grove, IL and their subsidiaries.

MC 76429, (Sub-10), filed May 23, 1983. Applicant: STEWART TRUCK LINE, INC., P.O. Box 109, Dry Ridge, KY 41035. Representative: William L. Willis, Suite 702, McClure Bldg., Frankfort, KY 40601, 502-227-7384. Transporting *general commodities* (except classes A and B explosives, household goods, and commodities in bulk), between points in Grant County, KY, on the one hand, and, on the other, points in the U.S. (except AK and HI).

Note.—Applicant intends to tack with its existing regular-route authority.

MC 79658 (Sub-79), filed May 23, 1983. Applicant: ATLAS VAN LINES, INC., 1212 St. George Road, P.O. Box 509, Evansville, IN 47711. Representative: Michael L. Harvey (same address as applicant), (812) 424-2222. Transporting *household goods*, between points in the U.S. (except AK and HI), under continuing contract(s) with Rockwood Insurance Company, of Rockwood, PA.

MC 140429 (Sub-3), filed May 23, 1983. Applicant: WILLIAM F. HOOPS, INC., 440 N. Keyser Ave., Deshler, OH 43516. Representative: A. Charles Tell, 100 E. Broad St., Columbus, OH 43215, (614) 228-1541. Transporting *general commodities* (except classes A and B explosives, household goods and commodities in bulk), between points in the U.S. (except AK and HI), under continuing contract(s) with (1) Cresset Chemical Co., of Weston, OH, and (2)

Metal Forge Company, of Columbus, OH.

MC 146388 (Sub-1), filed May 23, 1983. Applicant: GRANTSKI GRAIN CORPORATION, P.O. Box 158, Beaver Crossing, NE 68313. Representative: Max H. Johnston, P.O. Box 6597, Lincoln, NE 68506, 402-488-4841. Transporting *food and related products*, between points in AR, MO, TX, IA, and NE, on the one hand, and, on the other, points in ID and UT.

MC 150388 (Sub-4), filed May 23, 1983. Applicant: BOSS TRANSPORTATION CO., INC., P.O. Box 280, Airport Industrial Parkway, Diaz, AR 72043. Representative: Don Garrison P.O. Box 1065, Fayetteville, AR 72702, (501) 521-8121. Transporting *general commodities* (except classes A and B explosives, household goods and commodities in bulk), between points in the U.S. (except AK and HI), under continuing contract(s) with Wal-Mart Stores, Inc., of Bentonville, AR; Distribution Service of U.S., Inc., of Diaz, AR, and, United Freight, Inc., of Morrow, GA.

MC 153198 (Sub-3), filed May 23 1983. Applicant: VELVET TRANSPORTATION, INC., 7170 E. Main St., Suite 216, Reynoldsburg, OH 43068. Representative: Harold L. Miller (same address as applicant), (614) 863-0022. Transporting *general commodities* (except classes A and B explosives, household goods and commodities in bulk), between points in the U.S. (except AK and HI).

Volume No. OP5-273

Decided: June 2, 1983.

By the Commission, Review Board Members Dowell, Carleton, and Parker.

MC 41098 (Sub-108), filed May 11, 1983. Applicant: GLOBAL VAN LINES, INC., One Global Way, Anaheim, CA 92803. Representative: Alan F. Wohlstetter, 1700 K St., NW., Washington, DC 20006 (202) 833-8884. Transporting *household goods* between points in the U.S., under continuing contract(s) with National Steel Corporation, of Pittsburgh, PA, and its subsidiaries.

MC 41098 (Sub-110), filed May 20, 1983. Applicant: GOBAL VAN LINES, INC., One Global Way, Anaheim, CA 92803. Representative: Alan F. Wohlstetter, 1700 K St., NW., Washington, DC 20006 (202) 833-8884. Transporting *household goods*, between points in the U.S., under continuing contract(s) with Geo. A. Hormel & Company, of Austin, MN and its subsidiaries.

MC 41098 (Sub-112), filed May 25, 1983. Applicant: GOBAL VAN LINES,

INC., # One Global Way, Anaheim, CA 92803. Representative: Alan F. Wohlstetter, 1700 K St., NW., Washington, DC 20006, 202-833-8884. Transporting *general commodities* (except classes A and B explosives, and commodities in bulk), between points in the U.S. under continuing contract(s) with Minnesota Mining and Manufacturing Co. of St. Paul, MN and its subsidiaries.

MC 138068 (Sub-10), filed January 28, 1983. Published initially in the *Federal Register* on March 1, 1983. (Republication). Applicant: WAREHOUSE TRANSPORTATION COMPANY, INC., P.O. Box 84, 1052 S. Main St., Urbana, OH 43078. Representative: Robert E. Tucker, P.O. Box 14072, Cincinnati, OH 45214, 513-621-1200. Transporting *general commodities* (except classes A and B explosives, household goods, and commodities in bulk), between points in the U.S. (except AK and HI), under continuing contract(s) with Bristol-Myers Company of New York, NY, and its subsidiaries Bristol Laboratories, Syracuse, NY; Bristol-Myers Production Division, Hillside, NJ; Clairol, Inc., Stamford, CT; The Drackett Company, Cincinnati, OH; Mead Johnson and Company, Evansville, IN; Pelton and Crane, Charlotte, NC; Unitek, Inc., Monrovia, CA; Westwood Pharmaceuticals, Buffalo, NY, and Zimmer, Inc., Warsaw, IN.

Note.—This application is modified to show the specified subsidiaries.

MC 142958 (Sub-5), filed May 10, 1983. Applicant: EMERGENCY MEDICAL DELIVERIES, INCORPORATED 230 Arco Dr., Toledo, OH 43607. Representative: Michael M. Briley, P.O. Box 2088, Toledo, OH 43603, (419) 255-8220. Transporting (1) *medicinal intravenous solutions, dialysis patient treatment kits, mineral water, and liquid formaldehyde*, and (2) *materials and supplies used in the administration of the commodities in (1) above*, (a) between Chicago, IL, on the one hand, and, on the other, points in IN, KY, MI, and OH, (b) between points in Hamilton County, OH, on the one hand, and, on the other, points in IN, KY, and MI, and (c) between points in Cuyahoga County, OH, on the one hand, and, on the other, points in NY.

MC 143308 (Sub-5), filed May 24, 1983. Applicant: GENERAL TRUCKING SERVICE, INC., 3700 Park East Dr., Cleveland, OH 44122. Representative J. A. Kundtz, 1100 National City Bank Bldg., Cleveland, OH 44114, 216-566-5639. Transporting *automobile parts*, between points in the U.S., under

continuing contract(s) with Acme Consolidated, Inc., of Chicago, IL.

MC 143708 (Sub-10), filed May 23, 1983. Applicant: DUNES TRANSPORT, INC., 3965 North Meridian Street, Indianapolis, IN 46208. Representative: Owen B. Katzman, 1828 L Street NW., Suite 1111, Washington, DC 20036, (202) 822-8200. Transporting *flour*, between points in IN, MI, and OH, under continuing contract(s) with ADM Milling Co., of Shawnee Mission, KS

MC 148099 (Sub-7), filed May 13, 1983. Applicant: WILMINGTON CORP., 24 Industrial Way, Wilmington, MA 01887. Representative: Stanley A. Twarog, One Center Plaza, Boston, MA 02108, 617-742-5800. Transporting *general commodities* (except class A and B explosives, household goods, and commodities in bulk), between St. Louis, MO, on the one hand, and, on the other, points in Middlesex, Norfolk, and Suffolk Counties, MA and Los Angeles County, LA.

MC 153338 (Sub-2), filed May 23, 1983. Applicant: JOBBERS WAREHOUSE CO., INC. d.b.a. JOBBERS MOVING AND STORAGE, 2500 Railroad Ave., Bismarck, ND 58501. Representative: Charles L. Peterson, (same address as applicant), 701-222-1111. Transporting *general commodities* (except classes A and B explosives and household goods), between points in ND.

MC 164819 (Sub-1), filed May 20, 1983. Applicant: METROLINA EXPRESS, INC. P.O. Box 39, U.S. Hwy 276 South, Mauldin, SC 29662. Representative: Bill M. Smith (same address as applicant), (803) 963-5711. Transporting *general commodities* (except classes A and B explosives, and commodities in bulk), between points in the U.S., under continuing contract(s) with International Freight Brokers, Inc., of Charlotte, NC.

MC 168209 (Sub-23), filed May 23, 1983. Applicant: BURCHFIELD TRUCKING INC., 20118 S.E. 138th St., Renton, WA 98055. Representative: George LaBissoniere, 15 So. Grady Way, Suite 239, Renton, WA 98055, (206) 228-3807. Transporting *general commodities* (except classes A and B explosives, household goods and commodities in bulk), between points in AZ, CA, CO, ID, MT, NV, NM, OR, UT, WA, WY, and TX.

Agatha L. Mergenovich,
Secretary.

[FR Doc. 83-15852 Filed 6-13-83; 8:45 am]
BILLING CODE 7035-01-M

[Ex Parte No. 388 (Sub-28)]

**State Intrastate Rail Rate Authority—
Pub. L. 96-448—Pennsylvania****AGENCY:** Interstate Commerce Commission.**ACTION:** Assumption of commission jurisdiction over Pennsylvania Intrastate Rail Transportation.**SUMMARY:** Pursuant to a request from the Pennsylvania Public Utilities Commission (PUC) the Commission will assert jurisdiction over intrastate freight rates in Pennsylvania and decertify the PUC.**EFFECTIVE DATE:** June 14, 1983.**FOR FURTHER INFORMATION CONTACT:** Louis E. Gitomer, (202) 275-7245.**SUPPLEMENTARY INFORMATION:** In Ex Parte No. 388, *State Intrastate Rail Rate Authority—Pub. L. 96-448*, 47 FR 5786, served February 8, 1982, the Commission extended provisional certification pursuant to 49 U.S.C. 11501 to 36 States, including Pennsylvania, in order to allow each State additional time to submit standards and procedures which confirm the State's intention to exercise its jurisdiction in conformance with Federal law.

In a letter dated March 10, 1983, the PUC states that it will not seek final certification to regulate intrastate freight rates. PUC specifically requests that this Commission exercise jurisdiction over Pennsylvania's intrastate railroad freight rates. Consequently, the Commission shall assume jurisdiction over intrastate rail transportation in Pennsylvania immediately. Rail carriers in Pennsylvania shall comply with Commission regulations including the filing of intrastate tariffs with the Commission.

With this notice, we are assuming jurisdiction over Pennsylvania intrastate rates. At the same time, the PUC's provisional certification to regulate Pennsylvania intrastate rates is terminated. Accordingly, parties that wish to continue litigating cases that were pending before the PUC shall advise Deputy Director Gitomer, Rail Section, Office of Proceedings. In the case of pending § 229 cases parties shall consult immediately with Chief Administrative Law Judge Allard. In this way, we will develop, with the parties, appropriate steps in each case to transfer the records and establish procedural schedules.

This decision does not significantly affect the quality of the human environment or conservation of energy resources.

[49 U.S.C. 11501]

Decided: June 3, 1983.

By the Commission, Chairman Taylor, Vice Chairman Sterrett, Commissioners Andre and Gradison.

Agatha L. Mergenovich,
Secretary.

[FR Doc. 83-15849 Filed 6-13-83; 8:45 am]

BILLING CODE 7035-01-M

DEPARTMENT OF LABOR**Employment and Training
Administration****Notice of Determinations Regarding
Eligibility To Apply for Worker
Adjustment Assistance**

In accordance with Section 223 of the Trade Act of 1974 (19 U.S.C. 2273) the Department of Labor herein presents summaries of determinations regarding eligibility to apply for adjustment assistance issued during the period May 30, 1983–June 3, 1983.

In order for an affirmative determination to be made and a certification of eligibility to apply for adjustment assistance to be issued, each of the group eligibility requirements of Section 222 of the Act must be met.

(1) That a significant number or proportion of the workers in the workers' firm, or an appropriate subdivision thereof, have become totally or partially separated,

(2) that sales or production, or both, of the firm or subdivision have decreased absolutely, and

(3) that increases of imports of articles like or directly competitive with articles produced by the firm or appropriate subdivision have contributed importantly to the separations, or threat thereof, and to the absolute decline in sales or production.

Negative Determinations

In each of the following cases the investigation revealed that criterion (3) has not been met. A survey of customers indicated that increased imports did not contribute importantly to worker separations at the firm.

TA-W-14, 175; Teledyne Portland Forge, Portland, IN

In the following cases the investigation revealed that criterion (3) has not been met. Increased imports did not contribute importantly to workers separations at the firm.

TA-W-14, 587; Mine #7 of Amherst Coal Co., Logan County, WV

TA-W-14, 366; Campbell Industries, San Diego, CA

TA-W-13, 940; Stauffer Chemical Co., Gallipolis Ferry, WV

Affirmative Determinations

TA-W-14, 165; Misty Manufacturing Corp., Parkersburg, WV

A certification was issued covering all workers separated on or after April 1, 1982 and before April 1, 1983.

TA-W-13, 902; Lone Star Steel Co., Lone Star, TX

A certification was issued covering all workers separated on or after December 31, 1981.

TA-W-14, 160; Doris Ann Fashions, Inc., Union City, NJ

A certification was issued covering all workers separated on or after September 1, 1982 and before February 1, 1983.

TA-W-13, 918; Meyer-World Div., Figgie International, Inc., West Boylston, MA

A certification was issued covering all workers of the firm separated on or after October 22, 1981.

I hereby certify that the aforementioned determinations were issued during the period May 31, 1983–June 3, 1983. Copies of these determinations are available for inspection in Room 9120, U.S. Department of Labor, 601 D Street, N.W., Washington, D.C. 20213 during normal business hours or will be mailed to persons who write to the above address.

Marvin M. Forks,

Director, Office of Trade Adjustment Assistance.

Dated: June 7, 1983.

[FR Doc. 83-15940 Filed 6-13-83; 8:45 am]

BILLING CODE 4510-30-M

**Investigations Regarding
Certifications of Eligibility To Apply for
Worker Adjustment Assistance**

Petitions have been filed with the Secretary of Labor under Section 221(a) of the Trade Act of 1974 ("the Act") and are identified in the Appendix to this notice. Upon receipt of these petitions, the Director of the Office of Trade Adjustment Assistance, Employment and Training Administration, has instituted investigations pursuant to Section 221(a) of the Act.

The purpose of each of the investigations is to determine whether the workers are eligible to apply for adjustment assistance under Title II, Chapter 2, of the Act. The investigations will further relate, as appropriate, to the determination of the date on which total or partial separations began or threatened to begin and the subdivision of the firm involved.

The petitioners or any other persons showing a substantial interest in the subject matter of the investigations may request a public hearing, provided such request is filed in writing with the Director, Office of Trade Adjustment Assistance, at the address shown below, not later than June 24, 1983.

Interested persons are invited to

submit written comments regarding the subject matter of the investigations to the Director, Office of Trade Adjustment Assistance, at the address shown below, not later than June 24, 1983.

The petitions filed in this case are available for inspection at the Office of the Director, Office of Trade Adjustment Assistance, Employment and Training

Administration, U.S. Department of Labor, 601 D Street, N.W., Washington, D.C. 20213.

Signed at Washington, D.C. this 6th day of June 1983.

Marvin M. Fooks,

Director, Office of Trade Adjustment Assistance.

APPENDIX

Petitioner: Union/workers or former workers of—	Location	Date received	Date of petition	Petition No.	Articles produced
Central Screw-Keene (IAM)	Keene, NH	5/31/83	5/26/83	TA-W-14,695	Threaded male fasteners.
Kalamazoo Stamping & Die Co. (UAW)	Kalamazoo, MI	5/25/83	5/12/83	TA-W-14,696	Metal stamping.
Macalloy Corp. (company)	Charleston, SC	5/24/83	5/13/83	TA-W-14,697	Ferrochrome.
Manhattan Surgical Co. (ACTWU)	Laredo, TX	5/31/83	5/25/83	TA-W-14,698	Cut surgical gowns, mlg. head covers and surgical sponges.
Phoenix Iron Works (Inter'l Molders & Allied Workers Union)	Oakland, CA	5/31/83	5/25/83	TA-W-14,699	Manhole covers.
Pinkerton Foundry, Inc. (Inter'l Molders & Allied Workers Union)	Lodi, CA	5/31/83	5/25/83	TA-W-14,700	Manhole covers.
Roseann Manufacturing Co. (ILGWU)	Elizabeth, NJ	5/25/83	5/18/83	TA-W-14,701	Women's rainwear.
Satralloy, Inc. (USWA)	Steubenville, OH	5/24/83	5/17/83	TA-W-14,702	High carbon ferrochrome alloy.
Shuron-Textron (IUE)	Rochester, NY	5/31/83	5/25/83	TA-W-14,703	Eyeglass frames.
Westinghouse Electric Corp., Relays Instrument Div. (CO.)	Coral Springs, FL	5/23/83	5/10/83	TA-W-14,704	Relays and instruments systems.
Harbison-Walker Refractories, Div. of Dresser Industries, Inc. (USWA)	Portsmouth, OH	5/26/83	5/24/83	TA-W-14,705	Refractories products.
Parker Pen Co. (URW)	Janesville, WI (plants)	5/25/83	5/16/83	TA-W-14,706	Headquarters office and pens, ball point pens, roller ball pens and pencils.
Smith/Jones, Inc., S/J/C Div. (IMAWU)	Golden Valley, MN	5/25/83	5/18/83	TA-W-14,707	Air conditioning and heating units for homes and trucks.
Theber (ACTWU)	Bridgeton, NJ	5/27/83	5/20/83	TA-W-14,708	Boy's pants.
Wean United, Inc. (USWA)	Youngstown, OH	5/26/83	5/6/83	TA-W-14,709	Rolling mill machinery, processing lines for the steel industries.

[FR Doc. 83-15939 Filed 6-13-83; 8:45 am]

BILLING CODE 4510-30-M

Office of Pension and Welfare Benefit Programs

Plumbers Local Union No. 14, et al.; Grant of Individual Exemptions

AGENCY: Office of Pension and Welfare Benefit Programs, Labor.

SUMMARY: This document contains exemptions issued by the Department of Labor (the Department) from certain of the prohibited transaction restrictions of the Employee Retirement Income Security Act of 1974 (the Act) and/or the Internal Revenue Code of 1954 (the Code).

Notices were published in the Federal Register of the pendency before the Department of proposals to grant such exemptions. The notices set forth a summary of facts and representations contained in each application for exemption and referred interested persons to the respective applications for a complete statement of the facts and representations. The applications have been available for public inspection at the Department in Washington, D.C. The notices also invited interested persons to submit comments on the requested exemptions to the Department. In addition the notices stated that any interested person might submit a written request that a

public hearing be held (where appropriate), the applicants have represented that they have complied with the requirements of the notification to interested persons. No public comments and no requests for a hearing, unless otherwise stated, were received by the Department.

The notices of pendency were issued and the exemptions are being granted solely by the Department because, effective December 31, 1978, section 102 of Reorganization Plan No. 4 of 1978 (43 FR 47713, October 17, 1978) transferred the authority of the Secretary of the Treasury to issue exemptions of the type proposed to the Secretary of Labor.

Statutory Findings

In accordance with section 408 (a) of the Act and/or section 4975 (c)(2) of the Code and the procedures set forth in ERISA Procedure 75-1 (40 FR 18471, April 28, 1975), and based upon the entire record, the Department makes the following findings:

(a) The exemptions are administratively feasible;

(b) They are in the interests of the plans and their participants and beneficiaries; and

(c) They are protective of the rights of the participants and beneficiaries of the plans.

Plumbers Local Union No. 14 Pension and Education Funds, Located in Lodi, New Jersey

[Exemption Application No. D-2490 and L-2491, Prohibited Transaction Exemption 83-93]

Exemption

The restrictions of section 406(a), 406(b)(1) and 406(b)(2) of the Act and the sanctions resulting from the application of section 4975 of the Code, by reason of section 4975(c)(1)(A) through (E) of the Code, shall not apply to the loan (the Loan) of money by the Plumbers Local Union No. 14 Pension Fund (the Pension Plan) to the Plumbers Local Union No. 14 Education Fund (the Education Plan, collectively, the Plans), a party in interest with respect to the Pension Plan, provided that the terms and conditions of the Loan are at least as favorable to the Plans as the Plans could obtain in a transaction with unrelated parties.

The applicant has represented that it has complied with the requirements of notice to interested persons as stated in the notice of pendency. No requests for a public hearing were received, however, the Department did receive one comment on the proposed exemption. The commentator questioned the

accuracy in the amount of Pension Plan assets as stated in the notice of proposed exemption as published in the *Federal Register* (47 FR 56081, December 14, 1982) and the growth in the assets of the Pension Plan from \$6,961,000 to \$11,480,549 during the years 1980 to 1982. The commentator also stated that the Education Plan will be subject to a prepayment penalty for retiring a pre-existing loan between an unrelated bank and the Education Plan with the proceeds of the Loan. The remainder of the commentator's comments appeared to the Department to be outside the scope of the requested exemption.

The applicant was asked to respond to the comments of the commentator. In response to the relevant comments the applicant stated that the amount of the assets of the Pension Plan as stated in the notice of proposed exemption was correct and growth of the assets of the Pension Plan was evidence of its excellent financial condition. Also, the applicant stated, the pre-existing loan between the unrelated bank and the Education Plan contained no prepayment penalty clause.

The Department has considered the comments of the commentator, the response by the applicant together with the record as a whole and had made a final determination that the exemption should be granted as proposed.

For a more complete statement of the facts and representations supporting the Department's decision to grant this exemption refer to the notice of proposed exemption published on December 14, 1982 at 47 FR 56081.

For Further Information Contact: Louis Campagna of the Department, telephone (202) 523-8973. (This is not a toll-free number.)

**Beverly Hills Travel Bureau, Inc.,
Defined Benefit Pension Plan (the Plan),
Located in Beverly Hills, California**

[Exemption Application No. D-3642;
Prohibited Transaction Exemption 83-94]

Exemption

The restrictions of sections 406(a) and 406 (b)(1) and (b)(2) of the Act and the sanctions resulting from the application of section 4975 of the Code, by reason of section 4975(c)(1) (A) through (E) of the Code, shall not apply to the purchase of certain real estate by the Plan (including the making of payments under an existing mortgage) from Charles C. Tilbury, Sally C. Tilbury, Dennis E. McNulty, and Teresa L. McNulty, parties in interest with respect to the Plan, provided that the terms of the transaction are at least as favorable to the Plan as those the Plan could obtain

in an arm's length transaction with an unrelated party.

For a more complete statement of the facts and representations supporting the Department's decision to grant this exemption refer to the notice of proposed exemption published on April 19, 1983, at 48 FR 16783.

For Further Information Contact: Mrs. Miriam Freund, of the Department, telephone (202) 523-8971. (This is not a toll-free number.)

**Cornell-Carr Co., Inc., Profit Sharing
Plan (the Plan), Located in Bridgeport,
Connecticut**

[Exemption Application No. D-3699;
Prohibited Transaction Exemption 83-95]

Exemption

The restrictions of sections 406(a) and 406 (b)(1) and (b)(2) of the Act and the sanctions resulting from the application of section 4975 of the Code, by reason of section 4975(c)(1) (A) through (E) of the Code, shall not apply to the loan of \$80,000 by the Plan to Cornell-Carr Co., Inc. over a ten-year period, provided that the terms of the loan are not less favorable to the Plan than those obtainable in an arm's-length transaction with an unrelated party on the date of the consummation of the transaction.

For a more complete statement of the facts and representations supporting the Department's decision to grant this exemption refer to the notice of proposed exemption published on April 1, 1983, at 48 FR 14076.

For Further Information Contact: Ms. Linda M. Hamilton of the Department, telephone (202) 523-8881. (This is not a toll-free number.)

**Town and Country Properties, Inc.,
Profit Sharing Plan (the Plan), Located in
Arlington, Virginia**

[Exemption Application No. D-3800;
Prohibited Transaction Exemption 83-96]

Exemption

The restrictions of sections 406(a) and 406 (b)(1) and (b)(2) of the Act and the sanctions resulting from the application of section 4975 of the Code, by reason of section 4975(c)(1) (A) through (E) of the Code, shall not apply to the past exercise on September 11, 1981 of the voting rights of certain common stock (the Stock) owned by the Plan by Emanuel A. Baker, Jr. (Baker), a fiduciary with respect to the Plan, through which exercise Baker was elected to the board of directors of the corporation which issued the Stock.

For a more complete statement of the facts and representations supporting the Department's decision to grant this

exemption refer to the notice of proposed exemption published on April 1, 1983, at 48 FR 14078.

For Further Information Contact: Louis Campagna of the Department, telephone (202) 523-8973. (This is not a toll-free number.)

**The C&S Profit Sharing Plan of Citizens
and Southern Georgia Corporation and
its Affiliates; The Riverside
Manufacturing Company Profit Sharing
Plan; The Augusta Iron and Steel Works
Profit Sharing Plan; and the Bank of
Canton Retirement Plan (collectively,
the Plans), Located in Atlanta, Georgia**

[Exemption Application No. D-3820, D-3821,
D-3822 and D-3823, Prohibited Transaction
Exemption 83-97]

Exemption

The restrictions of section 406(a), 406(b)(1) and (b)(2) of the Act and the sanctions resulting from the application of section 4975 of the Code, by reason of section 4975(c)(1)(A) through (E) of the Code, shall not apply, effective November 4, 1982, to the sale of stock by the Plans to the Citizens and Southern Georgia Corporation for cash and/or other consideration, under the terms of certain mergers as described in the notice of proposed exemption, provided the terms of each transaction are not less favorable to the Plans than those obtainable in an arm's-length transaction with an unrelated party.

For a more complete statement of the facts and representations supporting the Department's decision to grant this exemption refer to the notice of proposed exemption published on February 4, 1983 at 48 FR 5400.

Effective Date: This exemption is effective November 4, 1982.

Written Comments and Hearing Requests: The Department received one letter submitted by the applicants in which the applicants stated that they were unable to comply with the notice to interested persons requirements as set forth in the application.

Pursuant to conversations with the Department, the applicants notified all interested persons that the period to submit comments and hearing requests was to be extended until May 31, 1983. The applicants confirmed to the Department that interested persons were so notified by April 21, 1983.

The Department received no comments or requests for a public hearing from any interested persons.

For Further Information Contact: Gary H. Lefkowitz of the Department, telephone (202) 523-8881. (This is not a toll-free number.)

The Carpenters District Council of Kansas City and Vicinity Vacation Plan (the Vacation Plan) and the Carpenters District Council of Kansas City and Vicinity Health and Welfare Plan (the Welfare Plan), Located in Kansas City, Missouri

[Exemption Application Nos. L-3857 and L-3858, Prohibited Transaction Exemption 83-98]

Exemption

The restrictions of section 406(b)(2) of the Act shall not apply to the transfer by the Vacation Plan to the Welfare Plan of approximately \$39,870 in residual assets.

For a more complete statement of the facts and representations supporting the Department's decision to grant this exemption refer to the notice of proposed exemption published on April 1, 1983 at 48 FR 14079.

For Further Information Contact: Ms. Jan D. Broady of the Department, telephone (202) 523-8971. (This is not a toll-free number.)

Dakota Clinic Money Purchase Plan and Profit Sharing Plan (the Plans), Located in Fargo, North Dakota

[Exemption Application Nos. D-3907 and D-3908, Prohibited Transaction Exemption 83-99]

Exemption

The restrictions of section 406(a), 406(b)(1) and (b)(2) of the Act and the sanctions resulting from the application of section 4975 of the Code, by reason of section 4975(c)(1) (A) through (E) of the Code, shall not apply to the proposed loan of funds (the Loan) by each of the Plans to Medical Properties, Inc., a party in interest with respect to the Plans, provided that the terms and conditions of the Loan are not less favorable to the Plans than those obtainable in a similar transaction with an unrelated party.

For a more complete statement of the facts and representations supporting the Department's decision to grant this exemption refer to the notice of proposed exemption published on April 1, 1983 at 48 FR 14081.

For Further Information Contact: Mr. David Stander of the Department, telephone (202) 523-8881. (This is not a toll-free number.)

Scheumann Lumber Employees Pension Plan and Trust (the Plan), Located in New York, New York

[Exemption Application No. D-3924, Prohibited Transaction Exemption 83-100]

Exemption

The restrictions of section 406(a), 406(b)(1) and (b)(2) of the Act and the sanctions resulting from the application

of section 4975 of the Code, by reason of section 4975(c)(1) (A) through (E) of the Code, shall not apply to: (1) A loan (the Loan) by the Plan of \$350,000, not to exceed 25 percent of the assets of the Plan, to Four B's Realty Company (the Partnership), provided the terms and conditions of the Loan are at least as favorable to the Plan as those obtainable in an arm's length transaction with an unrelated party; and (2) the assignment of rents due under a lease executed between A.B. Scheumann Lumber Corporation and the Partnership in the event of a default on the Loan.

For a more complete statement of the facts and representations supporting the Department's decision to grant this exemption refer to the notice of proposed exemption published on April 19, 1983 at 48 FR 16786.

For Further Information Contact: Ms. Jan D. Broady of the Department, telephone (202) 523-8971. (This is not a toll-free number.)

The Hillerich and Bradsby Retirement Plan (the Plan) Located in Louisville, Kentucky

[Exemption Application No. D-3983, Prohibited Transaction Exemption 83-101]

Exemption

The restrictions of section 406(a), 406(b)(1) and (b)(2) of the Act and the sanctions resulting from the application of section 4975 of the Code, by reason of section 4975(c)(1) (A) through (E) of the Code, shall not apply to the sale for \$374,000 in cash of certain real property (the Real Property) by Hillerich and Bradsby to the Plan, provided the amount paid for the Real Property is not more than its fair market value at the time the transaction is consummated.

For a more complete statement of the facts and representations supporting the Department's decision to grant this exemption refer to the notice of proposed exemption published on April 19, 1983 at 48 FR 16788.

For Further Information Contact: Ms. Jan D. Broady of the Department, telephone (202) 523-8971. (This is not a toll-free number.)

J. C. Penney Co., Inc. (Penney), Located in New York, New York

[Exemption Application No. D-4057, Prohibited Transaction Exemption 83-102]

Exemption

The restrictions of section 406(a) and (b) of the Act shall not apply to the reinsurance of risks and the receipt of premiums therefrom by J. C. Penney Life Insurance Company from the life insurance contracts sold by the

Prudential Insurance Company of America to provide benefits to various employee benefit plans (the Plans) maintained by Penney, provided the conditions set forth in the notice of proposed exemption are satisfied.

For a more complete statement of the facts and representations supporting the Department's decision to grant this exemption refer to the notice of proposed exemption published on April 1, 1983 at 48 FR 14084.

Written Comments and Hearing Requests

The Department received four comments on the proposed exemption. One comment was submitted by the applicants in order to correct an error that appeared in the application. The application had stated that the Plans which were the subject of the exemption request included: (1) A group term life insurance plan for Penney employees provided at Penney's expense; (2) contributory and non-contributory term life insurance plans for employees of Penney disabled before April 1, 1982; and (3) contributory and non-contributory term life insurance for certain retired management employees of Penney. In the comment letter, the applicants indicated that one Plan had been omitted, non-contributory term life insurance for employees disabled after April 1, 1982. The applicants represent that this addition in no way affects any other facts or representations contained in the application.

The Department also received two comments requesting information concerning the proposed exemption, and the Department provided the requested information via telephone. The fourth comment received did not address any of the substantive issues contained in the proposed exemption. The Department received no requests for a public hearing.

For Further Information Contact: Gary H. Lefkowitz of the Department, Telephone (202) 523-8881. (This is not a toll-free number.)

General Information

The attention of interested persons is directed to the following:

(1) The fact that a transaction is the subject of an exemption under section 408(a) of the Act and/or section 4975(c)(2) of the Code does not relieve a fiduciary or other party in interest or disqualified person from certain other provisions of the Act and/or the Code, including any prohibited transaction provisions to which the exemption does not apply and the general fiduciary responsibility provisions of section 404

of the Act, which among other things require a fiduciary to discharge his duties respecting the plan solely in the interest of the participants and beneficiaries of the plan and in a prudent fashion in accordance with section 404(a)(1)(B) of the Act; nor does it affect the requirement of section 401(a) of the Code that the plan must operate for the exclusive benefit of the employees of the employer maintaining the plan and their beneficiaries;

(2) These exemptions are supplemental to and not in derogation of, any other provisions of the Act and/or the Code, including statutory or administrative exemptions and transitional rules. Furthermore, the fact that a transaction is subject to an administrative or statutory exemption is not dispositive of whether the transaction is in fact a prohibited transaction.

(3) The availability of these exemptions is subject to the express condition that the material facts and representations contained in each application accurately describes all material terms of the transaction which is the subject of the exemption.

Signed at Washington, D.C., this 7th day of June, 1982.

Alan D. Lebowitz,

Assistant Administrator for Fiduciary Standards, Pension and Welfare Benefit Programs, Labor-Management Services Administration, U.S. Department of Labor.

(FR Doc. 83-15930 Filed 6-13-83; 8:45 am)

BILLING CODE 4510-29-M

[Application No. D-3709]

Withdrawal of the Proposed Exemption Involving the Rome Radiology Group, P.A., Money Purchase Pension Plan, Located in Rome, Georgia

In the Federal Register dated April 1, 1983 (48 FR 14076), the Department of Labor (the Department) published a notice of pendency of a proposed exemption from the prohibited transaction restrictions of the Employee Retirement Income Security Act of 1974 and from certain taxes imposed by the Internal Revenue Code of 1954. The notice of pendency concerned an application filed on behalf of the Rome Radiology Group, P.A.

In a letter of May 10, 1983, the applicant's representative notified the Department that an exemption for the transaction described in the above cited notice was no longer sought.

Accordingly, the representative requested that the application for exemption be withdrawn from consideration by the Department.

Signed at Washington, D.C. this 6th day of June, 1983.

Alan D. Lebowitz,

Assistant Administrator for Fiduciary Standards, Pension and Welfare Benefit Programs, Labor-Management Services Administration, U.S. Department of Labor.

(FR Doc. 83-15932 Filed 6-13-83; 8:45 am)

BILLING CODE 4510-29-M

Cox, Cummins & Lamphere, et al.; Proposed Exemptions

AGENCY: Office of Pension and Welfare Benefit Programs, Labor.

ACTION: Notice of proposed exemptions.

SUMMARY: This document contains notices of pendency before the Department of Labor (the Department) of proposed exemptions from certain of the prohibited transaction restrictions of the Employee Retirement Income Security Act of 1974 (the Act) and/or the Internal Revenue Code of 1954 (the Code).

Written Comments and Hearing Requests

All interested persons are invited to submit written comments or requests for a hearing on the pending exemption, unless otherwise stated in the Notice of Pendency, within 45 days from the date of publication of this Federal Register Notice. Comments and requests for a hearing should state the reasons for the writer's interest in the pending exemption.

ADDRESS: All written comments and requests for a hearing (at least three copies) should be sent to the Office of Fiduciary Standards, Pension and Welfare Benefit Programs, Room C-4528, U.S. Department of Labor, 200 Constitution Avenue, N.W., Washington, D.C. 20216. Attention: Application No. stated in each Notice of Pendency. The applications for exemption and the comments received will be available for public inspection in the Public Documents Room of Pension and Welfare Benefit Programs, U.S. Department of Labor, Room N-4677, 200 Constitution Avenue, N.W., Washington, D.C. 20216.

Notice to Interested Persons

Notice of the proposed exemptions will be provided to all interested persons in the manner agreed upon by the applicant and the Department within 15 days of the date of publication in the Federal Register. Such notice shall include a copy of the notice of pendency of the exemption as published in the Federal Register and shall inform interested persons of their right to

comment and to request a hearing (where appropriate).

SUPPLEMENTARY INFORMATION: The proposed exemptions were requested in applications filed pursuant to section 408(a) of the Act and/or section 4975(c)(2) of the Code, and in accordance with procedures set forth in ERISA Procedure 75-1 (40 FR 18471, April 28, 1975). Effective December 31, 1978, section 102 of Reorganization Plan No. 4 of 1978 (43 FR 47713, October 17, 1978) transferred the authority of the Secretary of the Treasury to issue exemptions of the type requested to the Secretary of Labor. Therefore, these notices of pendency are issued solely by the Department.

The applications contain representations with regard to the proposed exemptions which are summarized below. Interested persons are referred to the applications on file with the Department for a complete statement of the facts and representations.

Cox, Cummins & Lamphere Profit Sharing Plan (the Profit Sharing Plan) and Cox, Cummins & Lamphere Pension Plan (the Pension Plan) (collectively, the Plans Located in Martinez, California)

[Application Nos. D-3637 and D-3638]

Proposed Exemption

The Department is considering granting an exemption under the authority of section 408(a) of the Act and section 4975(c)(2) of the Code and in accordance with the procedures set forth in ERISA Procedure 75-1 (40 FR 18471, April 28, 1975). If the exemption is granted the restrictions of section 408(a), 408(b)(1) and 408(b)(2) of the Act and the sanctions resulting from the application of section 4975 of the Code, by reason of section 4975(c)(1) (A) through (E) of the Code shall not apply to the proposed sale by the Plans of a 10.4 percent limited partnership interest (the Interest) in a real estate limited partnership known as Country Plaza (the Partnership) to Mr. James E. Cox (Mr. Cox), a party in interest with respect to the Plans, for cash in the amount of \$197,665, provided that this amount is not less than the fair market value of the Interest at the time the sale is consummated.

Summary of Facts and Representations

1. On June 30, 1961, the Profit Sharing Plan had six participants and net assets of approximately \$3,764,453 and the Pension Plan had six participants and net assets of approximately \$520,413. The trustees (the Trustees) of the Plans are Mr. Cox, Bernard F. Cummins and

Paul O. Lamphere, who are also principles of Cox, Cummins & Lamphere, P.C., (the Employer), the sponsor of the Plan. Investment decisions for the Plans are made by the Trustees, except that, effective October 31, 1981, the Profit Sharing Plan was amended to allow participants who are 100% vested to elect to individually direct the investment of their own accounts.

2. The Partnership was formed to own and operate a shopping center (the Property) in Fresno, California. In 1978, the Plans purchased the interest in the Partnership from unrelated parties for cash in the amount of \$197,665. Of this amount, \$138,365 was paid by the Profit Sharing Plan and \$59,300 was paid by the Pension Plan. At the time of the Plans' purchase of the interest, the Property had a fair market value of approximately \$3,900,000 and liabilities of approximately \$2,000,000, causing the equity of all the partners to be approximately \$1,900,000. Neither the general partner nor any of the other limited partners were parties in interest with respect to the Plans. By the terms of the limited partnership agreement, each limited partner was guaranteed an annual return of 9% on its investment.

3. In September, 1980, the general partner, Walker, Pinkston & Company (the General Partner), filed a petition for reorganization under 11 U.S.C. 1101. At that time, there were lawsuits pending against the General Partner, resulting in serious risk of foreclosure on the Property. In addition, the Partnership had become delinquent in its guaranteed payments to the limited partners. The amount owed to the Plans, as of July 6, 1982, was approximately \$19,500.

4. In May, 1982, Mr. Cox, who is a principal of the Employer and also a trustee of the Plans, purchased the 25.6% interest of the General Partner for cash in the amount of \$200,000. This purchase was approved by the bankruptcy court on behalf of the General Partner and by a seven-member committee of major creditors of the General Partner. On June 7, 1982, Mr. Cox also purchased a 25% limited partnership interest in the Partnership from one of the limited partners for \$313,500 and a 28.6% limited partnership interest from another limited partner for \$360,000. The application states that each of the sellers of these limited partnership interests was fully informed, represented by astute counsel and had independent, qualified real estate representation available to them at the time they entered into the sales of their respective interests. Based on the June 7, 1982 sales, the interest owned by the Plans would have a value of approximately \$130,679.

5. If an exemption is granted, Mr. Cox proposes to purchase the 10.4% interest owned by the Plans for \$197,665. This amount is equal to the original price paid by the Plans in 1978. In addition, Mr. Cox will pay the amount of the delinquent guaranteed annual return owed to both Plans, totalling approximately \$19,500.00. The total amount will be paid in cash to the Plans. Proceeds from the proposed sale will be allocated to each of the Plans in proportion to each Plan's investment in the interest.

6. The Trustees state that if the application is denied, the Plans will be forced to continue to hold an illiquid minority interest in the Partnership. In addition, the Plans are not receiving the 9% per annum guaranteed return. If the exemption is granted, the Plans will recover 100% of their initial investment, plus a return of 9% per annum for the period in which the interest was held. The Trustees represent, after consultations with persons involved in real estate investments, that it is unlikely that another purchaser could be found for the Plans' interest at as favorable a price as that offered by Mr. Cox. Based on the factors cited above, the Trustees of the Plans and all participants in the Profit Sharing Plan whose accounts are individually directed, have represented in writing their belief that the proposed sale is in the best interest of the Plans and their participants and beneficiaries.

7. In summary, the applicants represent that the proposed transaction meets the statutory criteria for an exemption under section 408(a) of the Act because:

(a) This is a one-time transaction for cash;

(b) The Plans will be able to dispose of the interest without suffering a loss; and

(c) The Trustees of the Plans and all participants whose accounts in the Profit Sharing Plan are individually directed have stated in writing their belief that the proposed sale is in the best interests and protective of the Plans' participants and beneficiaries.

For Further Information Contact: Ms. Katherine D. Lewis of the Department, telephone (202) 523-8972. (This is not a toll-free number.)

Capital Guardian Trust Company (the Bank) Located in Los Angeles, California

[Application No. D-3697]

Section I. Covered Transactions. The restrictions of section 408(a), 408(b)(1) and (2) of the Act and the taxes imposed by section 4975(a) and (b) of the Code

by reason of section 4975(c)(1)(A) through (E) thereof shall not apply to the transactions described below if the applicable conditions set forth in Section II are met:

A. The acquisition or disposition, with employee benefit plan (Plan) assets, of shares in an American Funds Group investment company (Investment Company(ies)), discussed in detail below), at the direction of the Bank;

B. The transfer of Plan assets to or from an Investment Company, at the direction of the Bank;

C. The Bank's recommendation that Plan assets be allocated to an Investment Company and any investment of Plan assets in an Investment Company that results from such recommendation;

D. The receipt by the Bank and its affiliates of certain fees and compensation related to the provision of asset allocation services (hereinafter referred to as Discretionary Asset Management Services) described in this Section I.

Section II. Conditions. The exemption provided for transactions described in Section I is available only if each of the following conditions is met:

A. The Discretionary Asset Management Services are authorized pursuant to a written agreement between the Plan (or an independent fiduciary on behalf of the Plan) and the Bank, which agreement has been signed by an independent fiduciary on behalf of the Plan.

B. The combined total of all fees and other consideration received by the Bank or its affiliates relating to the provision of Discretionary Asset Management Services is not in excess of reasonable compensation pursuant to section 408(b)(2) and 408(c)(2) of the Act and section 4975(d)(2) and 4975(d)(10) of the Code.

C. Neither the Bank nor any affiliate thereof is an employer of any employee covered by the Plan.

D. In the case of any transaction described in paragraphs A through C of Section I that constitutes, or results in, the investment of Plan assets in any Investment Company any of the assets of which are, or may be, assets other than "publicly traded securities," such transaction is specifically authorized by an independent fiduciary of the Plan whose assets are involved in such transaction. For the purposes of this paragraph D and paragraph M of this section, "publicly traded securities" are securities that are not "restricted securities" within the meaning of Rule 144 of the Securities Act of 1933.

E. The authorization referred to in paragraph A of this Section II continues in effect for more than one year only if such continuance is authorized in writing at least annually by an independent fiduciary of the Plan for which Discretionary Asset Management Services are performed.

F. No such authorization is made or renewed unless the Bank shall have furnished the independent Plan fiduciary with any reasonably available information which the Bank reasonably believes to be necessary to determine whether such authorization should be made or renewed, and any other reasonably available information regarding the matter that the independent fiduciary may reasonably request.

G. In the case of an initial authorization, the information required by paragraph F of this Section II shall include, but is not limited to:

(1) A description of the Discretionary Asset Management Services to be rendered by the Bank;

(2) The schedule of the specific fees charged by the Bank or paid by the Bank to its affiliates relating to the performance of Discretionary Asset Management Services including the investment advisory fee paid by the Bank to its affiliates and fees charged in connection with the acquisition or disposition of shares in an Investment Company or the transfer of Plan assets to or from such Investment Company;

(3) A description of the steps a Plan must take in order to terminate the agreement made for it by its independent fiduciary which authorizes the performance of Discretionary Asset Management Services;

(4) A description of the steps a Plan must take to liquidate its investment in any Investment Company that has been made at the direction or recommendation of the Bank; and

(5) A full description of the consequences to the Plan of terminating any agreement under which the Bank performs Discretionary Asset Management Services and a full description of the consequences to the Plan of the liquidation of any investment of the Plan assets in an Investment Company that may be made at the direction or recommendation of the Bank.

H. In the case of any renewal of an authorization, the information required to be disclosed by paragraph F of this Section II shall include, but is not limited to:

(1) A description of any changes in matters specifically required to be disclosed by paragraph G of this Section II (relating to an initial authorization);

(2) A statement of the value, as of a date within 90 days of the date such information is furnished, of the Plan's investment, if any, in each Investment Company to which its assets have been allocated at the direction or recommendation of the Bank regardless of when such allocation was made;

(3) A general statement of the manner in which the Bank determines the value of the Plan's investment in each Investment Company to which its assets have been allocated.

I. No change in the substance of any matter specifically required to be disclosed by paragraph G of this Section II (relating to an initial authorization) is effective as to a Plan until the earlier of:

(1) The date on which an independent Plan fiduciary specifically consents to such change; or

(2) The first date after disclosure of such change pursuant to paragraph H of this Section II on which an independent Plan fiduciary renews the Bank's authorization to perform Discretionary Asset Management Services.

J. The Bank furnishes the authorizing fiduciary with a report containing at least the following information not less frequently than every three months and not later than 45 days following the end of the period to which the report relates:

(1) The total of all charges that are attributable to the Plan relating to the Bank's provision of Discretionary Asset Management Services during the preceding three months;

(2) The amount of such charges, by category, including:

(a) Fees for the provision of Discretionary Asset Management Services;

(b) The investment advisory fee paid by the Bank to each Investment Company in which the Plan's assets are invested during the period to which the report relates;

(c) Any charge relating to the acquisition or disposition of an interest in an Investment Company or the transfer of Plan assets to or from such an Investment Company; and

(3) A description of each acquisition with Plan assets or disposition of the Plan's interest in an Investment Company, including the date of such transaction and the amount involved.

K. That portion of any agreement pursuant to which the Bank performs Discretionary Asset Management Services is terminable by the Plan, without penalty or charge, on not more than 30 days' notice.

L. The Plan is able to liquidate its investment in any Investment Company to which its assets have been allocated at the direction or recommendation of the Bank on not more than 90 days'

notice (unless an independent Plan fiduciary has agreed in writing to an extension of such 90 day period).

M. No penalty or other charge is made with respect to the withdrawal of Plan assets from an Investment Company, except the following:

(1) A reasonable charge for accounting and recordkeeping services actually rendered in connection with such liquidation;

(2) A charge not in excess of the amount reasonably necessary to reimburse the Investment Company for direct expenses properly and actually incurred in connection with the liquidation of the Plan's investment in the Investment Company; and

(3) In a case where a Plan has requested withdrawal of its assets from an Investment Company any of the assets of which are invested in property other than "publicly traded securities" (as defined in paragraph D of this Section II), a charge not in excess of the amount reasonably necessary to reimburse to such Investment Company an amount equal to—

(a) The difference, if any, between the "fair market value," determined as of the date of withdrawal, of any assets of the Investment Company that are disposed of in order to liquidate the Plan's investment and the amount actually received on disposition; less,

(b) That portion of such difference that bears the same relationship to the total amount of the difference as the value of the withdrawing Plan's interest in the Investment Company, determined immediately prior to its withdrawal, bears to the aggregate value of all interests in such Investment Company, determined immediately prior to the Plan's withdrawal.

For the purposes of this paragraph M, the "fair market value" of an asset means the fair market value of such asset as reasonably determined in writing by a person who is reasonably qualified to form an opinion regarding the fair market value of the asset and who is agreed to in writing by an independent fiduciary of the withdrawing Plan. Such person may be designated in the instrument authorizing the Bank to perform Discretionary Asset Management Services.

Section III. Definitions. For the purpose of this exemption—

A. An "affiliate" of a person includes—

(1) Any person, directly or indirectly, through one or more intermediaries, controlling, controlled by, or under common control with the person;

(2) Any officer, director, employee or relative of, or partner in, any such person; and

(3) Any corporation or partnership of which such person is an officer, director, partner or employee.

B. The term "control" means the power to exercise a controlling influence over the management or policies of a person other than an individual.

C. The term "Discretionary Asset Management Services" has the meaning given it in Section I.

D. The term "party in interest" includes a "disqualified person" described in section 4975(e)(2) of the Code.

E. The term "relative" means a "relative" as that term is defined in section 3(15) of the Act (or a "member of the family" as that term is defined in section 4975(e)(5) of the Code), or a brother, a sister, or a spouse of a brother or sister.

Summary of Facts and Representations

1. The Bank is a wholly-owned subsidiary of the Capital Group, Inc. and offers comprehensive non-discretionary trust services to the Plans. The Bank does not possess or exercise discretionary authority with respect to either Plan administration or management, nor does it provide investment management for a fee.

2. The Bank proposes to offer Discretionary Asset Management Services to the Plans whereby the Bank would allocate Plan assets among eleven registered Investment Companies which are members of the American Funds Group.¹ Each Investment Company in the American Funds Group is an open-end, diversified, management investment company. The securities of each of the Investment Companies are sold with a sales charge or "load," with the exception of The Cash Management Trust of America which is a "no-load" fund sold without commission. The Investment Companies to be offered to the Plans are structurally and functionally similar. They differ only in such characteristics as type of investment advisory contract and investment objective. The investment advisor for each of the Investment Companies is Capital Research and Management Company, a registered investment advisor under the

Investment Advisors Act of 1940, which is a wholly-owned subsidiary of the Capital Group, Inc.

3. American Funds Distributors, Inc. (American Funds Distributors) is a wholly-owned subsidiary of Capital Research and Management Company. American Funds Distributors is, with one exception, the principal underwriter of the securities of Investment Companies. American Funds Distributors is registered with the Securities and Exchange Commission as a broker-dealer under the Securities Exchange Act of 1934.

4. American Funds Distributors is involved in the sale of securities issued by Investment Companies to broker-dealers (Broker-Dealers) who are members in good standing of the National Association of Securities Dealers. These broker-dealers are independent of and unrelated to the Bank. Broker-Dealers purchase securities issued by Investment Companies from such Investment Companies (through American Funds Distributors) as principals for their own accounts. The Broker-Dealers then resell such securities to, among other persons, Plans subject to the Act and the Code.

5. In connection with the sale of securities issued by the Investment Companies, both American Funds Distributors and the Broker-Dealers receive compensation. If, for example, the Bank acquired securities of the Investment Company of America (ICA) on behalf of a Plan, it would acquire such shares from an independent and unrelated Broker-Dealer at the public offering price. The public offering price per share would be the net asset value per share plus the sales charge specified in ICA's prospectus (offering price = net asset value + sales charge). The sales charge, which varies with the size of the investment, is shared by the Broker-Dealer and American Funds Distributors pursuant to a written agreement. The shareholders of the Investment Companies, other than the no-load Cash Management Trust of America, may purchase shares of any of the other Investment Companies without a sales charge, with the proceeds of the redemption of their shares.

6. In addition to the trust and administrative services currently provided by the Bank, the Bank proposes to offer Discretionary Asset Management Services which will permit the Bank to allocate Plan assets, which it will be holding as trustee, among the Investment Companies; monitor the post-allocation performance of such investments; and change the allocation of such investments.

7. Discretionary Asset Management Services will be the subject of a written agreement between an independent Plan fiduciary and the Bank, which may be terminated by either party on 30 days' notice. The independent Plan fiduciary will receive periodic reports designed to keep such fiduciary current with respect to investment decisions, asset mix and fees and charges paid to and incurred by the Bank. If an independent Plan fiduciary is interested in considering the provision of Discretionary Asset Management Services by the Bank, the independent fiduciary and representatives of the Bank will analyze the current investment of the Plan's assets. Such analysis will be intended to identify the current investment of the plan's assets and to establish a desired ratio of fixed income to equity risk for the Plan, taking into account Plan liquidity and diversification needs, current and projected benefit payments, the funding status of the Plan, the financial stability of the Plan sponsor, economic conditions and the status of securities and capital markets. Based on this analysis, the independent fiduciary will determine the percentage of the Plan's assets it wants to be subject to the provision of Discretionary Asset Management Services. Once this percentage has been determined, an allocation of such percentage of the Plan's assets to the various Investment Companies will be made. The independent fiduciary will also decide whether certain Investment Companies are inappropriate or undesirable for Plan investment.

8. In connection with the provision of Discretionary Asset Management Services, the Bank will receive from the Plan a fee equal to 1 percent of the first \$50,000,000 of assets subject to such services and 3/4 of 1 percent of the excess over \$50,000,000 with a minimum fee of \$50,000. No other fee will be charged by or paid to the Bank by the Plan with regard to Discretionary Asset Management Services. The Bank will pay the sales charges incurred by the Plan in connection with the acquisition of Investment Company shares and will reimburse the Plan for the fee charged by the Investment Company's advisor based upon the advisor's fee for the Investment Company's preceding fiscal quarter. As a result, the applicant states that it will not make any difference to the Plan whether all or any portion of its assets subject to Discretionary asset Management are initially or subsequently invested in shares of Investment Companies with or without a sales charge or whether there are

¹ The investment companies in the American Funds Group are the AMCAP Fund, American Balanced Fund, American Mutual Fund, The Bond Fund of America, The Cash Management Trust of America, Fundamental Investors, The Growth Fund of America, The Income Fund of America, The Investment Company of America, The New Perspective Fund and The Washington Mutual Investors Fund.

differences in the type of investment advisory agreement.

9. Once the independent Plan fiduciary and representatives of the Bank have decided on the initial allocation of the Plan's assets among the various Investment Companies, the Bank will monitor the performance of all Investment Companies. As appropriate, the Bank, in its sole discretion may, from time to time, make changes in the Plan's investment in such Investment Companies. As a result, the Bank may decide to redeem the shares held on behalf of a particular Plan in a particular Investment Company and/or to acquire the shares of another Investment Company (except the Investment Company or Companies designated by the independent Plan fiduciary as not appropriate for the particular Plan). The applicant emphasizes that, as stated previously, decisions to change the investment mix will not result in additional fees to the Plan.

10. The independent Plan fiduciary will be periodically apprised of activities and fees and other charges relating to the provision of Discretionary Asset Management Services. The independent Plan fiduciary will receive three sets of reports. First, each time there is a transaction, including the initial acquisition of shares and subsequent redemptions and exchanges, the independent Plan fiduciary will receive a confirmation statement showing the current transaction along with a summary of the Plan's transactions during the calendar year to date. These transaction-triggered reports will enable the independent Plan fiduciary to know, at any point in time, the precise allocation of the Plan's assets which are subject to Discretionary Asset Management.

11. Second, the independent Plan fiduciary will receive an annual statement which will indicate the aggregate fees paid by the Plan to the Bank in connection with Discretionary Asset Management Services and in connection with other trust and administrative services. The annual statement also will indicate the aggregate fees (for example, sales charge) paid by the Bank in connection with the acquisition and redemption and exchange of Investment Company shares and the aggregate fees paid by each Investment Company to Capital Research and Management Company, an affiliate of the Bank, which serves as the investment advisor. The annual statement, like the transaction confirmations, will enable the independent Plan fiduciary to monitor the allocation of the Plan's assets among

Investment Companies and to analyze performance. In addition the annual statement will keep the independent Plan fiduciary informed of the precise amount of fees and charges paid to and by the Bank. The independent Plan fiduciary will always be in a position to determine the costs and benefits associated with Discretionary Asset Management Services.

12. Third, the independent Plan fiduciary will receive current prospectuses annually as well as periodic shareholder reports of the Investment Companies in which their assets have been invested. The applicant represents that such prospectuses and report will enable the independent Plan fiduciary to carefully analyze each Investment Company and its performance.

13. In summary, the applicant represents that the proposed transaction would meet the statutory criteria of 408(a) of the Act due to the following:

(a) An independent Plan fiduciary will decide on the Plan's behalf whether to utilize Discretionary Asset Management Services;

(b) The provision of Discretionary Asset Management Services and all relevant terms and conditions relating thereto, including the compensation of the Bank, will be subject to a written agreement terminable by the Plans on 30 days' notice;

(c) The Bank will pay all sales charges and investment advisory fees relating to the purchase or redemption of shares of Investment Companies; and

(d) The Plans will receive transaction-triggered reports and other periodic reports regarding Discretionary Asset Management Services.

For Further Information Contact: Mr. Robert Sandler of the Department of Labor, telephone (202) 523-8195. (This is not a toll-free number.)

The Drs. Alley Overby, Hagedorn P.A. Employees' Profit Sharing Plan (the Profit Sharing Plan) and the Drs. Alley, Overby, Hagedorn P.A. Money Purchase Pension Plan (the Money Purchase Plan; collectively, the Plans) Located in Boca Raton, Florida

[Application Nos. D-3830 and D-3831]

Proposed Exemption

The Department is considering granting an exemption under the authority of section 406(a) of the Act and section 4975(c)(2) of the Code and in accordance with the procedures set forth in ERISA Procedure 75-1 (40 FR 18471, April 28, 1975). If the exemption is granted the restrictions of sections 406(a), 406(b)(1) and 406(b)(2) of the Act and the sanctions resulting from the

application of section 4975 of the Code, by reason of section 4975(c)(1) (A) through (E) of the Code shall not apply to (1) the proposed purchase by the Plans of certain medical facilities (the Property) from Aloha Realty Corporation (Aloha), a corporation which is a party in interest with respect to the Plans, and (2) the proposed leasing of the Property by the Plans to Drs. Alley, Overby, Hagedorn, P.A. (the Employer), the sponsor of the Plans.

Summary of Facts and Representations

1. The plans are a profit sharing pension plan and a money purchase pension plan which as of March 31, 1982 had commingled assets of \$2,769,408 and 38 participants. The Employer is engaged in the practice of internal medicine in Boca Raton, Florida. The Property, which is presently leased by Aloha to the Employer, is used by the Employer as its principal place of business. The stockholders, officers, and directors of Aloha are also the stockholders, officers and directors of the Employer.

2. The applicant represents that until recently it was anticipated that each shareholder/physician of the Employer would also be a shareholder in Aloha and would own equivalent shares of each corporation. As the value of the Property increased, the cost of an interest in Aloha increased, and the applicant represents that it has become difficult to recruit new physicians who are willing to commit the capital required to purchase an interest in Aloha.

3. The applicant is requesting an exemption which will permit the Plans to purchase the Property from Aloha and lease (the Lease) it to the Employer. The applicant represents that the proposed transactions will be in the best interests of the Plans because the Plans will obtain a valuable property at a price below its appraised fair market value and will realize a rate of return of 12 % on the Lease. Ross Realty and Appraisal, Inc. (Ross), which is located in Boca Raton, Florida, appraised the fair market value of the Property on April 14, 1982 to be \$742,000. The Plans will pay Aloha \$667,800 for the Property. The Plans will pay Aloha \$504,400 in cash and will assume the existing mortgage (the Mortgage) on the Property of \$183,400. The Mortgage is an 8 1/4 % first mortgage on the Property with a remaining term of approximately 13 years. The sale will not involve any sales commissions. The price of \$667,800 is approximately 90% of the appraised value of the Property. The applicant represents that the Plans are paying

only 90% of the appraised value of the Property to account for commissions and other selling expenses that Aloha would have to pay in a similar transaction with an unrelated party. In the proposed transactions, the Profit Sharing Plan will contribute 28.57% of the cash for the purchase and will assume the same such percentage of the Mortgage while the Money Purchase Plan will contribute 71.43% of the cash and will assume that same such percentage of the Mortgage. Each Plan will share in the income from the Property in the same percentage as its contribution to the purchase of the Property. Such percentages represent each Plan's interest in the commingled trust. The Lease will be a triple net lease with a term of 15 years. The initial rental under the Lease will be \$8.50 per square foot for a total initial annual rental of \$82,510. On September 22, 1982, Ross appraised the Property's fair market rental value to be between \$8.00 and \$8.50 per square foot. The rental under the Lease will be subject to readjustment every two years based upon an independent appraisal to provide for possible increases in rent commensurate with any increases in the fair market rental value of the Property. In no event will the annual rental be less than \$82,510. The Lease will require the Employer to insure the Property with insurance acceptable to the Plans.

4. Gulfstream Bank, N.A. (the Trustee), which is located in Ft. Lauderdale, Florida, acting as an independent fiduciary of the Plans, has reviewed the proposed transactions. The Trustee certifies that the proposed transactions will be in the best interests of the participants and beneficiaries of the Plans. In addition, the Trustee certifies that the terms and conditions of the proposed transactions will be at least as favorable to the Plans as those which the Plans could receive in similar transactions with an unrelated party. The Trustee will also monitor the Lease and will represent the Plans' interest thereunder.

5. In summary, the applicant represents that the proposed transactions will satisfy the criteria of section 408(a) of the Act because (1) the Trustee has determined that the proposed transactions will be in the best interests of the Plans' participants and beneficiaries; (2) the transactions will be approved and monitored by the Trustee; (3) the Plans will acquire a valuable property at a price below the appraised fair market value; and (4) the rental rate under the Lease will remain at least the fair market rental rate as determined by an independent appraiser.

Tax Consequences of Transaction

The Department of the Treasury has determined that if a transaction between a qualified employee benefit plan and its sponsoring employer (or affiliate thereof) results in the plan either paying less than or receiving more than fair market value such excess may be considered to be a contribution by the sponsoring employer to the plan and therefore must be examined under applicable provisions of the Internal Revenue Code, including sections 401(a)(4), 404 and 415.

For Further Information Contact: Mr. Richard Small of the Department, telephone (202) 523-7222. (This is not a toll-free number.)

La-Z-Boy Chair Company Employees' Profit Sharing Plan (the Plan) Located in Monroe, Michigan

[Application No. D-3860]

Proposed Exemption

The Department is considering granting an exemption under the authority of section 408(a) of the Act and section 4975(c)(2) of the Code and in accordance with the procedures set forth in ERISA Procedure 75-1 (40 FR 18471, April 28, 1975). If the exemption is granted the restrictions of section 406(a), 406(b)(1) and 406(b)(2) of the Act and the sanctions resulting from the application of section 4975 of the Code, by reason of section 4975(c)(1)(A) through (E) of the Code shall not apply to the proposed contributions of certain securities by participants in the Plan to their own self-directed voluntary contributions accounts in the Plan.

Summary of Facts and Representations

1. The Employer is a Michigan corporation engaged primarily in the business of manufacturing and selling upholstered furniture. The Plan is a defined contribution profit sharing plan which had approximately 597 participants and net assets of \$14,426,984 on April 30, 1982. The trustee of the Plan (the Trustee) is Monroe Bank and Trust Company, a Michigan banking corporation.

2. The terms of the Plan, as amended and restated effective May 1, 1976, provide that the Employer is required to contribute to the Plan for each taxable year of the Employer an amount determined under a formula set forth in the plan, except that the board of directors of the Employer may authorize an alternative contribution or no contribution for any taxable year. Each Employer contribution is allocated among the participants in the Plan in proportion to the basic salaries of the

participants. Separate accounts are established for each participant to which the participants' shares of Employer contributions and the participants' shares of realized and unrealized earnings or losses of the assets of the Plan are allocated.

The Trustee holds, invests and reinvests all Employer contributions and all income from such contributions in a single trust fund without segregating or investing separately the accounts of the participants. An investment committee (the Investment Committee) consisting of three or more members appointed by the board of directors of the Employer is required to direct the Trustee to purchase, retain or dispose of any investments held in the trust fund, excluding such investments held in fixed income investments. Another committee, also consisting of three or more members appointed by the board of directors of the Employer, is responsible for the general administration of the Plan (the Administrative Committee). All members of the Administrative Committee are independent of the Trustee.

3. Effective May 1, 1980, the Plan was amended to permit Plan participants to make non-deductible voluntary contributions to the Plan commencing with the Employer's fiscal year ended April 30, 1981. Under the new provisions, participants in the Plan may make non-deductible voluntary contributions to the Plan in cash or in kind. These contributions may not exceed, in the aggregate, 10 percent of the participant's compensation for all years in which he was a participant in the Plan, nor may any such contribution exceed the annual limitations imposed by section 415 of the Code. All voluntary contributions made by a participant will be credited at the participant's option either to a Plan account maintained by the Trustee, the assets of which will be invested primarily in fixed income assets, or to a self-directed Plan account, the assets of which will be invested and reinvested in accordance with instructions of the participant.¹ The latter account is required to be separately administered and no assets of any other such separate account, nor any other assets, earnings or losses of the trust fund established under the Plan, may be credited to or charged against this separate account. When a participant establishes such a separate account, he assumes full responsibility

¹ The Department is not proposing administrative relief for contributions in kind by participants to accounts which are not self-directed voluntary contribution accounts.

and liability for all investment decisions with respect to the account.

4. The Employer and Trustee have entered into an arrangement with Merrill Lynch Pierce Fenner & Smith, Inc. (Merrill Lynch) with respect to the administration of all self-directed voluntary contribution accounts established by participants. Under this arrangement, any participant who desires to make voluntary contributions to the Plan and to have these voluntary contributions credited to a separate self-directed account (instead of to a separate account maintained by the Trustee and invested primarily in fixed income assets) must complete and sign a contribution form, which the Administrative Committee forwards with the participant's voluntary contribution to Merrill Lynch. Pending investment instructions from the participant, Merrill Lynch will invest any cash contribution in short term fixed income investments, namely Merrill Lynch's "Ready Asset" fund. A separate account is established by Merrill Lynch for each such participant. Each participant having such an account may then instruct Merrill Lynch as to how the funds in the account should be invested and reinvested.

5. An exemption is requested to permit participants in the Plan to make voluntary non-deductible contributions of certain securities to the Plan for allocation to their own self-directed voluntary contribution accounts. Such securities may include securities traded on a national or regional securities exchange or with a brokerage firm acting as principal, securities traded on an over-the-counter-market and common or preferred stocks of national or state chartered banks including stocks of the Trustee, where bid and ask prices of the stock are quoted on the NASDAQ System and/or are published in the Wall Street Journal. No securities could be contributed by a participant unless the contribution is approved in advance by the Administrative Committee. In valuing any securities contributed by a participant for purposes of the limitations of section 415 of the Code and the overall 10% of compensation limitation applicable to employee contributions, the fair market value of the securities contributed as of the end of the day of actual transfer will be used. Where listings appear in the Wall Street Journal, these values will be used. Where separate bid and ask quotes are given, the value taken will be the average of the two quotes.

6. Certain securities will be expressly prohibited. These include commodity contracts, tax exempt municipal bonds,

securities issued by the Employer or its affiliates and securities purchased or acquired subject to margin restrictions.

7. In summary, it is represented that the proposed transactions will satisfy the statutory criteria of section 408(a) of the Act because: (a) each transaction will be conducted on the instructions of a Plan participant and only the individual account of such participant will be affected; (b) plan participants will be permitted to enjoy greater flexibility in the investments of their own accounts and will be permitted to contribute to their accounts even if they would not have had sufficient cash to make a contribution otherwise; and (c) the Administrative Committee will monitor the contributions, and will not permit any contributions of commodity contracts, tax exempt municipal bonds, securities issued by the Employer or its affiliates and securities purchased on margin or subject to margin restrictions.

For Further Information Contact: Ms. Katherine D. Lewis of the Department, telephone (202) 523-8972. (This is not a toll-free number.)

ISIS Chemicals, Inc. Employee Profit Sharing Plan (the Plan) Located in Stamford, Connecticut

[Application No. D-3868]

Proposed Exemption

The Department is considering granting an exemption under the authority of section 408(a) of the Act and section 4975(c)(2) of the Code and in accordance with the procedures set forth in ERISA Procedure 75-1 (40 FR 18471, April 28, 1975). If the exemption is granted the restrictions of section 408(a), 406 (b)(1) and (b)(2) of the Act and the sanctions resulting from the application of section 4975 of the Code, by reason of section 4975(c)(1) (A) through (E) of the Code shall not apply, for a five year period, to the proposed purchases by the Plan of participation interests from Union Trust Company (Union) in a mortgage note (the Mortgage) executed between Union and ISIS Realty Associates, Ltd. (ISIS Ltd.), parties in interest with respect to the Plan; and (2) the extension of credit between ISIS Ltd. and the Plan resulting from the purchase of the participation interests; provided that (1) no more than 25 percent of the Plan's total assets are invested in the participations; and (2) the Plan pays no more for a participation than it would pay in an arm's-length transaction with an unrelated party.

Temporary Nature of the Exemption: If granted, this exemption will be effective for five years from the date a grant of an individual exemption is published in the Federal Register on

behalf of the transactions. Subsequent to the expiration of the exemption, the Plan may hold the participations provided they were purchased during the five year period.

Summary of Facts and Representations

1. The plan is a profit sharing plan with approximately 26 participants. As of December 31, 1982, the Plan had total assets of \$341,451. Messrs. George G. Voss, John L. Morrow, and Bronson Bump, officers and directors of ISIS Chemicals, Inc. (ISIS), the sponsor of the Plan, serve as Plan trustees and are responsible for Plan investments.

2. ISIS is a corporation engaged in the manufacture of industrial coatings and other finished products. As of June 30, 1982, ISIS had a net worth of approximately \$1,196,000. ISIS has certain affiliated companies, ISIS Industries, Inc., ISIS Realty, Inc. (ISIS Realty) and ISIS Ltd.

3. On October 1, 1980, ISIS Ltd. through its general partner, Mr. George Voss, entered into the Mortgage with Union, a subsidiary of Northeast Bankcorp. serves as an agent for the trustees pursuant to an agreement with ISIS, and handles the Plan's accounting and payroll functions. The Mortgage is for a total amount of \$350,000. The Mortgage bears interest of 15 percent per annum, and is payable in monthly installments of principal and interest over a fifteen year term. The Mortgage is secured by a duly recorded first mortgage in an improved parcel of real property (the Property) located on the north side of Viaduct Road in Stamford, Connecticut. The Property is improved by one building which is used for industrial and office purposes. Mr. Elwyn V. Chesley, Jr., C.S.A., of Pierson & Smith, Inc. located in Stamford, Connecticut, appraised the Property, and determined that, as of July 7, 1981, it has a fair market value of \$1,065,000.

4. The applicant proposes the Plan, for a five year period, to invest up to 25 percent of its total assets in participations in the Mortgage. As of January 1, 1983, the Mortgage had a total outstanding principal balance of \$334,032. Each participation will be for a term of five years and provide for annual payments of interest at 15 percent with the principal balance payable at the expiration of the term. The purchase by the Plan of a participation interest in the Mortgage will result in a conversion of that part of the Mortgage to a five year balloon note. As further discussed below, the Plan will not pay more than the fair market value for any participation. The Plan will not pay any expenses in connection

with the purchase of any participation, and Union will service each participation at no cost to the Plan.

5. Each participation will be secured by a duly recorded first mortgage in the Property as the Plan, upon purchase, will accede to the same rights as the mortgagee, Union, through assignment of part of the first mortgage interest held by Union. Union has agreed to these terms and will relinquish its rights in the Mortgage and the Property with respect to the amount of the principal and unpaid accrued interest, if any, of a participation. Accordingly, the Plan will share pro rata with Union in the recovery of any proceeds from the Property upon a default based upon a percentage of the total amount of the outstanding participation held by the Plan in comparison to the total principal amount of the Mortgage outstanding.

6. The Mortgage is further secured by the personal guarantee of Mr. Voss, the Chairman of the Board of ISIS, and by the pledge by two of the general partners of ISIS Ltd., Messrs. Voss and Frank Richart, to agree not to sell, transfer, or hypothecate any of their interest in ISIS Ltd. without the consent of holder(s) of the Mortgage.

7. Mr. Charles Sims, Chairman of the Board of Firing Circuits, Inc., a corporation located in Norwalk, Connecticut has been appointed to serve as the fiduciary of the Plan with respect to the proposed purchases. Mr. Sims has substantial experience in employee benefit administration, and serves as a trustee for his corporation's employee benefit plans. Mr. Sims is also knowledgeable in commercial and industrial real property matters. Mr. Sims understands his duties, liabilities and responsibilities involved in serving as a fiduciary with respect to the Plan. Mr. Sims has no business or commercial relationships with Mr. Voss, ISIS and its affiliates, or any of the principal officers of ISIS or its affiliates.

8. Mr. Sims has determined that the proposed purchases are appropriate, suitable, and in the best interests of the Plan. Mr. Sims represents that the fact that no principal will be paid until the end of the participations' terms does not detract from the quality of the investments. Mr. Sims states that the payments of interest only under the participations assures the Plan of a steady stream of income, and due to the high quality of the investments, the underlying principal payment obligation will remain a valuable asset in the Plan's investment portfolio throughout its five year term. Mr. Sims has also examined the Plan's portfolio and has determined that the proposed purchases

will have no adverse impact on either the liquidity of the Plan's assets or the diversification of the Plan's assets. Mr. Sims represents that ISIS Ltd. is a solvent entity with excellent prospects for future growth.

9. With respect to each purchase of a participation in the Mortgage Mr. Sims will determine, on the date of purchase, the fair market value of a participation by examining the prevailing commercial mortgage rates in Fairfield County, Connecticut, for similar instruments secured by commercial property, and by examining the credit worthiness and financial condition of ISIS and its affiliates. Mr. Sims will ensure that in no event will the payment for a participation be greater than its fair market value.

10. Mr. Sims has personally inspected the Property and has verified through Mr. John Davies, vice president of Union, that the Property has a value in excess of \$1,000,000 a value three times greater than the outstanding principal balance of the Mortgage. Mr. Sims has been assured that the Property is adequately insured against fire or other loss. Mr. Sims will insure that payments due under a participation are made timely and will be empowered to take all necessary steps to enforce the rights of the Plan in the event of a default of principal or interest under a participation.

11. In summary, the applicant represents that the proposed transactions satisfy the statutory criteria of section 408(a) of the Act because (a) each participation will be purchased by the Plan at a price equal to its fair market value as determined by Mr. Sims; (b) the Plan will not incur any expenses with respect to the purchases, and Union will service the participations at no cost to the Plan; (c) each participation will be adequately secured by the duly recorded first security interest in the Mortgage; (d) Mr. Sims, an independent, qualified party will serve as the fiduciary for the Plan with regard to the transactions, and has determined that the proposed purchases are appropriate, suitable, and in the best interests of the Plan; and (e) Mr. Sims will completely monitor the payments under the participations and be empowered to protect the Plan's interests in the event of default.

For Further Information Contact: Mr. David Stander of the Department, telephone (202) 523-681. (This is not a toll-free number.)

Richard M. Leslie, P.A. Defined Benefit Plan and Trust (the Plan) Located in Miami, Florida

[Application No. D-3948]

Proposed Exemption

The Department is considering granting an exemption under the authority of section 4975(c)(2) of the Code and in accordance with the procedures set forth in ERISA Procedure 75-1 (40 FR 18471, April 28, 1975). If the exemption is granted the sanctions resulting from the application of section 4975 of the Code, by reason of section 4975(c)(1)(A) through (E) of the Code shall not apply to the purchase on December 1, 1982, by the Plan from Mr. Richard M. Leslie (Mr. Leslie), the sole shareholder of the Plan sponsor and the sole participant in the Plan, of shares of common stock traded on the New York Stock Exchange (the NYSE) at the closing prices of such shares on the NYSE on that date and the concurrent extension of credit by Mr. Leslie to the Plan. Since Mr. Leslie is the sole shareholder of the Plan sponsor and the only participant in the Plan, there is no jurisdiction under Title I of the Act pursuant to 29 CFR 2510.3-3(b) and (c)(1). However, there is jurisdiction under Title II of the Act pursuant to section 4975 of the Code.

Effective Date: If the proposed exemption is granted, the exemption will be effective on December 1, 1982.

Summary of Facts and Representations

1. The Plan is a defined benefit pension plan covering only Mr. Leslie, who is an employee and the sole shareholder of the Plan sponsor. Under the terms of the Plan, Mr. Leslie has authority to make investment decisions for the Plan. In addition to the shares of common stock in question, the Plan's other investments include \$15,000 in a 3-year certificate of deposit, \$12,000 in a money market certificate, approximately \$3,000 in Phoenix Fund, approximately \$5,000 in Putnam Health Mutual Fund, approximately \$25,000 in real estate mortgages, and over \$500,000 face value in life insurance.

2. The shares of common stock in question are shares in well known companies: Coca-Cola, Disney, Eastman-Kodak, International Business Machines, NCR, PPG, and Xerox. Mr. Leslie sold these shares at their closing prices on the NYSE on December 1, 1982, to the Plan. The total purchase price was approximately \$23,000, representing approximately 15-20% of the Plan's total assets. Of this amount, the Plan paid \$19,000 in cash to Mr. Leslie at the time of the purchase and

will pay him the remaining \$4,000 within the next few weeks. No interest was or will be charged to the Plan on any portion of the purchase price. No brokerage commissions were charged to the Plan with respect to the purchase.

3. Mr. Leslie believes the purchase was in his best interests as the sole participant of the Plan because the purchase has diversified the Plan's investments and did not involve brokerage commissions chargeable to the Plan. He states that the subject transaction has saved the Plan approximately \$1,000 in brokerage commissions because the Plan was going to purchase these common stocks anyway.

4. In summary, the applicant represents that the purchase satisfies the exemptive criteria provided in section 408(a) of the Act because (a) the purchase price equalled the sum of the closing prices on the NYSE of the subject shares of common stock on the purchase date; (b) no commissions were charged to the Plan in effecting the purchase; (c) no interest has been or will be charged to the Plan with respect to that portion of the purchase price not paid on the date of purchase; and (d) Mr. Leslie is the only Plan participant and he desired that the purchase be effected.

Notice to Interested Persons: Since Mr. Leslie is the only participant affected by the transaction, it has been determined that there is no need to distribute notice to interested persons. Comments and hearing requests are due 30 days after the date of publication in the *Federal Register*.

For Further Information Contact: Mrs. Miriam Freund, of the Department, telephone (202) 523-8971. (This is not a toll-free number.)

Polar Employee Stock Ownership Trust (the Plan) Located in Billings, Montana

[Application No. D-3962]

Proposed Exemption

The Department is considering granting an exemption under the authority of section 408(a) of the Act and section 4975(c)(2) of the Code and in accordance with the procedures set forth in ERISA Procedure 75-1 (40 FR 18471, April 28, 1975). If the exemption is granted, the restrictions of section 406(a), 406(b) (1) and (2) of the Act and the sanctions resulting from the application of section 4975 of the Code, by reason of section 4975(c)(1) (A) through (E) of the Code, shall not apply to: (1) the proposed transfer by the Plan to Polar Industries, Inc. (the Employer), the Plan sponsor, of 70,523 shares of Centura Energy Corporation (Centura), the former parent of the Employer; and

(2) the receipt by the Plan from the Employer in consideration of such transfer of 74,857 shares of Employer stock, provided that the fair market value of the Employer stock received by the Plan is at least equal to the fair market value of its Centura stock.

Summary of Facts and Representations

1. The Plan is an employee stock ownership plan with net assets, excluding its Centura stock, of \$150,801.64 as of January 14, 1983 and approximately 48 participants and beneficiaries as of November 23, 1982. The Plan's trustee (the Trustee) is Mr. Ronald Walter, who is the secretary/treasurer of the Employer. The Plan was created effective June 30, 1975 for the Employer and its wholly-owned subsidiary, Capital City Gas, Inc. The Employer is engaged in the sale of liquefied petroleum and related equipment and products. Centura is primarily engaged in the oil and gas business.

2. Effective June 30, 1982, pursuant to an agreement (the Agreement) which was executed on October 12, 1982, the officers and directors of the Employer purchased the Employer's stock from Centura, which held 100% of the Employer stock. The applicant represents that the terms of the Agreement were negotiated at arms' length by the principals of each company, none of whom were principals of both companies. The purchase price of \$3,155,000 involved cash, notes and an exchange of 170,339 shares of the Employer's stock for 160,477 shares of Centura stock held by certain employees of the Employer. Pursuant to the Agreement, the Employer executed a note payable to Centura in the amount of \$352,618 due on or before September 30, 1983 with interest thereon payable at the rate of 12% per annum. The note provides that in lieu of the cash payment of principal and interest, the Employer may assign on or before September 30, 1983, the 70,523 Centura shares (valued pursuant to the Agreement at \$5.00 per share) held by the Plan.

3. The Employer has requested an exemption to exchange the Plan's 70,523 shares of Centura stock for 74,857 shares of the Employer's stock having a fair market value of \$5.09 per share as of June 30, 1982, as determined in an appraisal of the Employer's stock performed by Marquette & Company, which is unrelated to Centura, the Employer or the Plan. The stock exchange ratio of 1.06 shares of the Employer for each share of Centura, which was established pursuant to the Agreement, is the same ratio utilized for all stock exchanges between Centura and Employer shareholders, would

provide the Plan with Employer stock worth \$381,022.13. Centura stock, which is traded over the counter, had a bid and ask of 3 1/4 and 3 3/4 respectively, on February 1, 1983. Therefore, the Plan would secure Employer stock worth \$381,022.13 for Centura stock worth \$229,199.75 (averaging the bid and ask) on the open market, representing a gain of \$151,822.38. The Employer would satisfy an obligation to Centura of \$352,618, by securing the Plan's Centura stock and transferring it to Centura, but would be transferring Employer stock to the Plan worth \$381,022.13. The Plan would pay no commission or other charge with regard to the stock exchange. The applicant also emphasizes that the purpose of the Plan which is an employee stock ownership plan, is to hold the securities of the Plan sponsor. This purpose would be defeated if the proposed exemption is not granted.

4. John B. Van Heuvelen, who is the sole proprietor and owner of Marquette & Company, has agreed to act as the Plan's independent fiduciary with regard to the proposed stock exchange and accordingly has reviewed the terms of the proposed exchange of stock between the Employer and the Plan. Mr. Van Heuvelen has stated that the terms of the exchange, particularly the valuation of each company's stock, are fair and equitable to the Plan. He believes that the proposed stock exchange is in the interests of the Plan and recommends that the Plan enter into the exchange. Mr. Van Heuvelen has 14 years of experience in analyzing and valuing companies and has, in the normal course of his business, prepared many in-depth studies regarding the prudence of employee benefit plans investing in the stock of plan sponsors. Mr. Van Heuvelen states that he has consulted with an attorney concerning his duties, responsibilities and liabilities as a fiduciary under Part 4 of Title I of the Act.

5. In summary, the applicant represents that the proposed transaction satisfies the statutory criteria of section 408(a) of the Act due to the following:

- An independent fiduciary, Mr. Van Heuvelen, has reviewed and approved the terms of the stock exchange;
- The stock exchange ratio is the same as was utilized for all other stock exchanges under the Agreement; and
- Based on the recent trading price of Centura stock, the Plan will realize a substantially larger gain by entering in the exchange than it could by selling its Centura stock on the open market.

For Further Information Contact: Mr. Robert Sandler of the Department.

telephone (202) 523-8195. (This is not a toll-free number.)

Coldwell Banker Commercial Group, Inc. (CBCG) Located in New York, New York

[Application No. D-3966]

Proposed Exemption

On the basis of the facts and representations set forth in the application, the Department is considering granting the following exemption under the authority of section 408(a) of the Act and section 4975(c)(2) of the Code, and in accordance with the procedures set forth in ERISA Procedure 75-1:

I. Transactions

A. Effective November 30, 1982, the restrictions of sections 406(a) and 407(a) of the Act and the taxes imposed by section 4975 (a) and (b) of the Code by reason of section 4975(c)(1) (A) through (D) of the Code shall not apply to the following transactions involving mortgage pools (Mortgage Pools) in which employee benefit plans will invest:

(1) The direct or indirect sale, exchange or transfer of certificates (Certificates) representing interests in Mortgage Pools in the initial issuance of Certificates between CBCG and an investing plan when CBCG, Dean Witter Reynolds, Inc. (Dean Witter), the trustee (Trustee) of a Mortgage Pool or a mortgagor of such Mortgage Pool is a party in interest with respect to such plan, provided that the plan pays no more than fair market value for such Certificates, and provided further that the rights and interests evidenced by such Certificates are not subordinated to the rights and interests evidenced by other Certificates of the same Mortgage Pool; and

(2) The continued holding of Certificates acquired by a plan pursuant to subparagraph (1), above.

B. Effective November 30, 1982, the restrictions of sections 406(a), 406(b) (1) and (2) and 407(a) of the Act and the taxes imposed by section 4975 (a) and (b) of the Code by reason of section 4975(c)(1) (A) through (E) of the Code shall not apply to the direct or indirect sale, exchange or transfer of Certificates in the initial issuance of Certificates of a Mortgage Pool between CBCG and an investing plan, and the continued holding of such Certificates, when CBCG, Dean Witter or the Trustee of such Mortgage Pool is a fiduciary with investment discretion with respect to the plan assets invested in such Certificates, provided that:

(1) The plan pays no more for such Certificates than the plan would have paid in an arm's-length transaction;

(2) The rights and interests evidenced by such Certificates are not subordinated to the rights and interests evidenced by other Certificates of the same Mortgage Pool;

(3) Such sale, exchange or transfer is expressly approved by a fiduciary independent of CBCG or the Trustee or any affiliate thereof, who has authority to manage and control those plan assets being invested in the Certificates;

(4) The total value of Certificates purchased by the plan does not exceed 25% of the amount of the issue; and

(5) At least 50% of the aggregate amount of the issue is acquired by persons independent of CBCG or the Trustee.

C. Effective November 30, 1982, the restrictions of sections 406(a), 406(b)(1) and (2) and 407(a) of the Act and the taxes imposed by section 4975(a) and (b) of the Code by reason of section 4975(c)(1)(A) through (E) of the Code shall not apply to transactions in connection with the servicing and operation of the Mortgage Pool provided that:

(1) Such transactions are carried out in accordance with the terms of a binding pooling and servicing agreement (Pooling and Servicing Agreement); and

(2) Such Pooling and Servicing Agreement is made available to investors before they purchase Certificates in a Mortgage Pool.

D. Effective November 30, 1982, the restrictions of sections 406(a) and 407(a) of the Act and the taxes imposed by section 4975(a) and (b) of the Code by reason of section 4975(c)(1)(A) through (D) of the Code shall not apply to any transactions to which such restrictions or taxes would otherwise apply merely because a person is deemed to be a party in interest (including a fiduciary) with respect to a plan by virtue of providing services to the plan (or who has a relationship to such service provider described in section 3(14)(F), (G), (H) or (I) of the Act), solely because of the ownership by such plan of a Certificate.

II. General Conditions

A. The relief provided under Section I above, is available only if the following conditions are met:

(1) The Trustee for each Mortgage Pool must not be an affiliate of CBCG provided, however, the Trustee shall not be considered to be an affiliate of CBCG solely because the Trustee has succeeded to the rights and responsibilities of CBCG pursuant to the terms of the Pooling and Servicing

Agreement providing for such succession upon the occurrence of one or more events of default by CBCG; and

(2) the sum of all payments made to and retained by CBCG in connection with a Mortgage Pool, and all funds inuring to the benefit of CBCG as a result of the administration of any Mortgage Pool, must represent not more than adequate consideration for selling the Certificates, plus reasonable compensation for services provided by CBCG and the Trustee of the Mortgage Pool, and by Dean Witter as underwriter.

III. Definitions

A. For the purposes of this exemption, the term "Mortgage Pool" means an investment pool the corpus of which

(1) is held in trust; and

(2) consists solely of

(a) Interest bearing obligations secured by multi-family residential property;

(b) Property which had secured such obligations and which has been acquired by foreclosure;

(c) Federal Housing Authority (FHA) debentures; and

(d) Undistributed cash.

B. For the purposes of this exemption, the term "Certificate" means a certificate representing a beneficial undivided fractional interest in a Mortgage Pool and entitling the holder of such certificate to pass-through payment of principal and interest from the pooled mortgage loans, less any fees retained by CBCG.

C. For the purposes of this exemption, the term "affiliate" of another person means:

(1) Any person directly or indirectly, through one or more intermediaries, controlling, controlled by, or under common control with such other person;

(2) Any officer, director, partner, employee, or relative (as defined in section 3(15) of the Act) of such other person; and

(3) Any corporation or partnership of which such other person is an officer, director, or partner.

For purposes of this paragraph, the term "control" means the power to exercise a controlling influence over the management or policies of a person other than an individual.

D. For the purposes of this exemption, a person will be "independent of CBCG or the Trustee" only if:

(1) Such person is not an affiliate (as defined in Section III(C) of this exemption) of CBCG or the Trustee; and

(2) Neither CBCG nor the Trustee, nor any affiliate thereof, is a fiduciary who has investment management authority

or renders investment advice with respect to the assets of such person.

Summary of Facts and Representations

1. CBCG is a wholly-owned indirect subsidiary¹ of Sears Roebuck and Co. (Sears), and an affiliate of Dean Witter. CBCG's principal offices are at 533 Freemont Avenue, Los Angeles, California, and it maintains offices in 40 states. CBCG is engaged in the business of real estate brokerage and finance, real estate asset management, mortgage banking, mortgage brokerage, and the provision of a wide variety of other diversified real estate and financial services.

2. Dean Witter is a wholly-owned indirect subsidiary² of Sears. Dean Witter's principal offices are located in New York, New York, and it maintains offices in 50 states. Dean Witter is engaged in the brokerage business and is a broker in securities, commodities and futures contracts, a dealer in corporate and municipal securities and is an investment banking firm. The Trustee for each Mortgage Pool will be a substantial financial institution or trust company experienced in trust activities. The Trustee will be independent of CBCG and Dean Witter.

3. The Government National Mortgage Association (GNMA) is a government corporation operating under the direction of the Secretary of Housing and Urban Development. GNMA operates several multi-family direct mortgage purchase programs which are designed to make Project Loans, which are low interest rate FHA-insured mortgage loans, available to multi-family housing projects and certain health care facilities during periods of monetary stringency. GNMA accomplishes this objective by committing in advance, generally prior to commencement of construction, to purchase after completion of construction, such low interest rate loans at prices substantially above prices at which such mortgage loans could otherwise be sold in the private secondary market. The Project Loans generally have an outstanding principal balance of not less than \$200,000 nor more than \$20,000,000 and normally have a 40 year maturity and an average life of 18 to 20 years. Also, pursuant to FHA regulations, the loan to value ratio on a Project Loan can be no higher than 90 percent. Periodically, as the inventory of these loans builds, GNMA sells them in the private market at prevailing

commercial rates, which may reflect a substantial discount from the face principal amount. The resulting loss is borne by the U.S. Treasury and is, in fact, a housing subsidy program.

4. The sale of Project Loans is accomplished through an auction procedure. Approximately one month prior to the date selected by GNMA for an auction, GNMA sends an auction invitation to all FHA-approved mortgagees, such as CBCG. GNMA warrants to each purchaser of a Project Loan that, as of the settlement date with GNMA, such loan:

(a) is not delinquent under the original or modified terms thereof to the extent of more than one monthly installment of interest, principal or escrow deposits (subject to certain limited exceptions) and is not otherwise in default; (b) is not subject to any defect which would prevent recovery in full or in part against FHA as insurer; and (c) is not subject to any outstanding advance or advances by the mortgagee to the mortgagor. GNMA's obligation under its warranty is limited to the correction of such exceptions as shall be specified in a written notice furnished to it by the purchaser within 90 days of the settlement date with GNMA, or to the repurchase of the related mortgage loan in the event that such exceptions may not be corrected promptly.

5. When CBCG is the successful bidder for a group of Project Loans at a GNMA auction, CBCG will either transfer and assign all of its right, title and interest in such loans, including all interest and principal payments received after a specified date, to the Trustee without recourse, or cause GNMA to assign them directly to the Trustee. With respect to each Project Loan transferred, CBCG will deliver, or cause to be delivered to the Trustee, a mortgage note containing the full endorsement of the Commissioner of the FHA, the mortgage (with appropriate evidence of the recording thereof indicated thereon), and an assignment of the mortgage to the Trustee, which the Trustee will record or cause to be recorded.

6. Concurrently with the transfer and assignment of the mortgage notes, the Trustee will authenticate and deliver to the order of CBCG the Certificates in authorized denominations, evidencing in the aggregate the entire ownership of the Mortgage Pool. These Certificates will be sold by CBCG to investors, including plans, through one or more underwriters, including Dean Witter, for which Dean Witter would receive a fee from the plans.

7. The price at which the Certificates are sold to plans is determined with reference to the price paid by CBCG for the Project Loans underlying the Certificates, the net return to the plans (the Pass-Through Rate) based on the Project Loan interest rates minus CBCG's compensation (discussed below), and the general market for similar securities. The first Mortgage Pool was sold to a single plan on November 30, 1982 with a Pass-Through Rate of 11.99%.

8. The applicant represents that the total value of Certificates purchased by a plan with assets with regard to which CBCG or the Trustee or an affiliate thereof is a fiduciary with investment discretion over such assets, will not exceed 25 percent of the amount of the Certificates in a Mortgage Pool, and, furthermore, at least 50 percent of the aggregate amount of such Certificates will be acquired by persons independent of CBCG, the Trustee or their affiliates.

9. On the 25th day of each month, CBCG will distribute to each Certificateholder its proportionate share of the net proceeds from the Mortgage Pool for the prior month. CBCG will also furnish to each Certificateholder, promptly after each distribution, a statement setting forth certain information about the Project Loans and including CBCG's servicing compensation for the month. Furthermore, within a reasonable period of time after the end of each calendar year, CBCG will furnish a report to each Certificateholder summarizing for the year, certain of the information set forth in the monthly reports, including CBCG's compensation.

10. A Mortgage Pool will terminate upon: (a) the later of the final payment or other liquidation of the last Project Loan in such Pool or the disposition of all property acquired upon foreclosure of any Project Loan; or (b) the repurchase by CBCG of all Project Loans and all property acquired in respect of any Project Loan remaining in the Mortgage Pool. In no event, however, will a Mortgage Pool continue beyond a period which would violate the applicable rule against perpetuities.

11. CBCG or the Trustee or one of their affiliates may have a pre-existing relationship as a service provider or fiduciary to the plans. However, all decisions relating to the sale, exchange or transfer of Certificates will be made on the plans' behalf by fiduciaries independent of CBCG or the Trustee or any affiliate thereof.

12. The applicant states that although the Certificates are not insured or guaranteed by any agency or

¹ The parent of CBCG, Coldwell Banker Company, is a wholly-owned subsidiary of Sears.

² The parent of Dean Witter, Dean Witter Reynolds Organization, Inc., is a wholly-owned direct subsidiary of Sears.

instrumentality of the U.S. Government, the Project Loans underlying the Certificates are insured by the FHA. In addition, the FHA will not insure a mortgage unless it contains a covenant, acceptable to the Commissioner of the FHA, binding the mortgagor to keep the property insured by a standard policy or policies against fire and such other hazards as the Commissioner may stipulate.

13. If a mortgagor defaults on a Project Loan payment, the mortgagee may either assign the mortgage to the FHA or acquire title through foreclosure proceedings and convey title to such property to the FHA. If the mortgagee elects to assign the mortgage to the FHA, the insurance benefits payable to the mortgagee (either in cash or FHA Debentures which are discussed below) are equal to the sum of: (a) The amortized principal balance of the defaulted Project Loan; plus (b) certain eligible payments made by the mortgagee with respect to taxes and other prior liens and for the preservation of the property; and (c) interest accrued from the end of the grace period at the interest rate of FHA Debentures, the rate of which is determined by the higher of the prevailing rate at the time: (1) when the commitment for FHA mortgage insurance was issued; or (2) when the Project Loan was initially endorsed for FHA mortgage insurance; less (1) an assignment fee of 1% of the principal balance; and (2) legal costs and other expenses associated with the assignment of the Project Loan. The insurance proceeds may be further reduced, however, according to the terms of the GNMA Insurance Proceeds Participation Certificate (IPPC-discussed more fully below).

14. In the event that the mortgagee elects to acquire title to the mortgaged property and convey title to such property to the FHA, the insurance benefits payable to the mortgagee are computed as above-described except that such benefits are not subject to the 1% assignment fee. The mortgagee is, however, required to pay the costs of foreclosure. Since foreclosure proceedings can be expensive and in some cases, time consuming (during which time, for purposes of insurance proceeds, interest accrues at the applicable FHA Debentures rate rather than at the generally higher Pass-Through Rate), the majority of mortgagees elects to assign the mortgage to the FHA (and incur the 1% assignment fee) rather than foreclose and convey title to the property to the FHA.

15. For defaulted Project Loans, the FHA generally pays 90 percent of the

insurance claim within 15 days of the recordation of the assignment or conveyance (which action may take 30 to 90 days) and the balance of the claim, after completion of an audit, within three to six months after such recordation.

16. The Certificateholders, in the event of a default on a Project Loan and its subsequent assignment to the FHA, bear the risk of: (a) The loss of 30 days' interest during the grace period; (b) forgoing principal and interest payments pending recovery from the FHA in the event CBCG does not advance such payments; (c) the accrual of interest at the FHA Debentures rate which is generally lower than the Pass-Through Rate; and (d) the incidence of legal and other expenses associated with the assignment.

17. The winning bidder on a Project Loan for which FHA insurance proceeds are payable in cash, must sign an IPPC providing for the sharing of a portion of the FHA insurance proceeds with GNMA upon default on a Project Loan, during the first 36 months following the date the Project Loan was purchased from GHMA. The reason for the IPPC is to prevent a potential windfall to a mortgagee due to the fact that a Project Loan is purchased at a discounted price from GNMA because of the low interest rate, while FHA insurance is based on 100 percent of the principal of the Project Loan.

18. A number of the Project Loans will be Section 221 Loans, under which a mortgagee has the right, pursuant to 24 CFR Section 221.770, to assign such Section 221 Loan to the FHA at the expiration of 20 years from the date of final endorsement of the related mortgage, if the Section 221 Loan is not in default at such time. Such option to assign a Section 221 Loan to the FHA may be exercised at any time during the one year period following the twentieth anniversary of the final endorsement of the related mortgage.

19. Any mortgagee electing to assign a Section 221 Loan to the FHA will receive in exchange therefor, FHA Debentures having a total face value equal to the then outstanding principal balance of the Section 221 Loan plus accrued interest to the date of assignment. The FHA Debentures will mature 10 years from the date of assignment of the related section 221 Loan and will bear interest at the "going Federal rate" on such date. The "going Federal rate" is defined to be the annual rate of interest specified by the Secretary of the Treasury for the six month period which includes the issuance date of the Debentures.

20. As compensation for its activities pursuant to the Pooling and Servicing Agreement, CBCG is entitled, pursuant to that Agreement, to retain its servicing fee from interest payments on the Project Loan (including, for this purpose, the portion of FHA insurance proceeds allocable to interest). CBCG will also receive compensation through the retention of any late payment charges. In addition, CBCG may purchase, at a substantial discount, FHA Debentures for use in paying FHA insurance premiums on the Project Loans. If certain procedures are followed, such FHA Debentures may be applied against FHA premiums at the face amount of the FHA Debentures and CBCG may thereby realize additional compensation from such use of FHA Debentures. Moreover, CBCG may receive additional compensation by depositing collections on the Project Loans, and amounts received from the mortgagors to be held in escrow, in accounts maintained with banks it selects (including banks with which it maintains banking relationships) until such time as those amounts must be disbursed to Certificateholders, the FHA as insurance premiums or otherwise.

21. CBCG represents that the sum of all payments made to and retained by CBCG in connection with a Mortgage Pool, and all funds inuring to the benefit of CBCG as a result of the administration of such Mortgage Pool, will represent not more than adequate consideration for the sale of the Certificates, plus reasonable compensation for services provided by CBCG and the Trustee (the Trustee's fee is paid by CBCG out of its servicing fee) to the Mortgage Pool, and for Dean Witter as underwriter.

22. In summary, the applicant represents that the transactions for which exemptive relief is requested satisfy the statutory criteria of section 408(a) of the Act due to the following:

(a) A plan's decision to purchase Certificates will be made by a plan fiduciary independent of CBCG, the Trustee or any of their affiliates;

(b) All of the transactions for which CBCG seeks exemptive relief will be governed by the terms of the Pooling and Servicing Agreement, which is made available to the plans' fiduciaries for their review prior to investment;

(c) Investment in the Certificates will represent a sound method by which the plans may be able to diversify their investments to include investments in real estate mortgages;

(d) The total value of Certificates purchased by a plan with assets with respect to which CBCG or the Trustee is

a fiduciary with investment discretion will not exceed 25% of the amount of the Certificates in a Mortgage Pool, and at least 50% of the aggregate amount of such Certificates will be acquired by persons independent of CBCG or the Trustee; and

(e) The applicant emphasized that the requested exemption is substantially similar to the class exemption granted as PTE 81-7 (46 FR 7520, January 23, 1981, as amended by PTE 83-1, 48 FR 895, January 7, 1983). The principal difference is that the CBCG sponsored Mortgage Pools will consist of first mortgages or deeds of trust on multi-family residential property as opposed to single family residential property in PTE 81-7. The applicant represents that the risk to plans investing in Mortgage Pools is no greater than the risk in investing in single family residential property mortgage pools.

For Further Information Contact: Robert Sandler of the Department, telephone (202) 523-8195. (This is not a toll-free number.)

Southern Welding Supply Co., Inc. Profit Sharing Plan (the Plan) Located in Bowling Green, Kentucky

[Application No. D-4190]

Proposed Exemption

The Department is considering granting an exemption under the authority of section 408(a) of the Act and section 4975(c)(2) of the Code and in accordance with the procedures set forth in ERISA Procedure 75-1 (40 FR 18471, April 28, 1975). If the exemption is granted the restrictions of section 408(a), 408(b)(1) and (b)(2) of the Act and the sanctions resulting from the application of section 4975 of the Code, by reason of section 4975(c)(1)(A) through (E) of the Code shall not apply to: (1) a loan of \$125,000 by the Plan to Southern Welding Supply Co., Inc. (SWSC), under the terms set forth in this notice of proposed exemption, provided such terms are not less favorable to the Plan than those obtainable in an arm's-length transaction with an unrelated party; and (2) the personal guarantee of repayment of the loan to the Plan by Mr. Jerry Baker (Baker).

Summary of Facts and Representations

1. The Plan is a profit sharing plan with approximately 19 participants and total assets, as of November 30, 1982, of approximately \$614,500. SWSC is a Kentucky corporation engaged in the welding supply business. Baker is the sole shareholder of SWSC.

2. The Plan proposes to lend \$125,000 to SWSC. The proceeds of the loan will be used by SWSC to increase its

working capital. The loan from the Plan would be made pursuant to a written promissory note and a security agreement between SWSC and American National Bank & Trust Company (the Bank) as trustee of the Plan. The loan will be amortized over a period of five years and will bear interest at the rate of 14% per annum. Principal and interest will be paid quarterly.

3. The Bank, which is independent of the parties to the transaction, has agreed to act as an independent fiduciary of the Plan with respect to the transaction. The Bank and SWSC have no common officers or directors. For the 10 month period ending October 31, 1982, the average deposits of SWSC in the Bank averaged less than .07% of the Bank's total average deposits during that period of \$162 million, and as of December 31, 1982, SWSC had one outstanding loan from the Bank of \$30,000 which is about .05% of the total loans of approximately \$59 million issued by the Bank to its customers.

4. As security for the loan, SWSC will grant to the Plan a first security interest in SWSC's accounts receivable. The value of SWSC's accounts receivable, adjusted for uncollectibles, has averaged \$340,200 during the 11-month period ending November 25, 1982. The receivables represent goods sold. The payment of the accounts receivable is not conditioned on the future performance of services nor the satisfaction of future conditions. Baker represents that over the 11-month period used in determining the average accounts receivable, uncollectible receivables have averaged less than 1/2 of 1%. The accounts receivable as of May 31, 1982 (the fiscal year end of SWSC) were reviewed by Touche Ross & Company, and the amount of the accounts receivable as of that date was \$309,655. A security agreement and financing statement will be filed with the appropriate government office when the loan is executed so that the Plan's security interest in the accounts receivable will be perfected. In addition to the accounts receivable, Baker will also personally guarantee the repayment of the loan to the Plan. As of June 30, 1982, Baker's net worth was approximately \$4.2 million.

5. The Bank represents that it has reviewed the terms of the proposed transaction and has determined that it is a suitable and appropriate investment for the Plan and that it is in the interest of and protective of the Plan and its participants and beneficiaries. The interest rate on the loan was determined in arm's-length negotiations between SWSC and the Bank as trustee of the

Plan. The terms of the loan including the interest rate are comparable to commercial loans transacted in the community in which SWSC and the Bank are located, considering the type of loan and the credit worthiness of SWSC. The Bank and SWSC confirm that the interest rate on the note shall be no less than the greater of 14% per annum or a commercially reasonable rate at the time the loan is effected. The Bank represents that it finds the security of accounts receivable which average in excess of 200% of the principal amount of the loan, plus Baker's personal guarantee, to be adequate to safeguard repayment of the loan. The Bank represents that it will review and monitor the transaction until its completion and will take all the steps necessary and proper to protect the Plan's interest, including insuring that SWSC will maintain security in an amount of at least 200% of the loan balance.

6. In summary, the applicant represents that the subject transaction meets the criteria of section 408(a) of the Act because: (1) the loan only involves approximately 20.4% of the Plan's assets; (2) the interest rate was negotiated at arm's-length and is a commercially reasonable rate; (3) the Plan's independent fiduciary, the Bank, has determined that the proposed transaction is appropriate for the Plan and in the best interests of and protective of its participants and beneficiaries; and (4) the Bank will monitor the loan until its completion and will take whatever action is necessary to enforce the rights of the Plan.

For Further Information Contact: Gary H. Lefkowitz of the Department, telephone (202) 523-8881. (This is not a toll-free number.)

BR Medical Clinic, Inc. Defined Benefit Pension Plan (the Plan) Located in Los Gatos, California

[Application No. D-4217]

Proposed Exemption

The Department is considering granting an exemption under the authority of section 408(a) of the Act and section 4975(c)(2) of the Code and in accordance with the procedures set forth in ERISA Procedure 75-1 (40 FR 18471, April 28, 1975). If the exemption is granted the restrictions of section 408(a), 408(b)(1) and (b)(2) of the Act and the sanctions resulting from the application of section 4975 of the Code, by reason of section 4975(c)(1) (A) through (E) of the Code shall not apply to the sale of a parcel of real property (the Property) by the Plan to Steven Green, for \$100,000 in

cash, provided such amount is not less than the fair market value of the Property on the date of the sale.

Summary of Facts and Representations

1. The Plan is a defined benefit plan with two participants. The Plan sponsor is BR Medical Clinic, Inc. (the Employer). F.W. Green, Jr., M.D. (Dr. Green) is the sole shareholder of the Employer and is the trustee of, and a participant in, the Plan.

2. The Plan had been holding as an investment a note and second deed of trust which it had acquired in March, 1980, from an unrelated party. The note was for \$15,000 at 17% interest. Payments were made until July, 1982, when it became necessary for the Plan to foreclose on the Property to protect its investment.¹ The Property consists of a detached single-family dwelling located at 4864 Rue Calais, San Jose, California. The foreclosure was final on October 14, 1982. The trustee received notice from the holder of the first deed of trust, San Francisco Federal Savings and Loan Association (the Bank), that the Property must be sold within 120 days or the Plan must apply to assume the first deed of trust. The Bank has been notified of the subject proposed sale of the Property, and is willing to delay action until the exemption proposed herein is granted.

3. With its limited assets and income, the applicant represents that it would be difficult if not impossible for the Plan to assume the first deed of trust. In addition, the Property is in a bad state of repair and would be unrentable without significant expenditures. There are taxes owing on the Property in the amount of \$3,198.13. The rent from the Property would not cover the cost of maintaining the Property and servicing the debt. Even if the Plan were to pay off the first deed of trust, there would be little current cash flow to the Plan.

4. Mr. Steven Green, who is the son of Dr. Green, has offered to purchase the Property from the Plan. According to the terms of the proposed sale, Steven Green will pay all costs of escrow, back taxes and current taxes, for a total of \$4,399.13, in addition to paying \$10,000 as a purchase price to the Plan. The sale will be for cash, and no commission will be charged on the sale. Mr. Jack L. Sears, M.A.L., an independent appraiser, has estimated the fair market value of the Property to be \$100,000 as of December 6, 1982.

5. The first deed of trust on the Property is approximately \$72,000. The Plan will be totally cash out by the sale and will have no liability remaining with respect to the Property. The first deed of trust will either be assumed by the buyer or will be paid off out of the proceeds of the sale. The costs to the Plan of the foreclosure were approximately \$11,000, of which \$9,600 represented past due payments on the first deed of trust.

6. In summary, the applicant represents that the proposed transaction meets the statutory criteria of section 408(a) of the Act because: (1) The sale is a one-time transaction for cash; (2) no commission will be charged on the sale; (3) the Plan will dispose of an unproductive asset at its fair market value as established by an independent appraisal; and (4) Dr. Green, the Plan's trustee, has determined that the proposed transaction is appropriate for the Plan and in the best interest of its participants and beneficiaries.

For Further Information Contact: Gary H. Lefkowitz of the Department, telephone (202) 523-8881. (This is not a toll-free number.)

William F. Cardman, D.M.D., P.A., Profit-Sharing Plan (the Plan) Located in Lakeland, Florida

[Application No. D-4221]

Proposed Exemption

The Department is considering granting an exemption under the authority of section 408(a) of the Act and section 4975(c)(2) of the Code and in accordance with the procedures set forth in ERISA Procedure 75-1 (40 FR 18471, April 28, 1975). If the exemption is granted the restrictions of section 406(a) and 406(b)(1) and (b)(2) of the Act and the sanctions resulting from the application of section 4975 of the Code, by reason of section 4975(c)(1) (A) through (E) of the Code shall not apply to the proposed sale of a vacant residential building lot (the Land) located in Polk County, Florida, by the Plan to William F. Cardman, D.M.D. (the Buyer), a party in interest with respect to the Plan, provided the sales price is at least equal to the fair market value of the Land on the date of such sale.

Summary of Facts and Representations

1. The number of participants in the Plan for the fiscal year of the Plan that began on November 1, 1982, is estimated to be five. The Buyer is the Plan Administrator and the Plan Trustee and is also the sole shareholder, sole director, and President of William F. Cardman, D.M.D., P.A., the employer of the participants in the Plan.

2. The Land is described in the public records of Polk County, Florida (pages 31 and 32 of Plat Book 72) as Lot 352, Christina Woods, Phase 9. The Land is not adjacent to any property already owned by the Buyer. The Plan acquired the Land from Douglas L. Hall and Sharon P. Hall, his wife, by a Warranty Deed dated June 1, 1982. Mr. and Mrs. Hall were completely independent third parties with respect to the Plan. The purchase price was \$52,500.00, with \$14,726.40 of the net purchase price being paid in cash at the closing and the remainder being paid under the terms of a promissory note secured by a mortgage encumbering the Land. Such note and mortgage provide for repayment of the remaining \$37,773.60 of the 6/1/82 purchase price in 20 equal consecutive installments of \$702.68 each, including interest at the rate of 13 percent per year on the unpaid balance, with a final payment of \$31,620.57 due February 1, 1984, the maturity date of the note and mortgage. The note permits prepayment of the debt without penalty. Other costs incurred by the Plan in acquiring and holding the Land as of April 26, 1983, were: \$522.25 in closing costs and expenses, paid by the Plan at closing; \$130.14, representing the Plan's prorated share of real estate taxes for 1982; and \$4,320.67 in aggregate interest payments under the note and mortgage. Thus, the Plan's total costs in acquiring and holding the Land equalled \$19,699.46 as of April 26, 1983. The applicants believe that historically the ownership of real property in the Polk County area, including undeveloped land, has been a very safe and sound investment, with normal average increases in value in the neighborhood of 10 percent. When the Plan purchased the Land, it was anticipated that the recession would soon end and the Plan would be able to realize a sizable profit on the sale of the Land. The Land produces no income. So long as the Plan owns the Land, the Plan may maintain liability insurance with respect to the Land (although it has not yet done so) and will be responsible for the real property taxes payable with respect to the Land.

3. Since the Plan purchased the Land, the recession has deepened, particularly in the Polk County area, where the real estate market remains stagnant primarily due, according to the applicants, to an exceptionally high unemployment rate (between 15 percent and 20 percent). The applicants state further that the outlook for the foreseeable future is not very encouraging. Real estate brokers in the Polk County area have been contacted concerning the sale of the Land and,

¹ In this proposed exemption, the Department expresses no opinion as to whether the Plan's acquisition of the note or the Property violated any provision of Part 4 of Title I of the Act.

although all of them expressed willingness to try to sell the Land, none indicated any real hope that a qualified purchaser could be found anytime soon unless the sales price is discounted substantially. If the Land should be sold through the services of a broker, the Plan would incur a substantial broker's commission of 7 percent to 10 percent of the sales price.

4. The Plan desires to sell the Land to the Buyer, who has agreed to purchase the Land from the Plan for a purchase price equal to the greater of (a) the then current fair market value of the Land as determined by an independent M.A.I. certified appraiser, or (b) the amount of the Plan's total costs in acquiring and holding the Land. The purchase price would be paid by the buyer's assuming and agreeing to pay the then unpaid principal balance of the existing mortgage, with the balance being paid in cash at the closing. The Buyer will agree to indemnify and hold harmless the Plan against any and all claims and causes of action arising under the terms of such mortgage and the promissory note secured thereby. By selling the Land to the Buyer, the Plan will avoid the necessity of employing a broker and paying a broker's commission. At the present time, the Buyer has no intention to do anything with the Land other than to hold it as an investment.

5. In summary, the applicants represent that the proposed sale satisfies the exemptive criteria provided in section 408(a) of the Act because: (a) The purchase price will equal the greater of (i) the current fair market value of the Land as determined by an independent M.A.I. certified appraiser, or (ii) the amount of the Plan's total costs in acquiring and holding the Land; (b) the total purchase price in excess of the existing mortgage will be paid in cash to the Plan at the time the Land is conveyed to the Buyer; (c) the Buyer will assume and agree to be responsible for all future payments under the terms of the existing note and mortgage encumbering the Land and will agree to indemnify and hold harmless the Plan against any and all claims and causes of action arising under the terms of such mortgage and the promissory note secured thereby; (d) the Plan will avoid the necessity of employing a broker and paying a broker's commission; (e) the proposed sale will rid the Plan of a non-income producing asset of questionable marketability; and (f) the proposed sale

will relieve the Plan of the expenses of maintaining liability insurance with respect to the Land, paying real property taxes relating thereto, and making the mortgage payments required under the terms of the existing note and mortgage encumbering the Land.

For Further Information Contact: Mrs. Miriam Freund, of the Department, telephone (202) 523-8871. (This is not a toll-free number.)

General Information

The attention of interested persons is directed to the following:

(1) The fact that a transaction is the subject of an exemption under section 408(a) of the Act and/or section 4975(c)(2) of the Code does not relieve a fiduciary or other party in interest or disqualified person from certain other provisions of the Act and/or the Code, including any prohibited transaction provisions to which the exemption does not apply and the general fiduciary responsibility provisions of section 404 of the Act, which among other things require a fiduciary to discharge his duties respecting the plan solely in the interest of the participants and beneficiaries of the plan and in a prudent fashion in accordance with section 404(a)(1)(B) of the Act; nor does it affect the requirement of section 401(a) of the Code that the plan must operate for the exclusive benefit of the employees of the employer maintaining the plan and their beneficiaries;

(2) Before an exemption may be granted under section 408(a) of the Act and/or section 4975(c)(2) of the Code, the Department must find that the exemption is administratively feasible, in the interests of the plan and of its participants and beneficiaries and protective of the rights of participants and beneficiaries of the plan; and

(3) The proposed exemptions, if granted, will be supplemental to, and not in derogation of, any other provisions of the Act and/or the Code, including statutory or administrative exemptions and transitional rules. Furthermore, the fact that a transaction is subject to an administrative or statutory exemption is not dispositive of whether the transaction is in fact a prohibited transaction.

(4) The proposed exemptions, if granted, will be subject to the express condition that the material facts and representations contained in each application are true and complete, and

that each application accurately describes all material terms of the transaction which is the subject of the exemption.

Signed at Washington, D.C., this 7th day of June, 1983.

Alan D. Lebowitz,

Assistant Administrator for Fiduciary Standards, Pension and Welfare Benefit Programs, Labor-Management Services Administration, U.S. Department of Labor.

(PR Doc. 83-15915 Filed 6-13-83; 8:45 am)

BILLING CODE 4510-29-M

NUCLEAR REGULATORY COMMISSION

Applications for Licenses to Export Nuclear Facilities or Materials

Pursuant to 10 CFR 110.70(b) "Public notice of receipt of an application", please take notice that the Nuclear Regulatory Commission has received the following applications for export licenses. A copy of each application is on file in the Nuclear Regulatory Commission's Public Document Room located at 1717 H Street, NW., Washington, D.C.

A request for a hearing or petition for leave to intervene may be filed within 30 days after publication of this notice in the Federal Register. Any request for hearing or petition for leave to intervene shall be served by the requestor or petitioner upon the application, the Executive Legal Director, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, the Secretary, U.S. Nuclear Regulatory Commission and the Executive Secretary, Department of State, Washington, D.C. 20520.

In its review of applications for licenses to export production or utilization facilities, special nuclear material or source material, noticed herein, the Commission does not evaluate the health, safety or environmental effects in the recipient nation of the facility or material to be exported. The table below lists all new major applications.

Dated: this 8th day of June, at Bethesda, Maryland.

For the Nuclear Regulatory Commission.

Marvin R. Peterson,

Acting Assistant Director Export/Import and International Safeguards, Office of International Programs.

FEDERAL REGISTER (EXPORT)

Name of applicant, date of application, date received, application number	Material type	Material in kilograms		End-use	Country of destination
		Total element	Total isotope		
Mitsui & Co., Inc., June 1, 1983, June 3, 1983, XSNM02046.	3.95 percent enriched uranium.	26,165	803	Fuel for Onagawa powerplant.	Japan.
Marubeni America Corp., June 3, 1983, June 6, 1983, XSNM02047.	3.95 percent enriched uranium.	23,647	723	Reload fuel for Fukushima 1-6.	Do.
Marubeni America Corp., June 3, 1983, June 6, 1983, XSNM02048.	3.95 percent enriched uranium.	6,007	181	Reload fuel for Fukushima 1-6.	Do.

[FR Doc. 83-15006 Filed 6-13-83; 8:45 am]

BILLING CODE 7590-01-M

Application for License To Import Nuclear Facilities or Materials

Pursuant to 10 CFR 110.70(b) "Public notice of receipt of an application," please take notice that the Nuclear Regulatory Commission has received the following application for an import license. A copy of this application is on file in the Nuclear Regulatory Commission's Public Document Room

located at 1717 H Street, NW., Washington, D.C.

A request for a hearing or petition for leave to intervene may be filed within 30 days after publication of this notice in the **Federal Register**. Any request for hearing or petition for leave to intervene shall be served by the requestor or petitioner upon the application, the Executive Legal Director, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, the Secretary, U.S. Nuclear

Regulatory Commission and the Executive Secretary, Department of State, Washington, D.C. 20520.

Dated this 1st day of June at Bethesda, Maryland.

For the Nuclear Regulatory Commission.

James V. Zimmerman,
Assistant Director, Export/Import and International Safeguards Office of International Programs.

FEDERAL REGISTER (IMPORT)

Name of applicant, date of application, date received, application number	Material type	Material in kilograms		End-use	Country of destination
		Total element	Total isotope		
Econ Nuclear Co., May 20, 1983, May 26, 1983, ISNM83014.	3.85 percent enriched uranium.	52,000	2,000	Two reloads each for Bleyais I & II to be fabricated in U.S.	From France.

[FR Doc. 83-15009 Filed 6-13-83; 8:45 am]

BILLING CODE 7590-01-M

[Dockets Nos. 50-440 and 50-441]

Cleveland Electric Illuminating Co., et al. (Perry Nuclear Power Plant, Units 1 & 2); Request for Action Under 10 CFR 2.206

By a motion for summary disposition filed before the Atomic Safety and Licensing Board in the Perry operating license proceeding, Ohio Citizens for Responsible Energy (OCRE) alleged that Cleveland Electric Illuminating Co. had made false statements in its application concerning the use of herbicides to control vegetation along transmission lines. The Board denied OCRE's motion because it was not directed at an issue pending before the Board. The Board asked, however, that the issues raised in the motion be forwarded to the Staff for its consideration. OCRE's motion is therefore being handled pursuant to 10 CFR 2.206 of the Commission's regulations. Copies of the motion for summary disposition are available for inspection in the Commission's Public Document Room, 1717 H Street, N.W.,

Washington, D.C. 20555, and in the local public document room for the Perry Nuclear Power Plant located at Perry Public Library, 3753 Main Street, Perry, Ohio, 44061.

Dated at Bethesda, Maryland this 6th day of June 1983.

For the Nuclear Regulatory Commission.

Richard C. DeYoung,
Director, Office of Inspection and Enforcement.

[FR Doc. 83-15010 Filed 6-13-83; 8:45 am]

BILLING CODE 7590-01-M

[Docket Nos. 50-10, 50-237, 50-249, 50-295, 50-304]

Commonwealth Edison Co. (Dresden Nuclear Power Station; Zion Nuclear Power Plant); Issuance of Director's Decision Under 10 CFR 2.206 (DD-83-8)

Notice is hereby given that the Director of the Office of Inspection and Enforcement had denied a petition filed by Catherine Quigg on behalf of Pollution and Environmental Problems,

Inc., Palatine, Illinois, which requested initiation of show-cause proceedings to suspend the licenses issued to the Commonwealth Edison Company for the Dresden and Zion nuclear power plants. The petitioner had requested such relief on the basis of alleged drug abuse and other malfeasance by plant employees. The petition has been considered in accordance with 10 CFR 2.206 of the Commission's regulations.

On the basis of the results of the NRC's investigation of the allegations, I have determined that initiation of the requested proceedings to suspend operation of the plants is not warranted. The reasons for my decision are more fully described in a "Director's Decision under 10 CFR 2.206," which is available in the Commission's Public Document Room at 1717 H Street NW., Washington, D.C., 20555, and in the local public document rooms for the Dresden and Zion plants at the Morris Public Library, 604 Liberty Street, Morris, IL 60451, and the Zion-Benton Public Library, 2600 Emmaus Avenue, Zion, IL

60099. A copy of the decision will be filed with the Secretary to the Commission for the Commission's review in accordance with 10 CFR 2.206(c).

Dated at Bethesda, Maryland, this 8th day of June 1983.

For the Nuclear Regulation Commission,
Richard C. DeYoung,
Director, Office of Inspection and Enforcement.

[FR Doc. 83-15011 Filed 6-13-83; 8:45 am]
BILLING CODE 7590-01-M

[Docket No. 50-289]

GPU Nuclear Corp., et al; Correction

On May 31, 1983, the Federal Register published (48 FR 24231) a "Notice of Consideration of Issuance of Amendment to Facility Operating License and Proposed No Significant Hazards Consideration Determination and Opportunity for Hearing" related to GPU Nuclear Corporation's May 9, 1983, application for amendment of Facility Operating License No. DPR-50 for the Three Mile Island Nuclear Station, Unit No. 1 (the facility), located in Dauphin County, Pennsylvania. The requested amendment involves steam generator tube repair at the facility.

This Notice stated June 27, 1983, as the date by which the licensees may request a hearing and interested parties may file a written petition for leave to intervene. This date was based on an anticipated publication date of May 27, 1983; however, the Notice was not published until May 31, 1983. Accordingly, the date by which the licensees may request a hearing and interested parties may file a written petition for leave to intervene is hereby extended to June 30, 1983.

Dated at Bethesda, Maryland, this 3rd day of June 1983.

For the Nuclear Regulatory Commission,
John F. Stolz,
Chief, Operating Reactors Branch #4,
Division of Licensing.

[FR Doc. 83-15012 Filed 6-13-83; 8:45 am]
BILLING CODE 7590-01-M

[Docket Nos. 50-245 & 50-336]

Northeast Nuclear Energy Co. et al. Consideration of Issuance of Amendments to Facility Operating Licenses and Proposed No Significant Hazards Consideration Determination and Opportunity for Hearing

The U.S. Nuclear Regulatory Commission (the Commission) is considering issuance of amendments to Provisional Operating License No. DPR-

21 and Facility Operating License No. DPR-65, issued to Northeast Nuclear Energy Company, the Connecticut Light & Power Company, and Western Massachusetts Electric Company (the licensees), for operation of Millstone Nuclear Power Station Units 1 and 2 located in New London County, Connecticut.

The amendments would delete superfluous Appendix B environmental technical specifications relative to meteorological monitoring, terrestrial monitoring, and transmission line right-of-way management, in accordance with the licensee's application for amendment dated February 18, 1983.

Before issuance of the proposed license amendment, the Commission will have made findings required by the Atomic Energy Act of 1954, as amended (the Act), and the Commission's regulations.

Deletion of the environmental technical specifications relative to meteorological monitoring would have no effect since the emergency preparedness requirements of Appendix E to 10 CFR Part 50 and the requirements of the Unit 2 operating license Appendix A technical specification 3/4.3.3.4 ensure that sufficient meteorological data are available for estimating potential doses to the public as a result of radiological releases from either unit at the Millstone Station. The annual surveys required by the environmental technical specifications have indicated no significant adverse effects on flora and fauna from station operation since Units 1 and 2 began operation in 1970 and 1975, respectively; the staff considers these results a sufficient demonstration that continuation of the surveys is not warranted. The environmental technical specification which requires an annual report concerning the use of herbicides to control vegetation on transmission line rights-of-way is also superfluous since the use of such chemicals must comply with control measures established by the U.S. Environmental Protection Agency and the Connecticut Department of Environmental Protection rather than the NRC.

The proposed changes in the environmental technical specifications will have no effect on the safe operation of Millstone Station Units 1 and 2. Therefore, the Commission has made a proposed determination that the amendment request involves no significant hazards consideration. Under the Commission's regulations in 10 CFR 50.92, this means that operation of the facility in accordance with the proposed amendment would not (1) involve a significant increase in the probability or

consequences of an accident previously evaluated; or (2) create the possibility of a new or different kind of accident from any previously evaluated; or (3) involve a significant reduction in a margin of safety.

The Commission is seeking public comments on this proposed determination. Any comments received within 30 days after the date of publication of this notice will be considered in making any final determination. The Commission will not normally make a final determination unless it receives a request for a hearing.

Comments should be addressed to the Secretary of the Commission, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attn: Docketing and Service Branch.

By July 14, 1983, the licensee or a petitioner may file a request for a hearing with respect to issuance of the amendments to the subject operating licenses and any person whose interest may be affected by this proceeding and who wishes to participate as a party in the proceeding must file a written petition for leave to intervene. Requests for a hearing and petitions for leave to intervene shall be filed in accordance with the Commission's "Rules of Practice for Domestic Licensing Proceedings" in 10 CFR Part 2. If a request for a hearing or petition for leave to intervene is filed by the above date, the Commission or an Atomic Safety and Licensing Board, designated by the Commission or by the Chairman of the Atomic Safety and Licensing Board Panel, will rule on the request and/or petition and the Secretary or the designated Atomic Safety and Licensing Board will issue a notice of hearing or an appropriate order.

As required by 10 CFR 2.714, a petition for leave to intervene shall set forth with particularity the interest of the petitioner in the proceeding, and how that interest may be affected by the results of the proceeding. The petition should specifically explain the reasons why intervention should be permitted with particular reference to the following factors: (1) The nature or the petitioner's right under the Act to be made a party to the proceeding; (2) the nature and extent of the petitioner's property, financial, or other interest in the proceeding; and (3) the possible effect of any order which may be entered in the proceeding on the petitioner's interest. The petition should also identify the specific aspect(s) of the subject matter of the proceeding as to which petitioner wishes to intervene. Any person who has filed a petition for

leave to intervene or who has been admitted as a party may amend the petition without requesting leave of the Board up to fifteen (15) days prior to the first prehearing conference scheduled in the proceeding, but such an amended petition must satisfy the specificity requirements described above.

Not later than fifteen (15) days prior to the first prehearing conference scheduled in the proceeding, a petitioner shall file a supplement to the petition to intervene which must include a list of the contentions which are sought to be litigated in the matter, and the bases for each contention set forth with reasonable specificity. Contentions shall be limited to matters within the scope of the amendments under consideration. A petitioner who fails to file such a supplement which satisfies these requirements with respect to at least one contention will not be permitted to participate as a party.

Those permitted to intervene become parties to the proceeding, subject to any limitations in the order granting leave to intervene, and have the opportunity to participate fully in the conduct of the hearing, including the opportunity to present evidence and cross-examine witnesses.

If a hearing is requested, the Commission will make a final determination on the issue of no significant hazards consideration. The final determination will serve to decide when the hearing is held.

If the final determination is that the amendment request involves no significant hazards consideration, the Commission may issue the amendments and make it effective, notwithstanding the request for a hearing. Any hearing held would take place after issuance of the amendments.

If the final determination is that the amendments involve a significant hazards consideration, any hearing held would take place before the issuance of any amendments.

Normally, the Commission will not issue the amendment until the expiration of the 30-day notice period. However, should circumstances change during the notice period such that failure to act in a timely way would result, for example, in derating or shutdown of the facility, the Commission may issue the license amendments before the expiration of the 30-day notice period, provided that its final determination is that the amendments involve no significant hazards consideration. The final determination will consider all public and State comments received. Should the Commission take this action, it will publish a notice of issuance and provide for opportunity for a hearing

after issuance. The Commission expects that the need to take this action will occur very infrequently.

A request for hearing or a petition for leave to intervene must be filed with the Secretary of the Commission, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, Attention: Docketing and Service Branch, or may be delivered to the Commission's Public Document Room, 1717 H Street, N.W., Washington, D.C., by the above date. Where petitions are filed during the last ten (10) days of the notice period, it is requested that the petitioner promptly so inform the Commission by a toll-free telephone call to Western Union at (800) 325-6000 (in Missouri (800) 342-6700). The Western Union operator should be given Datagram Identification Number 3737 and the following message addressed to Robert A. Clark: petitioner's name and telephone number; date petition was mailed; plant name; and publication date and page number of this Federal Register notice. A copy of the petition should also be sent to the Executive Legal Director, U.S. Nuclear Regulatory Commission, Washington, D.C. 20555, and to William H. Cuddy, Esquire, Day, Berry & Howard, One Constitution Plaza, Hartford, Connecticut 06103, attorney for the licensee.

Nontimely filings of petitions for leave to intervene, amended petitions, supplemental petitions and/or requests for hearing will not be entertained absent a determination by the Commission, the presiding officer or the Atomic Safety and Licensing Board designated to rule on the petition and/or request, that the petitioner has made a substantial showing of good cause for the granting of a late petition and/or request. That determination will be based upon a balancing of the factors specified in 10 CFR 2.714(a)(1)(i)-(v) and 2.714(d).

For further details with respect to this action, see the application for amendment which is available for public inspection at the Commission's Public Document Room, 1717 H Street, N.W., Washington, D.C., and at the Waterford Public Library, Rope Ferry Road, Route 156, Waterford, Connecticut

Dated at Bethesda, Maryland, this 3rd day of June, 1983

For the Nuclear Regulatory Commission.

Robert A. Clark,
Chief, Operating Reactors Branch No. 3,
Division of Licensing.

(FR Doc. 83-15913 Filed 6-13-83; 8:45 am)

BILLING CODE 7590-01-M

[NRC Form 371]

"List of College Courses and Certificate of Scholastic Achievement"; Agency Forms Submitted to OMB for Review

AGENCY: Nuclear Regulatory Commission (NRC).

ACTION: Notice of the Office of Management and Budget (OMB) review of information collection.

SUMMARY: The Nuclear Regulatory Commission has recently submitted to the Office of Management and Budget, for review, the following proposal for the collection of information under the provisions of the Paperwork Reduction Act (44 U.S.C. Chapter 35).

1. Type of submission: new, revision or extension: revision

2. The title of the information collection: NRC Form 371, "List of College Courses and Certificate of Scholastic Achievement"

3. The form number if applicable: NRC Form 371

4. How often the collection is required: On occasion. Use is dependent on the number of applications submitted by respondents.

5. Who will be required or asked to report: Students who are interested in seeking employment with the NRC.

6. An estimate of the number of responses: Estimated annual submittal for all respondents is 600.

7. An estimate of the total number of hours needed to complete the requirement or request: Estimated total annual hours for all respondents is 600 hours.

8. Section 3504(h), Pub. L. 96-511 does not apply.

9. Abstract: NRC Form 371 is the means by which the NRC can evaluate the qualifications of student applicants for employment in the NRC student programs. Failure to complete this form would prevent the NRC from making a determination whether an individual has the necessary background to do NRC work.

ADDRESSES: Copies of the submittal will be made available for inspection or copying for a fee at the NRC Public Document Room, 1717 H Street, N.W., Washington, D.C. 20555.

FOR FURTHER INFORMATION CONTACT:

Comments and questions should be directed to the OMB reviewer, Jefferson B. Hill, (202) 396-7340.

NRC Clearance Officer R. Stephen Scott, (301) 395-8585.

Dated: June 3, 1983.

For the Nuclear Regulatory Commission.
 Patricia G. Norry,
Director, Office of Administration.
 [FR Doc. 83-15614 Filed 6-13-83; 8:45 am]
 BILLING CODE 7590-01-M

OFFICE OF PERSONNEL MANAGEMENT

Notice of Information Collection for OMB Review

AGENCY: Office of Personnel
Management.

ACTION: Notice of information collection
from the public submitted to OMB for
clearance.

SUMMARY: In accordance with the
"Paperwork Reduction Act of 1980", (44
U.S.C. Chap. 35), this notice announces a
collection of information from the public
which has been submitted to OMB for
clearance. The request is for a clearance
covering all categories of information
collected from bidders during the
solicitation/execution of contracts for
procuring goods/services by OPM. For
copies of this proposal, call John P.
Weld, Agency Clearance Officer, on
(202) 632-7720.

DATES: Comments on this proposal
should be received within 10 working
days from date of this publication.

ADDRESSES: Send or deliver comments
to:

John P. Weld, Agency Clearance Officer,
U.S. Office of Personnel Management,
1900 E Street, N.W., Room 6469,
Washington, D.C. 20415; and

Frank Reeder, Information Desk Officer,
Office of Information and Regulatory
Affairs, Office of Management and
Budget, Washington, D.C. 20503

FOR FURTHER INFORMATION CONTACT:
John P. Weld, (202) 632-7720.
Office of Personnel Management.

Donald J. Devine,
Director.

[FR Doc. 83-13925 Filed 6-13-83; 8:43 am]
 BILLING CODE 3225-01-M

SECURITIES AND EXCHANGE COMMISSION

[Release No. 13308; 612-53811]

AARP U.S. Government Market Trust et al.; Hearing

In the Matter of AARP U.S.
Government Money Market Trust;
American Leaders Fund, Inc.;
Automated Cash Management Trust;
Automated Government Money Trust;
Boston Foundation Fund Incorporated;
EGT Money Market Trust; Federated

Exchange Fund, Ltd.; Federated GNMA
Trust; Federated High Income Securities,
Inc.; Federated Income & Private
Placement Fund; Federated Income
Trust; Federated Intermediate
Government Trust; Federated Master
Trust; Federated Short-Intermediate
Municipal Trust; Federated Stock Trust;
Federated Tax-Free Income Fund, Inc.;
Federated Tax-Free Trust; Fort
Washington Money Market Fund; Fund
for U.S. Government Securities, Inc.;
Gateway Money Market Trust;
Government Money Instruments Trust;
Edward D. Jones & Co. Daily Passport
Cash Trust; Legg Mason Cash Reserve
Trust; Liquid Cash Trust; Lutheran
Brotherhood Fund, Inc.; Lutheran
Brotherhood Income Fund, Inc.;
Lutheran Brotherhood Money Market
Fund; Lutheran Brotherhood Municipal
Bond Fund, Inc.; Lutheran Brotherhood
U.S. Government Securities Fund, Inc.;
Money Market Instruments Trust;
Money Market Management; Money
Market Trust; Morgan Keegan Daily
Cash Trust; New York Tax-Free Trust;
Sutro Money Market Fund; Tax-Free
Instruments Trust; Trust for Cash
Reserves; Trust for Short-Term U.S.
Government Securities; Trust for U.S.
Treasury Obligations; Ziegler Money
Market Trust; Asset Management
Research Corp.; Cash Reserves
Management Corp.; Daily Cash
Research Corp.; Exchange Fund
Research Corp.; Federated Research
Corp.; I.F.F. Research Corp.; Institutional
Research Corp.; Liquid Assets Research
Corp.; LM Research Limited Partnership;
Lutheran Brotherhood Research Corp.;
MYD Research Limited Partnership;
Money Market Counselors, Inc.;
Passport Research, Ltd.; Securities
Advisory Services, Inc.; Short-Term
Instruments Research Corp.; and Sutro
Cash Research, Ltd., 421 Seventh
Avenue, Pittsburgh, PA 15219; Filing of
Application for an Order of the
Commission Pursuant to Sections 6(c)
and 17(b) of the Act Granting
Exemptions From the Provisions of
Sections 17(a)(1), 17(a)(2) and 17(e)(1) of
the Act.

June 7, 1983.

Notice is hereby given that the
investment companies named above
(the "Fund Applicants," together with all
future investment companies for which
any subsidiary of Federated Investors,
Inc., serves as investment adviser,
principal underwriter, or sponsor,
hereinafter referred to as the "Funds"),
each of which is registered under the
Investment Company Act of 1940
("Act"), and the investment advisers
named above (the "Adviser Applicants,"
together with all future investment

advisory subsidiaries of Federated
Investors, Inc., hereinafter referred to as
the "Advisers") (the Fund Applicants
and Adviser Applicants are hereinafter
referred to collectively as "Applicants"),
filed an application on November 19,
1982, and an amendment thereto on May
11, 1983, requesting an order of the
Commission pursuant to Sections 6(c)
and 17(b) of the Act (1) exempting from
Sections 17(a)(1), 17(a)(2) and 17(e)(1) of
the Act certain purchase and sale
transactions between the Funds and
certain banks, bank holding companies
or affiliates thereof (hereinafter,
"banks") which directly or indirectly (1)
own, control or hold 5 percent or more
of the outstanding voting securities of
any of the Funds ("upstream bank
affiliates"), or (2) act as investment
adviser to any one of the Funds
("advisory bank affiliates," collectively
with upstream bank affiliates
hereinafter referred to as "Affiliated
Banks"). The order would cover
transactions between Affiliated Banks
and any of the Funds which involve the
following specific types of instruments:
(a) money market instruments of an
Affiliated Bank which is one of the 50
largest United States banks (measured
by deposits); their bank holding
companies or affiliates thereof, (b)
repurchase agreements with no more
than 20 Affiliated Banks which
participate in the "wholesale"
repurchase agreement market and which
are among the 50 largest United States
banks (measured by deposits), and (c)
tax exempt obligations. (Transactions
described in (a), (b), and (c) are
hereinafter referred to as "Covered
Transactions.") All interested persons
are referred to the application on file
with the Commission for a statement of
the representations contained therein,
which are summarized below, and to the
Act for the complete text of those of its
provisions from which the Applicants
request exemption.

The application states that all of the
Fund Applicants are registered under
the Act as open-end management
investment companies and have
currently-effective registration
statements under the Securities Act of
1933, except for Federated Income and
Private Placement Fund, which is a
closed-end investment company, and
Gateway Money Market Trust, which
was in the registration process as of the
date of filing of the application. Several
of the Funds are designed principally or
exclusively for institutional investors,
particularly banks investing funds on
behalf of accounts for which the banks
act in an agency, trustee or other
fiduciary capacity. Applicants represent

that banks acting in such capacities usually purchase shares of the Funds through a "master" account, pursuant to which the shares issued by the Funds are registered in the name of the bank (or its nominee). Applicants further represent that five of the Fund Applicants are utilized extensively by banks. Because those funds are money market funds, the amount of a bank's holdings of their shares can fluctuate significantly, and thus, from time to time, the number of a Fund's shares held of record by a bank in a "master" account for its agency or fiduciary accounts may exceed five percent of a Fund's outstanding voting shares. Applicants state that where a bank holds legal title to more than five percent of the outstanding shares of a Fund, the bank may be deemed an "affiliated person" of that Fund.

Applicants also represent that within the past few years, some banks have become involved in the management of money market funds, commonly known as "private label funds" because those funds' shares are expected to be sold exclusively to the customers of the participating bank or its affiliates. Applicants state that in such situations the bank will often act as an investment adviser of its private label fund. One of the Adviser Applicants participates in the management of a bank private label fund in which the participating bank acts as investment adviser to the fund; Adviser Applicants have several other private label funds in the registration process, and expect to enter into similar arrangements with banks in the future. Applicants note that a bank that acted as an investment adviser to a private label fund would be deemed an affiliated person of that fund.

Applicants state that the provisions of Sections 17(a)(1) and 17(a)(2) of the Act prohibit all Affiliated Banks (whether an upstream bank affiliate or an advisory bank affiliate) from engaging in any Covered Transaction with the Fund with which it is affiliated. Further, Applicants state that the Commission has taken the position that registered investment companies may be deemed to be affiliates of each other where they share common officers, common directors, or common investment advisers. Applicants state that although they disagree with this interpretation, they assume for the purposes of the application that the Funds are affiliates of each other, and that, as a result, a bank that is an affiliate of one of the Funds is an affiliate of all of the Funds, and the provisions of Sections 17(a)(1) and 17(a)(2) of the Act prohibit all Affiliated Banks from engaging in

Covered Transactions with any of the Funds.

Applicants assert that because a "bank" is specifically excluded from the definition of "broker" in Section 2(a)(6) of the Act, and probably does not satisfy the definition of "underwriter" in Section 2(a)(40) of the Act, a bank probably could not take advantage of either the exception from the prohibitions of Section 17(e)(1) provided for brokers and underwriters, or the "safe harbor" clause of Section 17(e)(2). Thus, an Affiliated Bank would be prohibited from accepting any consideration whatsoever in connection with a brokerage transaction where it acted as agent for a Fund. Applicants further conclude that, if the Commission's position regarding investment companies that share common officers, common directors, or common investment advisers being deemed affiliated persons of each other is applicable, the prohibition in Section 17(e)(1) would apply to all securities transactions where an Affiliated Bank wished to act as agent for any of the Funds.

Section 17(b) of the Act, provides, in part, that the Commission shall issue an order exempting a proposed transaction from one or more provisions of subsection (a) if evidence establishes that: (1) the terms of the proposed transaction, including the consideration to be paid or received, are reasonable and fair and do not involve overreaching on the part of any person concerned; (2) the proposed transaction is consistent with the policy of each registered investment company concerned; and (3) the proposed transaction is consistent with the general purposes of the Act. Section 6(c) of the Act provides, in part, that the Commission may exempt any classes of transactions from any provisions of the Act, if and to the extent that such exemption is necessary or appropriate in the public interest and consistent with the protection of investors and the purposes fairly intended by the policy and provisions of the Act.

The application states that Applicants, in order to comply with the requirements of the Act, have adopted internal control procedures requiring that banks that would otherwise qualify for Applicants' "approved list" of banks whose money market instruments and repurchase agreements may be purchased for the Funds' portfolios be either removed from the list or eliminated from consideration for inclusion on the list when they have been identified as a possible affiliated person of one of the Funds. Applicants

state that the approved list is based on strict credit and financial statement criteria established by Applicants, and that the criteria and the list are reviewed periodically by the Funds' management. Applicants state that as a result of "upstream" affiliation, at least four banks have already been either removed from the approved list or eliminated from consideration for inclusion on the list. According to the application, at the present time, there are approximately 60 banks on the Federated "approved list." These 60 banks, which provide in excess of 80% of all bank-issued money market instruments, must provide the Funds with between \$10 billion and \$11 billion in money-market instruments and repurchase agreements. If the Funds continued to grow and if additional Funds were created, the demand for money market instruments from this limited number of banks would become even greater.

Applicants assert that these figures demonstrate that each of the banks on the "approved list" contributes substantially to the depth and liquidity of the market for money market instruments, and that if the number of banks utilizing the Funds continues to expand resulting in more Affiliated Banks, the restrictive impact of the statutory prohibitions could increase to the point of adversely affecting portfolio liquidity and increasing portfolio exposure to adverse credit risk.

Applicants state that although there are approximately 60 banks on the approved list, they regularly engage in repurchase agreements with only 12 to 14 of these banks. In the opinion of Applicants' management, there are only about 20 banks in the United States that regularly sell large denomination ("wholesale") repurchase agreements in this market place and that have the size, the expertise, and the willingness to engage in the type of repurchase agreements Applicants' management believes are most cost effective i.e., those backed by a single, large dollar-valued United States government security. In practice, the Funds have found that it is reasonable to enter into repurchase agreements only with those banks whose portfolio of United States Government Securities exceed \$500 million. According to the application, there were 17 banks ranked among the 25 largest domestic banks in terms of deposits that show positions of that magnitude. Applicants assert that the Funds' practice of engaging in repurchase agreements with those banks holding in excess of \$500 million in United States Government Securities

has been established due to the existence of several market factors which have historically limited the market in repurchase agreements. According to the application, a major factor that limits the use of a bank's portfolio of United States Government Securities as collateral for repurchase agreements is that not all of a bank's United States Government Securities portfolio are made available to serve as collateral for repurchase agreements; a portion of a bank's United States Government Securities portfolio must be used as collateral supporting Treasury Tax and Loan account deposits and for other municipal deposits. Moreover, Applicants assert that it has been the practice of regional banks to favor local customers by giving those customers first preference on the use of their United States Government Securities portfolio before making such securities available to the Funds to use as collateral for repurchase agreements. In addition to these market limitations, Applicants assert that the Fund's policies on repurchase agreements, which emphasize safety and economies of scale (such that the collateral consists of relatively short-term United States Government Securities transmittable through the Federal Reserve Board's book entry system, which require individual transactions to be a minimum of \$20 million and a margin premium of 2% including accrued interest) further limit available repurchase agreement collateral, since not all banks are willing or able to adhere to such policies. In addition to the 12 to 14 banks on the "approved list," Applicants enter into repurchase agreements with four large broker/dealers that Applicants believe have the necessary qualifications to participate in this wholesale repurchase agreement market. Applicants state that in this narrow market of suppliers, they purchase, on an average, approximately \$6 billion in repurchase agreements every day and at any given time will own approximately 30% of all repurchase agreements owned by all money market funds. They assert that in the event that one or more of the 12 to 14 banks which sell repurchase agreements to the Funds would become an Affiliated Bank, the potential supply of repurchase agreements available to the Funds would be substantially reduced. To the extent that the available supply narrowed, the degree of potential diversification and liquidity of a Fund would be reduced, and a Fund, as a result of statutory prohibitions, would be obliged to refrain from engaging in those repurchase agreements which could be the most suitable and most

capable of satisfying the "high-quality" standards set forth in the money market Funds' amortized cost orders.

According to the application, during the period from January 1, 1981, through September 30, 1982, the four municipal bond Funds, which are authorized to purchase or sell municipal bonds or notes from or to banks, transacted 51% of their total dollar volume transactions with banks that acted in a principal or brokerage capacity. Applicants note that two more municipal bond Funds have recently become effective, and that they anticipate that additional municipal bond Funds will be organized in the foreseeable future. Applicants assert that just as banks have been excluded from the approved list because they have been identified as possible affiliated persons of the Funds, similarly, banks offering to act as broker or as dealer for the Funds in connection with municipal bond transactions have been disqualified from acting in such capacities because they have been identified as possible Affiliated Banks. Applicants assert that the need for portfolio management flexibility, particularly as it relates to liquidity and credit standards, is as important for municipal bond funds as for money market funds, and that commercial banks are important participants in the municipal bond dealer community.

Applicants express concern that the prohibition in Section 17(e)(1) would significantly limit the Funds' ability to select the best source available for execution of their securities transactions. Applicants state that the Funds frequently purchase or sell securities in transactions executed in the secondary markets, and that some of those transactions are executed by commercial banks acting as broker for a particular Fund. All securities transactions involve costs, and transactions where the intermediary acts as broker traditionally involve payment of a commission intended to cover the intermediary's costs and to provide an appropriate element of profit. If an Affiliated Bank acted on behalf of a Fund in connection with a securities transaction, it could not accept even the customary broker's commission from the Fund, and the Funds might, as a practical matter, be precluded from using that particular bank for securities transactions, even where the bank acting as broker might have provided the Funds with the best available execution.

In further justification of their request for exemptive relief, Applicants have expressed a willingness to adopt certain internal control procedures consistent

with the underlying purposes of Sections 17(a)(1), 17(a)(2), and 17(e)(1) of the Act. Applicants contend that the overall purpose of the provisions of Sections 17(a)(1), and 17(a)(2), and 17(e)(1) is to prevent a party with strong potential adverse interests and some influence over the investment decisions of a registered investment company from causing or inducing the investment company to engage in transactions that unfairly inure to the benefit of such party and that are detrimental to the best interests of the investment company and its shareholders. The Fund Applicants state their belief that they can best serve the interests of their shareholders by investing in money market instruments, repurchase agreements, and tax-exempt instruments that best suit the investment objective of the Funds, regardless of whether the bank that issues or deals in those securities is an affiliated person of one of the Funds. Applicants assert that it is extremely unlikely that an Affiliated Bank would be able to exercise any adverse influence over the Funds and their investment advisers with respect to Covered Transactions. First, they assert that it is unlikely that a bank could induce the Funds to pay a premium for these instruments, because transactions in these securities occur in an intensely competitive well-informed market among sophisticated parties. Purchasing securities at a premium price or upon a higher than normal commission would cause the Funds to earn a reduced rate of return that could jeopardize their competitiveness. Second, they assert that because those Funds that operate pursuant to amortized cost orders must purchase securities which are of "high quality," a bank could not induce those Funds to purchase a security of inferior or questionable quality. The Fund Applicants state their belief that they can best safeguard their investors from any possibility of abuse by concentrating their attention directly on the inherent fairness of transactions with banks that are affiliated persons of the Funds. Thus, the Funds propose to create additional internal control procedures for carefully monitoring securities transactions with Affiliated Banks, assigning the responsibility for monitoring the reasonableness and fairness of those transactions to the Funds' trustees, directors, or general partners.

Applicants have also agreed that any order that the Commission may issue in response to the requested exemption may include a condition forbidding any securities transactions between a Fund and a bank that is affiliated with that

Fund because it is that Fund's investment adviser. In addition, Applicants state that solely with respect to repurchase agreements with an Affiliated Bank, no Fund will engage in such repurchase agreements if, as a result, more than 5% of that Fund's total assets would be so invested. Furthermore, these policies will also apply for each additional investment company for which subsidiaries of Federated may act as investment adviser or principal underwriter in the future.

Applicants represent that there is no express or implied understanding between Applicants and any bank which is (or may become) an Affiliated Bank of a Fund that Advisers will cause any of the Funds to enter into purchase or sale transactions with such bank. Moreover, Applicants' represent that they will give no preference to any Affiliated Bank in effecting purchase or sale transactions between the Funds and an Affiliated Bank which involve either the money-market instruments or repurchase agreements issued by such bank or tax-exempt obligations from or through such bank because the bank is (or may become) an Affiliated Bank of a Fund or because the customers of such bank purchase shares of any of the Funds unless the Board of Trustees, Directors or General Partners of the Fund shall have approved such a policy and its pursuit is disclosed in a prospectus of such fund declared effective by the Securities and Exchange Commission. The Advisers further represent that, consistent with their fiduciary duties to the Funds, they will initiate all purchase and sale transactions between the Funds and an Affiliated Bank and that such transactions will be entered into with the purpose of satisfying the investment objectives of the Funds.

Applicants state that in the case of each of the private label Funds that now exist, an advisory bank affiliate and an Adviser Applicant act as coinvestment advisers to the private label Fund. Under these arrangements, the Adviser Applicant is responsible for all purchases, sales and exchanges of securities in the private label Fund, subject to the direction and control of the Board of Trustees of the Fund; the bank adviser consults with the Adviser Applicant, provides money market research and analysis, and renders advice as to interest rate trends and the composition and average maturity of the portfolio. Applicants represent that if any of the Advisers enter into any new private label fund relationships with banks, it is likely that the bank adviser

and the Adviser will exercise their respective responsibilities in the manner described. Applicants agree that if an Adviser enters into a private label relationship with a bank that would be materially different from the type of relationship described above, the staff of the Securities and Exchange Commission will be notified of the relationship.

Accordingly, the Funds state that they request an order of the Commission, pursuant to Section 17(b) of the Act, exempting from Sections 17(a)(1) and 17(a)(2) of the Act Covered Transactions with Affiliated Banks. Further, the Funds request an Order of the Commission, pursuant to Section 8(c) of the Act, exempting from Section 17(e)(1) of the Act any compensation, not to exceed the limitations in Section 17(e)(2) of the Act, which may be accepted by Affiliated Banks for acting as broker for the Funds in connection with Covered Transactions. The Funds agree that the following conditions may be imposed in any order of the Commission granting their requested exemptive relief:

(a) The Board of Trustees, Directors of General Partners of each of the Funds (1) will adopt procedures, pursuant to which Covered Transactions may be effected for the Funds, which are reasonably designed to provide that all the conditions in paragraphs (b) through (f) below have been complied with, (2) will review those procedures no less frequently than annually for their continuing appropriateness, and (3) will determine no less frequently than quarterly that Covered Transactions made during the preceding quarter were effected in compliance with those procedures. Those procedures will also be approved by a majority of the disinterested Trustees, Directors or General Partners of the Funds. The investment adviser of each Fund will implement those procedures and make decisions necessary to meet these conditions, subject to the direction and control of the Board of Trustees, Directors or General Partners of each Fund.

(b) No fund will engage in a Covered Transaction with a bank that is an investment adviser to that Fund. No Fund will purchase money market instruments of any Affiliated Bank if, as a result, more than 5 percent of that Fund's total assets would be invested in the money market instruments of that Affiliated Bank. No Fund will enter into repurchase agreements with any Affiliated Bank if, as a result, 5 percent of the Fund's total assets would be invested in repurchase agreements issued by that Affiliated Bank.

(c) The Funds (1) will maintain and preserve permanently in an easily accessible place a written copy of the procedures (and any modifications thereto) described in paragraph (a) of this section, and (2) will maintain and preserve for a period of not less than six years from the end of the fiscal year in which any Covered Transactions occurred, the first two years in an easily accessible place, a written record of each Covered Transaction setting forth a description of the security purchased or sold, the identity of the person or the other side of the transaction, the terms of the purchase or sale transaction, and the information or material upon which the determinations described below were made.

(d) The security to be purchased or sold by a Fund will be consistent with the investment objectives and policies of that Fund as recited in the Fund's Registration Statement, and will be consistent with the interests of that Fund and its shareholders. Further, the security to be purchased or sold by that Fund will be comparable in terms of quality, yield, and maturity to older similar securities that are appropriate for that Fund and that are being purchased or sold during a comparable period of time.

(e) The terms of the transaction will be reasonable and fair to the shareholders of that Fund and will not involve overreaching of that Fund or its shareholders on the part of any person concerned. In considering whether the price to be paid or received from the security is reasonable and fair, the price of the security will be analyzed with respect to comparable transactions involving similar securities being purchased or sold during a comparable period of time. In making this analysis, the Board of Trustees, Directors, or General Partners may rely on a matrix pricing system which they believe properly assists them in determining the value of securities pursuant to Section 2(a)(41) of the Act.

(f) The commission, fee, spread or other remuneration to be received by the bank will be reasonable and fair compared to the commission, fee, or spread or other remuneration received by other brokers or dealers in connection with comparable transactions involving similar securities being purchased or sold during a comparable period of time but in no event will such fee, commission, spread or other remuneration exceed that which is stated in Section 17(e)(2) of the Act.

Notice is further given that any interested person wishing to request a hearing on the application may, not later

than July 5, 1983, at 5:30 p.m., do so by submitting a written request setting forth the nature of his interest, the reasons for his request, and the specific issues, if any, of fact or law that are disputed, to the Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of the request should be served personally or by mail upon Applicant at the address stated above. Proof of service (by affidavit or, in the case of an attorney-at-law, by certificate) shall be filed with the request. Persons who request a hearing will receive any notices and orders issued in this matter. After said date, an order disposing of the application will be issued unless the Commission orders a hearing upon request or upon its own motion.

For the Commission, by the Division of Investment Management, pursuant to delegated authority.

George A. Fitzsimmons,
Secretary.

[FR Doc. 83-15964 Filed 6-13-83; 8:45 am]

BILLING CODE 8010-01-M

[Release No. 22968; 70-6872]

**New England Power Company et al.;
Proposed Equity Investment in Joint
Venture, Capital Contributions to
Subsidiary, and Conforming
Amendments to Related Agreement
and Charter**

June 8, 1983.

New England Power Company ("NEPCO") and New England Energy, Inc. ("NEEI"), subsidiaries of New England Electric System ("NEES"), 25 Research Drive, Westborough, Massachusetts 01581, a registered holding company, have filed an application-declaration with this Commission pursuant to Sections 9, 10, 12, and 13 of the Public Utility Holding Company Act of 1935 ("Act") and Rule 45 promulgated thereunder.

By order dated February 13, 1981 (HCAR No. 21919, File No. 70-6518), this Commission authorized NEEI to participate in a joint venture with Keystone Shipping Company ("Keystone"), a subsidiary of Chas. Kurz & Co., Inc., for the construction and operation of a self-unloading, coal-fired collier (the "Vessel") to transport coal to NEPCO's plants. NEEI is a 51% participant in the joint venture and Keystone a 49% participant. The Joint Venture Agreement contemplates that the joint venture will arrange construction of the Vessel and operate it under a 24½ year Time Charter with NEPCO, as authorized by Commission order dated December 9, 1981 (HCAR

No. 22809, File No. 70-6518). A construction contract was signed with the General Dynamics Corporation. The contract price for the Vessel is approximately \$60 million, with additional equipment and other costs, including interest during construction, bringing the total estimated cost to approximately \$73 million.

To provide permanent debt financing for the Vessel, NEEI previously requested authorization from the Commission to issue up to \$52 million in bonds and notes, guaranteed by an agency of the United States, of which \$36 million has currently been authorized (HCAR Nos. 22526 and 22877, File No. 70-6722). It was originally expected that the permanent equity financing of the Vessel would be provided through a leveraged lease transaction or a so-called Safe Harbor Lease under Section 168(f)(8) of the Internal Revenue Code. Interim financing during the period of construction has been provided through a credit agreement with the Bank of America, as authorized by this Commission (HCAR No. 22146, File 70-6601). It is expected that this loan will be repaid with the proceeds from the equity portion of the Vessel financing.

Applicants-declarants have now indicated their intention to alter the ownership agreement for the Vessel whereby the joint venture will retain full ownership rights in lieu of a leveraged lease arrangement. In connection therewith, authorization is requested:

- (1) For NEEI to invest up to \$15 million in the joint venture as its 51% share in the equity of the Vessel;
- (2) For NEES to invest up to \$15 million in NEEI for the purpose set forth in (1) above; and
- (3) To make necessary, related amendments to the Joint Venture Agreement between NEEI and Keystone, and to the Time Charter between NEPCO and the joint venture.

Under the prior leasing arrangements, the tax benefits related to the Vessel would have been transferred to a third party. NEEI and Keystone, however, have reviewed their respective federal income tax positions and have determined that each expects to have sufficient taxable income to make economical use of the tax benefits (primarily investment tax credits and accelerated depreciation). Rather than transfer these benefits at a discount to a lessor through a lease arrangement, NEEI and Keystone propose to provide the equity portion of the Vessel financing using their own funds, through either capital contributions or subordinated notes, and thereby retain the tax benefits themselves. These funds

will be required on or before delivery date of the Vessel, currently schedule to occur during July 1983.

In order to have the flexibility to make its share of any additional equity contributions to the joint venture which may be necessary from time to time, NEEI requests authority to invest up to \$15 million in the joint venture, either in the form of capital contributions or in the form of subordinated loans. The total amount of equity required for the Vessel, including amounts needed for working capital, will be about \$25 million. NEEI proposes to provide its 51% share of this equity in the form of capital contributions and/or subordinated loans. As contemplated by the Joint Venture Agreement, at least \$450,000 of the total equity will be in the form of capital contributions. Any subordinated loans made by NEEI or Keystone to the joint venture will be payable on demand, will bear no interest, and will be evidenced by subordinated notes.

In order that NEEI have the funds necessary to make its equity contributions to the joint venture, as described above, NEES proposes to provide to NEEI up to \$15 million either in the form of capital contributions or loans. If the money is provided in the form of loans, the loans will be evidenced by notes, will bear no interest, and will be payable on demand.

The Joint Venture Agreement was originally drafted contemplating a leveraged lease of the Vessel. Where NEEI and Keystone now propose to provide the equity financing themselves, a number of the provisions must be amended to reflect this change. These amendments principally concern the terms under which the joint venture may be terminated and changes necessary to assure the proper allocation of tax benefits.

The Time Charter was also drafted contemplating a leveraged lease. The terms of the Time Charter currently provide that, in the event of premature termination of the Charter, NEP may be required to purchase the Vessel at an amount sufficient to satisfy the debt financing and the obligations under the leveraged lease. The applicants propose to amend the Time Charter to require that, under such circumstances, NEP will be subject to the same potential obligations to purchase the Vessel at a price sufficient to repay the debt financing and to make NEEI and Keystone whole, including their capital and any adverse tax consequences, on the same basis as if they were leveraged lessors. The Time Charter will also be amended to reduce the amount NEP will

be required to pay while the collier is in dry dock.

The application-declaration and any amendments thereto are available for public inspection through the Commission's Office of Public Reference. Interested persons wishing to comment or request a hearing should submit their views in writing by July 5, 1983, to the Secretary, Securities and Exchange Commission, Washington, D.C. 20549, and serve a copy on the applicants-declarants at the address specified above. Proof of service (by affidavit or, in the case of an attorney at law, by certificate) should be filed with the request. Any request for a hearing shall identify specifically the issues of fact or law that are disputed. A person who so requests will be notified of any hearing, if ordered, and will receive a copy of any notice or order issued in this matter. After said date, the application-declaration, as filed or as it may be amended, may be granted and permitted to become effective.

For the Commission, by the Division of Corporate Regulation, pursuant to delegated authority.

George A. Fitzsimmons,
Secretary.

[FR Doc. 83-15955 Filed 6-13-83; 8:45 am]
BILLING CODE 8010-01-M

SMALL BUSINESS ADMINISTRATION

[License No. 09/09-0305]

Enterprise Venture Capital Corp.; Issuance of a License to Operate as a Small Business Investment Company

On June 30, 1982, a notice was published in the *Federal Register* (47 FR 28519), stating that Enterprise Venture Capital Corporation, located at 1922 The Alameda, Suite 305, San Jose, California 95128, had filed an application with the Small Business Administration pursuant to 13 CFR 107.102(1983), for a license to operate as a small business investment company under the provisions of Section 301(c) of the Small Business Investment Act of 1958, as amended.

The period for comment expired on July 15, 1982, and no significant comments were received.

Notice is hereby given that considering the application and other pertinent information, SBA has issued License No. 09/09-0305 to Enterprise Venture Capital Corporation.

(Catalog of Federal Domestic Assistance, Program Number 59.011, Small Business Investment Companies)

Dated June 3, 1983.

Robert G. Lineberry,
Deputy Associate Administrator for
Investment.

[FR Doc. 83-15943 Filed 6-13-83; 8:45 am]
BILLING CODE 8025-01-M

Paperwork Reduction Policies Affecting Small Business; Change in Hearing Date

On May 12, 1983, the Chief Counsel for Advocacy announced a series of six public hearings on small business paperwork burdens.

The date of the Boston hearing has been changed from Thursday, June 30, to Thursday, July 21. Listed below is the schedule for the five remaining hearings:

Wednesday, June 15, 1983, Room 7A2, Earle Cabell Federal Building, 1100 Commerce Street, Dallas, Texas 75242

Wednesday, June 22, 1983, Conference Room, 2nd Floor, Indiana State Chamber of Commerce, One North Capitol, Indianapolis, Indiana 46204

Wednesday, July 13, 1983, Room 543, 211 Main Street, San Francisco, California 94105

Friday, July 15, 1983, Board Room, Dexter Horton Building, 710 Second Avenue, Seattle, Washington 98104

Thursday, July 21, 1983, Room AV1, Federal Reserve Bank Building, 600 Atlantic Avenue, Boston, Massachusetts 02210

All hearings will be from 9:30 a.m. to 4:30 p.m.

Written comments or personal appearances are requested. Statements should respond to some or all of the issues mentioned in the notice of May 12, copies of which are available upon request.

Interested parties who wish to submit written statements should submit their comments, suggestions, or other information about Federal paperwork reduction policies to Mr. Frank S. Swain, Chief Counsel for Advocacy, U.S. Small Business Administration, Room 1012, 1441 "L" Street, NW., Washington, D.C. 20416, Attention: Paperwork Hearings.

To schedule oral testimony at one of the hearings, contact Dr. Philip Nicoll, Senior Advocate for Paperwork Policy, at the Office of Advocacy, U.S. Small Business Administration, Room 1012, 1441 "L" Street, NW., Washington, D.C. 20416; phone (202) 634-6180.

The goal of the hearings is to assess the impact of the Paperwork Reduction Act of 1980 on the small business community and to explore ways to provide greater relief from paperwork burdens.

Dated: June 9, 1983.

Frank S. Swain,
Chief Counsel for Advocacy.

[FR Doc. 83-15941 Filed 6-13-83; 8:45 am]
BILLING CODE 8025-01-M

Region III—Advisory Council Meeting; Public Meeting

The Small Business Administration Region III Advisory Council, located in the geographical area of Richmond, Virginia, will hold a public meeting at 1:00 P.M., Tuesday, June 28, 1983, through Noon, on Wednesday, June 29, 1983, at the Ingleside Red Carpet Inn, Staunton, Virginia, to discuss such matters as may be presented by members, staff of the U.S. Small Business Administration, or others present.

For further information, write or call M. Hawley Smith, District Director, U.S. Small Business Administration, P.O. Box 10126, Richmond, Virginia 23240, (804) 771-2741.

Jean M. Nowak,
Director, Office of Advisory Councils.
June 8, 1983.

[FR Doc. 83-15942 Filed 6-13-83; 8:45 am]
BILLING CODE 8025-01-M

[License No. 02/02-0441]

ALPHA Financial Corp.; Filing of Application for Transfer of Ownership and Control

Notice is hereby given that an application has been filed with the Small Business Administration (SBA), pursuant to § 107.701 of the Regulations governing small business investment companies (13 CFR 107.701 (1983)) for transfer of ownership and control of ALPHA Financial Corporation, 485 Morris Avenue, Springfield, New Jersey 07081, a Federal Licensee under the Small Business Investment Act of 1958 (the Act), as amended (15 U.S.C. 661 *et seq.*). The proposed transfer of ownership and control of ALPHA Financial Corporation (ALPHA), which was licensed October 13, 1982, is subject to the prior written approval of SBA.

ALPHA is owned and controlled by the following:

Name, title, and percent of ownership.

Michael Miller, President, Treasurer, Director, 50.

Carol B. Miller, Secretary.
Howard Shapiro, Director.
Howard Sterling, Director.

Howard Sterling is Trustee for two irrevocable trusts provided by Randolph Pace for the benefit of his minor children: Kimberly N. Pace, 25; and Allison B. Pace, 25.

Pursuant to a request of Howard Sterling that ALPHA redeem the stock issued to him in his capacity as Trustee of the above Trusts and the undertaking of a private offering of common stock, ALPHA's ownership and control would be as follows:

Name and address, title, and percent of ownership.

Michael Miller, 57 Farbrook Drive, Short Hills, N.J. 07078; President, Treasurer and Director, 76.25.

Carol B. Miller, 57 Farbrook Drive, Short Hills, N.J. 07078; Secretary.

Gerald N. Wachs, M.D., 459 Long Hill Drive, Short Hills, N.J. 07078; Director.

Joseph J. Bianco, 924 Edgewater Ave., Ridgefield, N.J. 07657; Director.

Other shareholders will own less than 10 percent of ALPHA's stock.

Matters involved in SBA's consideration of the application include the general business reputation and character of the proposed new management, and the probability of successful operations of the company under their management, including adequate profitability and financial soundness, in accordance with the Act and Regulations.

Notice is given that any person may, not later than 15 days from the date of publication of this Notice, submit written comments on the proposed transfer of ownership and control to the Deputy Associate Administrator for Investment, Small Business Administration, 1441 L Street, N.W., Washington, D.C. 20416.

A copy of this Notice will be published in a newspaper of general circulation in Springfield, New Jersey.

(Catalog of Federal Domestic Assistance Program No. 59.011, Small Business Investment Companies)

Dated: June 8, 1983.

Robert G. Lineberry,
Deputy Associate Administrator for
Investment.

(FR Doc. 83-15944 Filed 6-13-83; 8:45 am)

BILLING CODE 8025-01-M

DEPARTMENT OF THE TREASURY

Office of the Secretary

June 9, 1983.

[Department Circular Public Debt Series—No. 17-83]

Treasury Notes of June 30, 1985; Series V-1984

1. Invitation for Tenders

1.1. The Secretary of the Treasury, under the authority of Chapter 31 of Title 31, United States Code, invites tenders for approximately \$8,000,000,000 of United States securities, designated Treasury Notes of June 30, 1985, Series V-1985 (CUSIP No. 912827 PQ 9). The securities will be sold at auction, with bidding on the basis of yield. Payment will be required at the price equivalent of the bid yield of each accepted tender. The interest rate on the securities and the price equivalent of each accepted bid will be determined in the manner described below. Additional amounts of these securities may be issued to Government accounts and Federal Reserve Banks for their own account in exchange for maturing Treasury securities. Additional amounts of the new securities may also be issued at the average price to Federal Reserve Banks, as agents for foreign and international monetary authorities.

2. Description of Securities

2.1. The securities will be dated June 30, 1983, and will bear interest from that date, payable on a semiannual basis on December 31, 1983, and each subsequent 6 months on June 30 and December 31, until the principal becomes payable. They will mature June 30, 1985, and will not be subject to call for redemption prior to maturity. In the event an interest payment date or the maturity date is a Saturday, Sunday, or other nonbusiness day, the interest or principal is payable on the next succeeding business day.

2.2. The income derived from the securities is subject to all taxes imposed under the Internal Revenue Code of 1954. The securities are subject to estate, inheritance, gift, or other excise taxes, whether Federal or State, but are exempt from all taxation now or hereafter imposed on the principal or interest thereof by any State, any possession of the United States, or any local taxing authority.

2.3. The securities will be acceptable

to secure deposits of public monies. They will not be acceptable in payment of taxes.

2.4. Securities registered as to principal and interest will be issued in denominations of \$5,000, \$10,000, \$100,000, and \$1,000,000. Book-entry securities will be available to eligible bidders in multiples of those amounts. Interchanges of securities of different denominations and of registered and book-entry securities, and the transfer of registered securities will be permitted. Bearer securities will not be available, and the interchange of registered or book-entry securities for bearer securities will not be permitted.

2.5. The Department of the Treasury's general regulations governing United States securities apply to the securities offered in this circular. These general regulations include those currently in effect, as well as those that may be issued at a later date.

3. Sales Procedures

3.1. Tenders will be received at Federal Reserve Banks and Branches and at the Bureau of the Public Debt, Washington, D.C. 20226, up to 1:30 p.m., Eastern Daylight Saving time, Wednesday, June 15, 1983. Noncompetitive tenders as defined below will be considered timely if postmarked no later than Tuesday, June 14, 1983, and received no later than Thursday, June 30, 1983.

3.2. The face amount of securities bid for must be stated on each tender. The minimum bid is \$5,000, and larger bids must be in multiples of that amount. competitive tenders must also show the yield desired, expressed in terms of an annual yield with two decimals, e.g., 7.10%. Common fractions may not be used. Noncompetitive tenders must show the term "noncompetitive" on the tender form in lieu of a specified yield. No bidder may submit more than one noncompetitive tender, and the amount may not exceed \$1,000,000.

3.3. Commercial banks, which for this purpose are defined as banks accepting demand deposits, and primary dealers, which for this purpose are defined as dealers who make primary markets in Government securities and report daily to the Federal Reserve Bank of New York their positions in and borrowings on such securities, may submit tenders for account of customers if the names of the customers and the amount for each

customer are furnished. Others are permitted to submit tenders only for their own account.

3.4. Tenders will be received without deposit for their own account from commercial banks and other banking institutions; primary dealers, as defined above; Federally-insured savings and loan associations; States, and their political subdivisions or instrumentalities; public pension and retirement and other public funds; international organizations in which the United States holds membership; foreign central banks and foreign states; Federal Reserve Banks; and Government accounts. Tenders from others must be accompanied by full payment for the amount of securities applied for (in the form of cash, maturing Treasury securities, or readily collectible checks), or by a payment guarantee of 5 percent of the face amount applied for, from a commercial bank or a primary dealer.

3.5. Immediately after the closing hour, tenders will be opened, followed by a public announcement of the amount and yield range of accepted bids. Subject to the reservations expressed in Section 4, noncompetitive tenders will be accepted in full, and then competitive tenders will be accepted, starting with those at the lowest yields, through successively higher yields to the extent required to attain the amount offered. Tenders at the highest accepted yield will be prorated if necessary. After the determination is made as to which tenders are accepted, an interest rate will be established, on the basis of a $\frac{1}{4}$ of one percent increment, which results in an equivalent average accepted price close to 100.000 and a lowest accepted price above the original issue discount limit of 99.500. That rate of interest will be paid on all of the securities. Based on such interest rate, the price on each competitive tender allotted will be determined and each successful competitive bidder will be required to pay the price equivalent to the yield bid. Those submitting noncompetitive tenders will pay the price equivalent to the weighted average yield of accepted competitive tenders. Price calculations will be carried to three decimal places on the basis of price per hundred, e.g., 99.923, and the determinations of the Secretary of the Treasury shall be final. If the amount of noncompetitive tenders received would absorb all or most of the offering, competitive tenders will be accepted in an amount sufficient to provide a fair determination of the yield. Tenders received from Government

accounts and Federal Reserve Banks will be accepted at the price equivalent to the weighted average yield of accepted competitive tenders.

3.6. Competitive bidders will be advised of the acceptance or rejection of their tenders. Those submitting noncompetitive tenders will be notified only if the tender is not accepted in full, or when the price is over par.

4. Reservations

4.1. The Secretary of the Treasury expressly reserves the right to accept or reject any or all tenders in whole or in part, to allot more or less than the amount of securities specified in Section 1, and to make different percentage allotments to various classes of applicants when the Secretary considers it in the public interest. The Secretary's action under this Section is final.

5. Payment and Delivery

5.1. Settlement for allotted securities must be made at the Federal Reserve Bank or Branch or at the Bureau of the Public Debt, wherever the tender was submitted. Settlement on securities allotted to institutional investors and to others whose tenders are accompanied by a payment guarantee as provided in Section 3.4., must be made or completed on or before Thursday, June 30, 1983. Payment in full must accompany tenders submitted by all other investors. Payment must be in cash; in other funds immediately available to the Treasury; in Treasury bills, notes, or bonds (with all coupons detached) maturing on or before the settlement date but which are not overdue as defined in the general regulations governing United States securities; or by check drawn to the order of the institution to which the tender was submitted, which must be received from institutional investors no later than Tuesday, June 28, 1983. When payment has been submitted with the tender and the purchase price of allotted securities is over par, settlement for the premium must be completed timely, as specified in the preceding sentence. When payment has been submitted with the tender and the purchase price is under par, the discount will be remitted to the bidder. Payment will not be considered complete where registered securities are requested if the appropriate identifying number as required on tax returns and other documents submitted to the Internal Revenue Service (an individual's social security number or an employer identification number) is not furnished. When payment is made in securities, a

cash adjustment will be made to or required of the bidder for any difference between the face amount of securities presented and the amount payable on the securities allotted.

5.2. In every case where full payment has not been completed on time, an amount of up to 5 percent of the face amount of securities allotted, shall, at the discretion of the Secretary of the Treasury, be forfeited to the United States.

5.3. Registered securities tendered in payment for allotted securities are not required to be assigned if the new securities are to be registered in the same names and forms as appear in the registrations or assignments of the securities surrendered. When the new securities are to be registered in names and forms different from those in the inscriptions or assignments of the securities presented, the assignment should be to "The Secretary of the Treasury for (securities offered by this circular) in the name of (name and taxpayer identifying number)." Specific instructions for the issuance and delivery of the new securities, signed by the owner or authorized representative, must accompany the securities presented. Securities tendered in payment should be surrendered to the Federal Reserve Bank or Branch or to the Bureau of the Public Debt, Washington, D.C. 20226. The securities must be delivered at the expense and risk of the holder.

5.4. Delivery of securities in registered form will be made after the requested form of registration has been validated, the registered interest account has been established, and the securities have been inscribed.

6. General Provisions

6.1. As fiscal agents of the United States, Federal Reserve Banks are authorized and requested to receive tenders, to make allotments as directed by the Secretary of the Treasury, to issue such notices as may be necessary, and to receive payment for and make delivery of securities on full-paid allotments.

6.2. The Secretary of the Treasury may at any time issue supplemental or amendatory rules and regulations governing the offering. Public announcement of such changes will be promptly provided.

Carole J. Dineen,
Fiscal Assistant Secretary.

Sunshine Act Meetings

Federal Register

Vol. 48, No. 115

Tuesday, June 14, 1983

This section of the FEDERAL REGISTER contains notices of meetings published under the "Government in the Sunshine Act" (Pub. L. 94-409) 5 U.S.C. 552b(e)(3).

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1

CIVIL AERONAUTICS BOARD

[M-382, June 9, 1983]

TIME AND DATE: 10 a.m., June 16, 1983.

PLACE: Room 1027 (open), room 1012 (closed), 1825 Connecticut Avenue NW., Washington, D.C. 20428.

SUBJECT:

1. Ratification of Items Adopted by Notation.
2. Docket 39550, People Express—Review of the DBC and baggage liability exemptions previously granted to the carrier. (Memo 1886, 1888-A, BDA, OGC, OCCCA)
3. Docket 41361, Application of ERA Helicopters, Inc. for certificate authority to engage in scheduled interstate and overseas air transportation. (BDA)
4. Docket EAS-382, Essential Air Service for Brunswick, Georgia. (Memo 1869, BDA, OCCCA)
5. Docket 40929, Notice of Air U.S. to suspend service at Worland, Wyoming. (BDA, OCCCA)
6. Docket s 40205 and EAS-622, Essential air service for Manitowoc, Wisconsin. (BDA, OC, OCCCA)
7. Dockets EAS-804, EAS-608 and Docket; Essential air service for Moses Lake/Ephrata and Wenatchee. (BDA, OCCCA)
8. Docket 41071, Akron/Canton Airlines Fitness Investigation; Order Declining Review. (Memo 1876, OGC)
9. Docket 41007, In the matter of Air National Aircraft Sales and Service; Order on Reconsideration. (OGC)
10. Docket 41333, Lillian H. Reynolds, Geraldine P. Hartzog, and Patricia Benner, et al. v. Republic Airlines, Inc., and Air Line Employees Association, International, petition to compel arbitration under labor protective provisions. (Memo 1879, OGC)
11. Notice of terms of contracts of carriage for domestic travel sold at ticket locations outside of the United States. (Memo 1863, OGC, BDA, BIA, OCCCA)

12. Docket 41220, Conforming Amendments to Part 250. (Memo 1878, OGC, BDA, BIA, OCCCA)

13. Docket 27891, Realistic scheduling by certificated carriers. (Memo 1877, OGC, OC, BDA, OCCCA)

14. Docket 41303, Proposal for a penalty-free turn-back period, and subsequent reallocation, for unneeded Japan charter authorizations in this allocation year. (Memo 1723-D, BIA, OGC)

15. Revocation of the foreign air carrier permits held by certain foreign air carriers and dismissal of the applications of: (a) Air Manila, Inc. (Docket 37815), (b) Belize Airways Limited (Docket 36280), (c) Iscarga, H. F. (Docket 37745), and (d) Montana Austria Flugbetriebs Gesellschaft m.b.H. d.b.a. Montana Austria Airlines (Docket 37834). (BIA, OGC)

16. Petition of Cargolux Airlines International for review of staff action denying its joint request with Air-India for a statement of authorization to operate three scheduled, all-cargo, India-New York round-trip flights. (BIA, OGC)

17. Dockets 41288, Petition of Continental Air Lines for revocation of certificate of Western Air Lines (Texas/Alberta/Alaska); Application of Continental Air Lines for section 401 certificate, primary or backup (Texas/Alberta/Alaska); Docket 41237, Application of American Airlines for back-up authority (Texas/Alberta/Alaska). (Memo 1875, BIA, OGC, BALJ)

18. Docket 31777, Application of Trans World Airlines, Inc. for amendment of its certificate of public convenience and necessity for Route 147 to authorize foreign air transportation (U.S.-Barcelona, Casablanca, Nice, Austria). (Memo 310-C, BIA, OGC, BALJ)

19. Docket 40751, In the Matter of Intra-Hawaii Service Mail Rates. (Memo 351-E, BIA)

20. Docket 37392, Transatlantic, Transpacific and Latin American Service Mail Rates Investigation. (Memo 343-P, BIA)

21. Docket 37294, Priority and Nonpriority Domestic Service Mail Rates Investigation. (Memo 343-Q)

22. Docket 38961, In the Matter of Intra-Alaska Class Service Mail Rates; Docket 38019, Wien Air Alaska Mainline and Bush Mail Rate Investigation. (Memo 1882, BIA)

23. Docket 38623, Agreement C.A.B. 28967, IATA agreement proposing international construction rules (Resolution 014a) for U.S./Canada/Mexico-Africa passenger fares. (Memo 1873, BIA)

24. Petition of the Flying Tiger Line Inc. for review of staff action granting Caribbean Air Cargo Company a statement of authorization to complete a cargo charter program. (BIA, OGC)

25. Docket 40046, Petition for review of staff actions renewing the authorities held by El Al and Nordair to conduct a wet-lease operation between Montreal, Canada and Miami, Florida. (BIA, OGC)

26. Docket 41156, Application of South Pacific Island Airways, Inc. for a certificate of public convenience and necessity (Pago Pago, American Samoa-Auckland, New Zealand). (Memo 1884, BIA, OGC)

27. Report on negotiations with Italy. (BIA)

28. Report on negotiations with Israel. (BIA)

29. Report on negotiations with Jamaica. (BIA)

30. Report on negotiations with United Kingdom. (BIA)

31. Report on negotiations with Netherlands-Antilles. (BIA)

STATUS: 1-23 open, 24-31 closed.

FOR MORE INFORMATION CONTACT: Phyllis T. Kaylor, the Secretary (202) 673-5068.

Richard B. Dyson,
Associate General Counsel, Rules and
Legislation Division.

[S-651-63 Filed 6-10-83; 1:39 pm]

BILLING CODE 6320-01-M

2

COMMODITY FUTURES TRADING COMMISSION

TIME AND DATE: 11 a.m., Friday, June 24, 1983.

PLACE: 2033 K Street NW., Washington, D.C., eighth floor conference room.

STATUS: Closed.

MATTERS TO BE CONSIDERED:

Surveillance Briefing

CONTACT PERSON FOR MORE INFORMATION: Jane Stuckey, 254-6314.

[S-645-83 Filed 6-10-83; 1:39 pm]

BILLING CODE 6357-01-M

3

COMMODITY FUTURES TRADING COMMISSION

TIME AND DATE: 10 a.m., Tuesday, June 14, 1983.

PLACE: 2033 K Street NW., Washington, D.C., fifth floor hearing room.

STATUS: Open.

MATTERS TO BE CONSIDERED:

Contract Market Rules; Proposed Disapproval of the Chicago Board of Trade Rules 353.00 and 354.00

CONTACT PERSON FOR MORE INFORMATION: Jane Stuckey, 254-6314.

[S-646-83 Filed 6-10-83; 1:40 pm]

BILLING CODE 6351-01-M

4

COMMODITY FUTURES TRADING COMMISSION**TIME AND DATE:** 10 a.m., Tuesday, June 21, 1983.**PLACE:** 2033 K Street NW., Washington, D.C., fifth floor hearing room.**STATUS:** Open.**MATTERS TO BE CONSIDERED:**NFA Briefing
NFA Registration Delegation**CONTACT PERSON FOR MORE****INFORMATION:** Jane Stuckey, 254-6314.

[S-847-83 Filed 6-10-83; 1:40 pm]

BILLING CODE 6351-01-M

5

COMMODITY FUTURES TRADING COMMISSION**TIME AND DATE:** 10 a.m., Tuesday, June 28, 1983.**PLACE:** 2033 K Street NW., Washington, D.C., fifth floor hearing room.**STATUS:** Closed.**MATTERS TO BE CONSIDERED:**

Rule Review

CONTACT PERSON FOR MORE**INFORMATION:** Jane Stuckey, 254-6314.

[S-840-83 6-10-83; 1:41 pm]

BILLING CODE 6351-01-M

6

FEDERAL ENERGY REGULATORY COMMISSION**TIME AND DATE:** 10 a.m., June 15, 1983.**PLACE:** Room 9306, 825 North Capitol Street NE., Washington, D.C. 20425.**STATUS:** Open.**MATTERS TO BE CONSIDERED:** Agenda.

Note.—Items listed on the agenda may be deleted without further notice.

CONTACT PERSON FOR MORE**INFORMATION:** Kenneth F. Plumb, Secretary, telephone (202) 357-8400.

This is a list of matters to be considered by the Commission. It does not include a listing of all papers relevant to the items on the agenda; however, all public documents may be examined in the division of public information.

Consent Power Agenda—772nd Meeting—June 15, 1983, Regular Meeting (10 a.m.)

CAP-1. Project No. 6301-000, Woods Creek, Inc., and Murray-Pacific Corp.

CAP-2. Project No. 6885-002, Richard Moss; Project No. 8158-000, Milton and Morris Zack

CAP-3. Project No. 3620-002, Power Authority of the State of New York

CAP-4. Project No. 5313-001, Hydro Energies Corp.; Project No. 3214-000, Water Power

Development Corp.; Project No. 3760-000, Vermont Electric Cooperative, Inc.

CAP-5. Project No. 6608-002, New York State Energy Research and Development Authority; Project No. 4113-001, Long Lake Energy Corp.; Project No. 5315-001, Phoenix Hydro Corp.; Project No. 5323-001, Village of Phoenix, New York

CAP-6. Project Nos. 6373-002 and 6374-002, Thomas M. McMaster and Robert L. Schroder

CAP-7. Project No. 137-000, Pacific Gas & Electric Co.; Project No. 2745-000, City of Santa Clara, California

CAP-8. Project No. 4929-000, City of Rohnert Park; Project No. 5049-001, Modest Irrigation District

CAP-9. Project Nos. 5653-000, 5655-000 and 5656-000, Flathead Joint Board of the Flathead Mission and Jocko Valley Irrigation Districts

CAP-10. Omitted

CAP-11. Project No. 4306-001, City of Hibbing, Minnesota; Project No. 3650-000, Mitex, Inc. (formerly Mitchell Energy Co.); Project No. 4250-000, City of Shakopee, Minnesota; Project No. 4277-000, Energenics Systems, Inc.; Project No. 4323-000, Northeastern Minnesota Municipal Power, Inc.; Project No. 4670-000, City of Winona, Minnesota

CAP-12. Project No. 2645-001, Niagara Mohawk Power Corp.

CAP-13. Docket No. DA-207—Utah, Bureau of Land Management, Mineral Management Service

CAP-14. Docket No. ER83-487-000, South Carolina Electric & Gas Co.

CAP-15. Docket No. ER83-286-000, Iowa Electric Light & Power Co.

CAP-16. Docket No. ER83-481-000, New England Power Co.

CAP-17. Docket No. ER81-141-002, Potomac Edison Co.

CAP-18. Docket No. ER82-769-002, Minnesota Power & Light Co.

CAP-19. Docket No. ER80-573-001, 002, and 003, Southwestern Public Service Co.

CAP-20. Docket No. EL83-11-000, Virginia Electric & Power Co.

CAP-21. Docket No. E-7796-007, Pacific Power & Light Co.

CAP-22. Docket No. ER83-138-001 (phase I), the Cleveland Electric Illuminating Co.

CAP-23. Docket Nos. ER81-749-000, ER82-325-000, ER83-110-000, ER83-112-000 and ER83-138-000, Montaup Electric Co.

CAP-24. Docket No. ER80-508-000, Boston Edison Co.

CAP-25. Docket Nos. ER82-80-000 and ER82-389-000, Public Service Co. of Oklahoma

CAP-26. Docket No. ER80-592-000, et al., Allegheny Power Systems, et al.; Docket Nos. ER80-678-000 and ER80-320-003, Iowa Southern Utilities Co.; Docket Nos. ER80-620-000, ER80-662-001 and ER80-593-000, Ohio Edison Co.; Docket Nos. ER80-659-000 and ER81-320-004, Interstate Power Co.

CAP-27. Docket No. ER82-211-002, Utah Power & Light Co.

CAP-28. Docket No. ER83-173-000, Metropolitan Edison Co.

CAP-29. Docket No. ER82-732-000, 001, ER83-123-000 and 001, Duke Power Co.

CAP-30. Docket No. ER82-515-000, Appalachian Power Co.

CAP-31. Docket No. ER82-481-003, Arizona Public Service Co.

CAP-32. Docket No. EF83-4021-000, U.S. Secretary of Energy—Southwestern Power Administration (Sam Rayburn Dam Project)

CAP-33. Docket No. QF83-244-000, U.S. Windpower, Inc., Small Power Production and Cogeneration Facilities—qualifying status

CAP-34. Docket No. QF83-102-000, University of San Francisco, Small Power Production and Cogeneration Facilities—qualifying status

CAP-35. Docket No. EL81-14-002 (remand), American Municipal Power-Ohio, Inc. and City of St. Marys, Ohio v. Dayton Power & Light Co.

CAP-36. Docket No. EL83-5-000, Wisconsin Public Power Inc. v. Wisconsin Public Service, Inc.

CAP-37. Docket No. EL82-1-000, Town of Easton, Maryland v. Delmarva Power & Light Co. and Pennsylvania-New Jersey-Maryland Interconnection

CAP-38. Docket No. EL83-14-000, Connecticut Municipal Electric Energy Cooperative v. Northeast Utilities and its subsidiaries, the Connecticut Light & Power Co., Northeast Utilities Service Co., and Northeast Nuclear Energy Co.

CAP-39. Docket Nos. EL83-6-000, ER82-774-000, ER82-829-000, ER83-209-000, ER83-219-000, and ER83-227-000, Rufus L. Edmisten, Attorney General of the State of North Carolina v. Aluminum Co. of America, Tapoco, Inc., and Nantahala Power & Light Co.

Consent Miscellaneous Agenda

CAM-1. Docket No. RM81-7-001, exemption from the licensing requirements of Part I of the Federal Power Act of certain categories of small hydroelectric power projects with an installed capacity of 5 megawatts or less

CAM-2. Docket No. PL83-2-001, off-system sales

CAM-3. Docket No. RM79-76-166 (Texas—3 addition V), high-cost gas produced from tight formations

CAM-4. Docket No. RM79-76-160 (Texas—30), high-cost gas produced from tight formations

CAM-5. Docket No. RM79-76-187 (New Mexico—22), high-cost gas produced from tight formations

CAM-6. Docket No. RM79-76-188 (New Mexico—23), high-cost gas produced from tight formations

CAM-7. Docket No. RA81-71-000, Wilson Oil Co.

CAM-8. Docket No. RA82-14-000, Texas City Refining, Inc.

CAM-9. Docket No. RO82-86-000, Paul D'Arpino d.b.a. Terrace Mobil

CAG-1. Docket Nos. TA82-221-002, 003 and 004 (PGA82-2) (IPR82-2) and (AP82-2) and RP82-120-005, Columbia Gas Transmission Corp.

CAG-2. Docket Nos. RP80-106-111 and 012, Trunkline Gas Co.

CAG-3. Docket Nos. RP78-94-014, 015 and 016, Texas Gas Transmission Corp.

CAG-4. Docket No. TA83-2-1-001 (PGA83-2), Alabama-Tennessee Natural Gas Co.

- CAG-5. Docket No. TA83-2-4-000 (PGA83-3, PGA83-3a), Granite State Gas Transmission, Inc.
- CAG-6. Docket No. TA83-2-10-000 (PGA83-2), Tennessee Natural Gas Lines, Inc.
- CAG-7. Docket No. TA83-2-40-000 (PGA83-3), Raton Natural Gas Co.
- CAG-8. Docket No. CP81-388-015 Northwest Alaskan Pipeline Co.
- CAG-9. Docket No. RP83-87-000, Algonquin Gas Transmission Co.
- CAG-10. Omitted
- CAG-11. Docket No. RP82-56-000, Northwest Pipeline Corp.
- CAG-12. Docket No. RP82-59-000, Panhandle Eastern Pipe Line Co.; Docket No. RP82-60-000, Trunkline Gas Co.
- CAG-13. Docket No. RP82-74-006 (PGA82-2 and IPR82-2), Texas Gas Transmission Corp.
- CAG-14. Docket No. TA82-2-11-000, United Gas Pipe Line Co.
- CAG-15. Docket No. IN83-1-000, Amoco Production Co. (Amerada Hess Corp.)
- CAG-16. Docket No. IN83-1-000, Amoco Production Co. (Goldking Production Co., Goldrus Drilling Co. and Goldking Properties, Inc.)
- CAG-17. Docket No. IN83-1-000, Amoco Production Co., (Getty Oil Co.)
- CAG-18. Docket No. IN83-1-000, Amoco Production Co. (Peninsula Resources Corp.)
- CAG-19. Docket No. ST82-319-000, Tennessee Gas Pipeline Co., a Division of Tenneco Inc.
- CAG-20. Docket No. ST 83.219-000, Riverway Gas Pipeline Co.
- CAG-21. Docket No. CI83-165-001, Cabot Petroleum Corp.
- CAG-22. Docket No. CI73-880-022, Conoco Inc.
- CAG-23. Docket No. CP76-362-006, 007 and CP78-189-007, Texas Eastern Transmission Corp.
- CAG-24. Omitted
- CAG-25. Docket No. CP82-499-001, Tennessee Gas Pipeline Co., a Division of Tenneco Inc., Columbia Gulf Transmission Co. and United Gas Pipe Line Co.
- CAG-26. Docket No. CP83-340-000, producer-suppliers of Transcontinental Gas Supply Corp.
- CAG-27. Docket No. CP73-235-000, Texas Eastern Transmission Corp.
- CAG-28. Docket No. CP89-89-000, Algonquin Gas Transmission Co.
- CAG-29. Docket No. CP83-235-000, Tennessee Gas Pipeline Co., a Division of Tenneco Inc.
- CAG-30. Omitted
- CAG-31. Omitted
- CAG-32. Docket No. CP83-215-000, Northern Natural Gas Co., Division of Internorth, Inc.
- CAG-33. Docket No. CP83-255-000, Houston Pipe Line Co.
- CAG-34. Docket No. TA83-2-8-800 (PGA83-2), South Georgia Natural Gas Co.
- CAG-35. Docket Nos. RP82-116-000 and RP83-58-002, Southern Natural Gas Co.

I. Licensed Project Matters

- P-1. Project No. 5951-000, Gordon Ravenscroft; Project No. 6060-000, Raleigh and Virginia Stevens
- P-2. Project No. 4922-000, Arizona Power Authority and Colorado River Commission of Nevada

- P-3. Project No. 5207-000, City of Gillette, Wyoming Project No. 6113-000, Wyoming Municipal Power Authority
- P-4. Project No. 3564-000, City of Duchesne, Utah; Project Nos. 5059-000 and 4424-000, Central Utah Water Conservancy District; Project No. 4497-000, Water Power Co.; Project No. 5354-000, Utah Power & Light Co.
- P-5. Project Nos. 2497-001, 2758-001, 2676-001, 2768-001, 2770-001, 2771-001, 2772-001, and 2775-001, Linweave, Inc.
- P-6. Project No. 6076-000, Fairview Orchards Associates; Project No. 8839-000, Piedmont Camp Fire Council and Lake Vera Mutual Water

II. Electric Rate Matters

- ER-1. Docket No. E-8851-002, Alabama Power Co.
- ER-2. Docket Nos. ER82-493-000 and ER82-494-000, Pennsylvania Power & Light Co.
- ER-3. Docket No. ER81-197-006 (phase I), Arizona Public Service Co.
- ER-4. Docket Nos. EF81-2011-000, EF81-2021-000 and EF82-2011-001, U.S. Department of Energy—Bonneville Power Administration

Miscellaneous Agenda

- M-1. Docket No. RM81-41-000, sales of electric power to the Bonneville Power Administration; methodology and filing requirements
- M-2. Reserved
- M-3. Reserved
- M-4. Docket No. RM81-21-000, recovery of Alaska Natural Gas Transportation System charges
- M-5. Docket No. RM83-84-000, amendment to notice of procedures and to protest and intervention time limits for oil pipeline tariff filings
- M-6. Docket No. GP80-117-000, Exxon Corp.
- M-7. (a) Docket No. RP75-105-000, Columbia Gulf Transmission Co.; Docket No. RP75-106-000 (consolidated taxes), Columbia Gas Transmission Corp.; (b) Docket Nos. RP80-102-000 and RP81-86-000 (consolidated taxes), Southern Natural Gas Co.; (c) Docket No. ER81-141-000, Potomac Edison Co.

I. Gas Agenda

- RP-1. (a) Docket No. RP82-137-000, Texas Gas Transmission Corp.; Docket No. RP83-4-000, Columbia Gas Transmission Corp. v. Texas Gas Transmission Corp.; (b) Docket No. RP83-8-000, Columbia Gas Transmission Corp. v. Tennessee Gas Pipeline Co., a division of Tenneco Inc.; Docket No. RP83-19-000, Tennessee Gas Pipeline Co., a Division of Tenneco Inc. v. Columbia Gas Transmission Corp.
- RP-2. Docket No. RP81-80-000 (phase I) Consolidated Gas Supply Corp.
- RP-3. Omitted
- RP-4. Docket No. RP79-23-003, Distrigas of Massachusetts Corp.; Docket No. RP79-24-002, Distrigas Corp.

II. Producers Matters

- CI-1. Docket Nos. RI73-60-006 and 007, Mitchell Energy Corp.
- CI-2. Docket No. CI78-968-001, United Gas Pipeline Co.

III. Pipeline Certificate Matters

- CP-1. Docket Nos. CP81-302-004 and CP81-303-007, Natural Gas Pipeline Co. of America; Docket No. CP81-322-003, Texas Gas Transmission Corp.; Docket Nos. ST82-322-001 and CP82-356-001, Dow Intrastate Gas Co.
- CP-2. Docket Nos. CP83-7-000 and CP83-334-000, Louisiana Resources Co.; Docket Nos. CP83-9-000, CP83-13-000 and CP83-337-000, Faustina Pipe Line Co.
- CP-3. Docket No. CP81-494-001, Natural Gas Pipeline Co. of America
- CP-4. Omitted
- CP-5. Docket No. CP83-151-000, Carnegie Natural Gas Co.; Docket No. CP83-150-000, Texas Eastern Transmission Corp.
- CP-6. Docket No. CP83-217-000, National Fuel Gas Supply Corp.
- CP-7. Docket No. CP82-194-000, Pacific Interstate Offshore Co.
- CP-8. Docket Nos. CP81-107-000, CP81-108-000, CP81-296-000, CP81-298-000, CP82-296-000, 001 and 002, CP82-470-000 and CP83-103-000, Boundary Gas, Inc. and Tennessee Gas Pipeline Co., a Division of Tenneco Inc.; Docket Nos. CP82-119-001 and 002, Algonquin Gas Transmission Co.; Docket Nos. CP82-478-000 and 001, ANR Michigan Storage Co.; Docket Nos. CP82-420-000 and 001, ANR Storage Co.; Docket Nos. CP82-428-000 and 001, Great Lakes Gas Transmission Co.; Docket Nos. CP82-502-000 and 001, Michigan Consolidated Pipeline Co.; Docket Nos. CP83-170-000 and 001 and CP83-249-000, Niagara Interstate Pipeline System; Docket Nos. CP82-328-000 and 001, CP82-423-000, CP82-448-001 and 002, Texas Eastern Transmission Corp.; Docket Nos. CP82-46-001 and 002, Transcontinental Gas Pipe Line Corp., Algonquin Gas Transmission and Texas Eastern Transmission Corp.; Docket Nos. CP82-125-000, 001 and 002, CP82-385-000, CP82-383-001 and 002, CP82-503-000 and 001 and CP83-314-000, Transcontinental Gas Pipe Corp.; Docket Nos. CP82-125-003, 004, 005 and 006, Trans-Niagara Pipeline
- CP-9. Docket No. CP83-180-000, Montana Dakota Utilities Co., Complainant v. Colorado Interstate Gas Co., respondent
- CP-10. Docket No. CP83- , Phillips Petroleum Co., and Marathon Oil Co.

Kenneth F. Plumb,
Secretary.

[S-843-83 Filed 6-9-83; 4:40 pm]

BILLING CODE 6717-01-M

7

PACIFIC NORTHWEST ELECTRIC POWER AND CONSERVATION PLANNING COUNCIL (Northwest Power Planning Council)

ACTION: Notice of meeting to be held pursuant to the Government in the Sunshine Act (5 U.S.C. 552b).

STATUS: Open.

DATE AND TIME: June 22, 1983, 11 a.m.; June 23, 1983, 9 a.m.

PLACE: Remington Room, Outlaw Inn, Kalispell, Montana.

MATTERS TO BE CONSIDERED:**June 22:**

- Public comment on Draft Fiscal Year 1985 Budget and Fiscal Year 1984 Revisions
- Council discussion of Budget
- Status Report on BPA's Conservation Contracts
- Public comment

A portion of the meeting scheduled for June 22 may be closed to the public to discuss personnel matters. The Council will consider the matter of closing a portion of this meeting as its first item of business on June 22.

June 23:

- Status Report on Implementation of Fish and Wildlife Program including Water Budget, Montana Fish, Wildlife and Parks
- Council Business
- Public Comment

FOR FURTHER INFORMATION CONTACT:

Ms. Bess Wong (503) 222-5161,

Edward Sheets,

Executive Director.

[S-650-63 Filed 6-10-83; 3:54 pm]

BILLING CODE 0000-00-M

8

POSTAL RATE COMMISSION

TIME AND DATE: 2 p.m., Wednesday, June 15, 1983.

PLACE: Conference Room, room 500, 2000 L Street NW., Washington, D.C.

STATUS: Closed.

MATTERS TO BE CONSIDERED: (Closed pursuant to 5 U.S.C. 552b(c)(10)):

USPS Motion of Waiver of Certain Commission Rules in E-COM filing (Docket No. R83-1).

CONTACT PERSON FOR MORE

INFORMATION: Cyril J. Pittack, Acting Secretary, Postal Rate Commission, Room 500, 2000 L Street NW., Washington, D.C. 20268, telephone (202) 254-5614.

[S-446-83 Filed 6-10-83; 2:07 pm]

BILLING CODE 7715-01-M

9

SECURITIES AND EXCHANGE COMMISSION

"FEDERAL REGISTER" CITATION OF PREVIOUS ANNOUNCEMENT: 48 FR 26582, June 8, 1983.

STATUS: Open/closed meeting.

PLACE: 450 5th Street NW., Washington, D.C.

DATE PREVIOUSLY ANNOUNCED: Friday, June 3, 1983.

CHANGE IN THE MEETING: Deletion/rescheduling. The Commission has cancelled the open meeting scheduled to consider the following item on Thursday, June 16, 1983, at 2:30 p.m.:

Consideration of whether to allow, or under what conditions to allow, the use of letters of credit: (1) As "cover," in lieu of margin, when establishing short options positions in foreign currency or stock index options; (2) as collateral for secured demand notes made by subordinated lenders contributing capital to broker-dealers; and (3) as margin deposits required by the Options Clearing Corporation for certain aggregate short or exercised options positions of participants. For further information, please contact Thomas V. Sjoblom at (202) 272-7379.

A closed meeting scheduled for Thursday, June 16, 1983, following the now cancelled 2:30 p.m. open meeting has been rescheduled for Thursday, June 16, 1983, at 10 a.m.

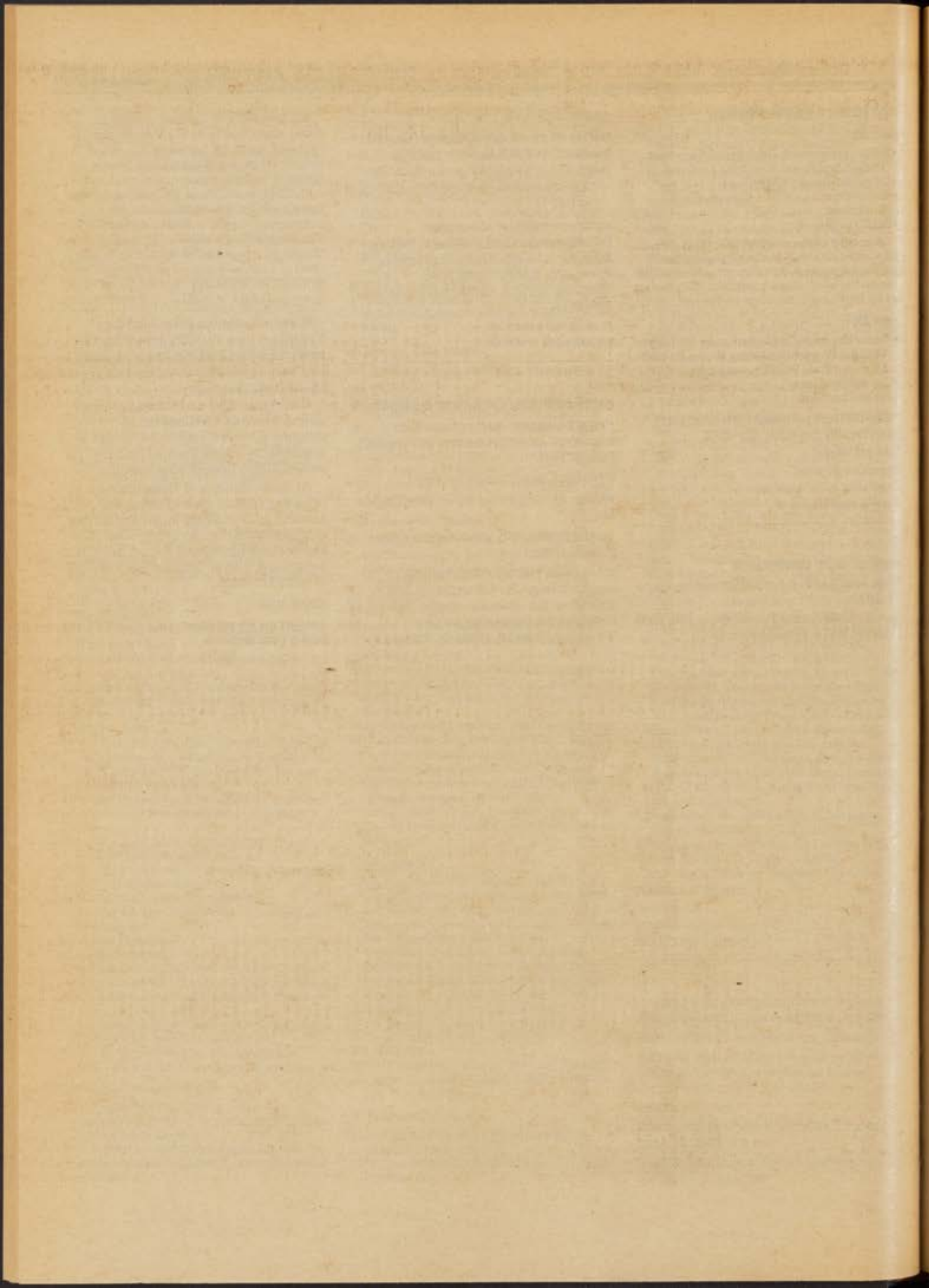
Chairman Shad and Commissioner Evans, Thomas and Longstreth determined that Commission business required the above changes and that no earlier notice thereof was possible.

At times changes in Commission priorities require alterations in the scheduling of meeting items. For further information and to ascertain what, if any matters have been added, deleted or postponed, please contact: Jerry Marlatt at (202) 272-2092.

June 9, 1983.

[S-644-83 Filed 6-10-83; 1:39 pm]

BILLING CODE 8010-01-M



Federal Register

Tuesday
June 14, 1983

Part II

Department of the Interior

Office of Surface Mining Reclamation and
Enforcement

Abandoned Mine Land Program; Grants—
Administrative Procedures

January 1940

100

Part II

Department of the Interior

Office of Survey, Mapping, and Geology

Geological Survey

DEPARTMENT OF THE INTERIOR

Office of Surface Mining Reclamation and Enforcement

30 CFR Part 886

Abandoned Mine Land Program; Grants—Administrative Procedures

AGENCY: Office of Surface Mining Reclamation and Enforcement, Interior.
ACTION: Final rule.

SUMMARY: The Office of Surface Mining (OSM) has amended portions of the abandoned mine land reclamation rules relating to the administrative procedures for State Reclamation Grants. This amendment will eliminate form OSM-62 which was developed to release OSM from all obligations under the grant or cooperative agreement funding being closed out. Also, form OSM-63 which was developed to provide OSM with a statement indicating that OSM will be entitled to its share and payment of all refunds, rebates, and credits arising from the performance of the agreement. These forms are being eliminated to reduce the paperwork burden on the recipients as much as possible.

EFFECTIVE DATE: June 14, 1983.

FOR FURTHER INFORMATION CONTACT: Donald W. Willen, Chief, Division of Grants Administration, Office of Surface Mining, U.S. Department of the Interior, 1951 Constitution Avenue N.W., Washington, D.C. 20240, Telephone (202) 343-7951 or 343-4225.

SUPPLEMENTARY INFORMATION:

Background

The Abandoned Mine Land Reclamation (AMLR) Program was established under the Surface Mining Control and Reclamation Act of 1977, Pub. L. 95-87, in response to concern over extensive environmental damage caused by the failure of past coal mining activities to adequately reclaim disturbed lands. Funds are generated by a fee imposed on each ton of coal produced. Congress then appropriates the funds for: 1) grants to States and Indian tribes to plan and carry out reclamation programs and projects, 2) for Federal reclamation projects carried out by the Secretary of the Interior through OSM and other Interior agencies, and 3) for the Rural Abandoned Mine Program (RAMP) administered by the Secretary of Agriculture and carried out by the Soil Conservation Service.

Introduction to Final Rule Revision

Section 886.20 presently reads as follows:

§ 886.20 Administrative procedures.

The agency shall follow administrative procedures governing accounting, payment, property, and related requirements contained in Office of Management and Budget Circular No. A-102 and use the following forms: OSM-60 (Report of Government Property), OSM-62 (Recipients' Release), and OSM-63 (Recipients Assignments of Refunds, Rebates and Credits).

In OSM's effort to reduce the paperwork burden on the recipient as much as possible, it was decided to revise 30 CFR 886.20 to eliminate the forms OSM-62 and OSM-63 which were burdensome and unnecessary. This action would also reduce the number of forms required from the recipient for closing out OSM financial assistance grants.

Therefore, OSM published a proposed rule in the *Federal Register* on Friday March 4, 1983 (Volume 48, No. 44). The comment period closed at 5 p.m. April 4, 1983.

Form OSM-62 was developed to release OSM from all obligations under the grant or cooperative agreement funding being closed out. OSM will require this information be provided in the grantee's transmittal letter at the time the grantee submits the final closeout report.

The transmittal letter will indicate that the recipient discharges the Government from all obligations arising from the agreement, unless any exceptions are noted. Information on audit exceptions will also be included.

The purpose of Form OSM-63 was to provide OSM with a statement indicating that OSM will be entitled to its share and payment of all refunds, rebates, and credits arising from the performance of the agreement.

OSM will ensure that a statement is included in each grant agreement that will indicate that OSM will be entitled to its share and payment of all refunds, rebates and credits arising from the performance of the agreement.

Disposition of Comments

Two comments were received from the States and considered in the rulemaking process. The two comments are available for inspection in the Administrative Record, Room 5315, 1100 L Street, N.W., Washington, D.C.

The two commenters fully support the proposed rule change of 30 CFR 886.20 (Administrative procedures).

Procedural Matters

The following determinations have been made by OSM in reference to the rule change:

This rule is being made effective immediately to avoid unnecessary expense and administrative burdens.

The Department of the Interior has determined that this document is not a major rule under E.O. 12291 and certifies that this document will not have a significant economic effect on a substantial number of small entities under the Regulatory Flexibility Act (5 U.S.C. 601 et seq.). This rule would not impose any new requirements; rather, it would ensure that existing requirements established by SMCRA and the Federal rules will be met by the State.

The Department of the Interior has determined, pursuant to Section 702(d) of SMCRA, 30 U.S.C. 1292(d), that this action will not have a significant effect on the quality of the human environment and an environmental impact statement need not be prepared.

The information collection requirements contained in this rule was approved by OMB under 44 U.S.C. 3507 and assigned clearance number 1029-0076.

Form OSM-62 was assigned number 1029-0077 and Form OSM-63 was assigned number 1029-0068.

Author of Rule Change: Carole L. Battle, Division of Grants Administration, Telephone: (202) 343-4714.

List of Subjects in 30 CFR Part 886

Coal mining, Grant program/natural resources, Reporting requirements, Surface mining, Underground mining.

For the reasons set forth in this preamble, 30 CFR Part 886.20 is amended as set forth herein.

Dated: May 13, 1983.

Daniel N. Miller, Jr.,

Assistant Secretary for Energy and Minerals.

PART 886—STATE RECLAMATION GRANTS

Section 886.20 is revised to read as follows:

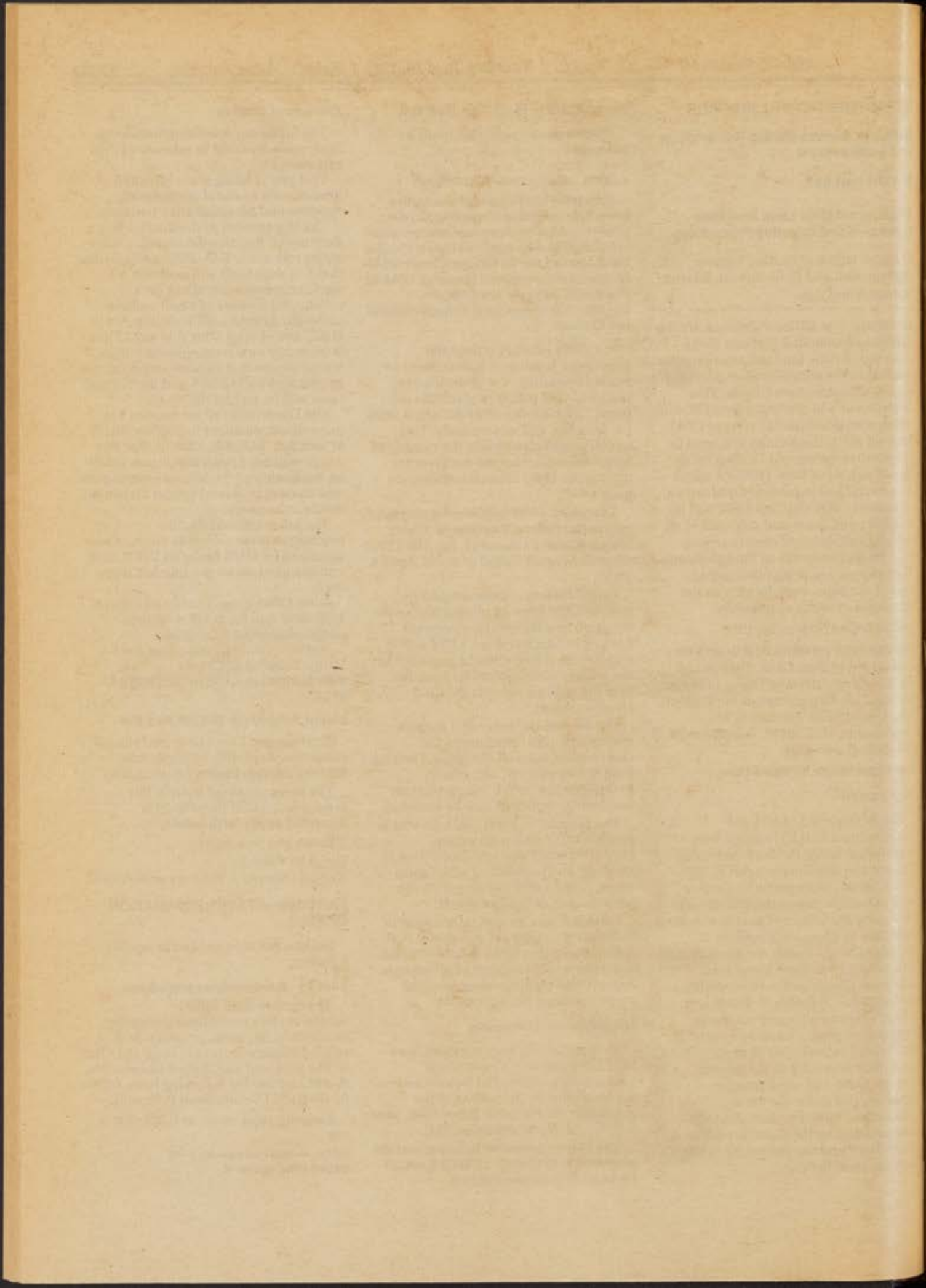
§ 886.20 Administrative procedures.

The agency shall follow administrative procedures governing accounting, payment, property, and related requirements contained in Office of Management and Budget Circular No. A-102 and use the following form: OSM-60 (Report of Government Property).

Authority: Pub.L. 95-87, 30 U.S.C. 1201 et seq.

[FR Doc. 83-15044 Filed 6-13-83; 8:45 am]

BILLING CODE 4310-05-M



Register

Register

**Tuesday
June 14, 1983**

Part III

Department of the Interior

Bureau of Land Management

**Procedures for Management of
Designated Wilderness Areas**

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

43 CFR Part 8560

Designated Wilderness Areas;
Procedures for Management

AGENCY: Bureau of Land Management, Interior.

ACTION: Proposed rulemaking.

SUMMARY: This proposed rulemaking would establish procedures for the administration of wilderness areas on public lands that are designated by Congress as part of the National Wilderness Preservation System. This proposed rulemaking would enable the Bureau of Land Management to carry out the congressional direction to manage wilderness areas to preserve their wilderness character. The proposed rulemaking is based on the Bureau's Wilderness Management Policy as published in the Federal Register on September 24, 1981 (46 FR 47180), and is similar to the Forest Service wilderness management regulations.

DATE: Comments should be received by August 15, 1983.

ADDRESS: Comments should be sent to: Director (140), Bureau of Land Management, 1800 C Street, NW., Washington, D.C. 20240.

Comments will be available for public review in Room 5555 at the above address during regular business hours (7:45 a.m. to 4:15 p.m.), Monday through Friday.

FOR FURTHER INFORMATION CONTACT: David E. Porter, (202) 343-6064.

SUPPLEMENTARY INFORMATION: Section 603(c) of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1782(c)) requires that once an area of public lands has been designated for preservation as wilderness, the provisions of the Wilderness Act of 1964 (16 U.S.C. 1131) which apply to national forest wilderness areas shall also apply to areas under the jurisdiction of the Bureau of Land Management. The Wilderness Act directs that wilderness areas be managed to provide for their protection and the preservation of their wilderness character. The Wilderness Act prohibits certain uses and activities in wilderness areas. It is important that the public be aware of the restrictions on use and visitation. There are presently no regulations that directly pertain to management of public land wilderness areas. This proposed rulemaking would put provisions relating to the management of wilderness areas into a single part of the

Code of Federal Regulations rather than spread them piecemeal among several parts of existing regulations.

The proposed rulemaking is concerned primarily with the restraints placed on the public. Certain uses such as mining, mineral leasing and grazing are specifically provided for in the Wilderness Act, and activities related to these uses would also be managed by the Bureau of Land Management.

The proposed rulemaking would enable the Bureau to manage these activities to minimize the impact on the wilderness character of the lands, and enable the Director of the Bureau of Land Management or the authorized officer, by directive or order, to impose qualifications or restrictions on such uses as circumstances require and as permitted by law.

This proposed rulemaking would have no effect on the process for designating wilderness areas. Further, this proposed rulemaking would have no effect on the jurisdiction or responsibility of the States to manage fish and wildlife on public lands, and would not constitute an express or implied claim of exemption from State water laws on the part of the Bureau of Land Management or the Department of the Interior.

The proposed rulemaking would require the authorized officer of the Bureau of Land Management to permit reasonable access to inholdings within wilderness areas. The responsibility for determining what is reasonable access would remain with the authorized officer, who would consult closely with inholders to determine and meet their needs. Any decision of the authorized officer would be subject to appeal.

Mining operations authorized by the U.S. Mining Laws in BLM administered wilderness areas may require an approved plan of operations under 43 CFR 3809. Any plan of operations approved on or before December 31, 1983, will be allowed to continue pending a determination that valid rights exist.

Before approving plans of operations submitted after December 31, 1983, or such other date on which the mining laws cease to apply to an affected wilderness area, the authorized officer will request a mineral examiner to make an informal examination of the operation area. If the evidence of mineralization appears sufficient to justify a determination that a valuable mineral deposit has been discovered, the authorized officer may process the plan of operations. If the mineralization does not appear sufficient, the authorized officer will disapprove the plan of operations and initiate a formal validity determination. Any disapproval

of a plan of operations by the authorized officer would be subject to appeal by the operator under 43 CFR 3809.4.

The proposed rulemaking would close all wilderness areas on public lands to mineral leasing. Exercising the discretion granted to him by the mineral leasing laws, the Secretary of the Interior has directed that no mineral leases shall be issued before midnight, December 31, 1983, after which the mineral leasing laws cease to apply to wilderness areas. A provision to that effect has been included in this rulemaking.

The principal author of this proposed rulemaking is David E. Porter, Division of Recreation, Cultural, and Wilderness Resources, assisted by the staff of the Office of Legislation and Regulatory Management, Bureau of Land Management.

It is hereby determined that this rulemaking does not constitute a major Federal action significantly affecting the quality of the human environment and that no detailed statement pursuant to section 102(2)(C) of the National Environmental Policy Act of 1969 (42 U.S.C. 4332(2)(C)) is required.

The Department of the Interior has determined that this document is not a major rule under Executive Order 12291 and that it will not have a significant economic effect on a substantial number of small entities under the Regulatory Flexibility Act (5 U.S.C. 601 et seq.). The proposal favors no demographic group, and applies equally to all users, regardless of size, pursuing a particular activity in any wilderness area administered by the Bureau. Information is required from the public for certain uses and activities in wilderness areas in accordance with existing procedures found in 43 CFR 2800, 2880, 2920, 3045, 3209, 3809, 4100 and 8372. The information collection requirements of those procedures, which are referred to in this rule, have been approved by the Office of Management and Budget under 44 U.S.C. 3501 et seq.

List of Subjects in 43 CFR Part 8560

Grazing lands, Livestock, National Wilderness Preservation System, Oil and gas exploration, Penalties, Public lands—mineral resources, Public lands—recreation, Recreation.

Under the provisions of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1701) and the Wilderness Act of 1964 (16 U.S.C. 1131), it is proposed to amend Subchapter H, Chapter II, Title 43 of the Code of Federal Regulations by adding a new Group 8500 as set forth below:

Group 8500—Wilderness Management**PART 8560—WILDERNESS AREAS****Subpart 8560—Management of Designated Wilderness Areas****Sec.**

- 8560.0-1 Purpose.
- 8560.0-2 Objectives.
- 8560.0-3 Authority.
- 8560.0-5 Definitions.
- 8560.0-6 Policy.
- 8560.1 Uses and prohibited acts.
- 8560.1-1 Permits for and restrictions on use.
- 8560.1-2 Prohibited acts.
- 8560.2 Special provisions applicable to Alaska (reserved).
- 8560.3 Administrative and emergency functions.
- 8560.4 Special uses.
- 8560.4-1 Livestock grazing.
- 8560.4-2 Aircraft and motorboats.
- 8560.4-3 Access.
- 8560.4-4 Commercial services.
- 8560.4-5 Gathering information about resources.
- 8560.4-6 Mining law administration.
- 8560.4-7 Mineral leases and permits.
- 8560.4-8 Water and power resources.
- 8560.5 Penalties.

Authority: 43 U.S.C. 1701 et seq., 16 U.S.C. 1131 et seq.

Subpart 8560—Management of Designated Wilderness Areas**§ 8560.0-1 Purpose.**

The purpose of this part is to provide procedures for the management of public lands designated by Congress as part of the National Wilderness Preservation System and administered under provisions of the Wilderness Act of 1964.

§ 8560.0-2 Objective.

The objective of these regulations is management of the public lands designated as part of the National Wilderness Preservation System to preserve and protect their wilderness character, provide for their use and enjoyment by the American people in a manner that will leave them unimpaired for future use and enjoyment as wilderness, and allow for recreational, scenic, scientific, educational, conservation and historic use.

§ 8560.0-3 Authority.

This part is issued under the authority of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1701 et seq.), and the Wilderness Act of 1964 (16 U.S.C. 1131 et seq.).

§ 8560.0-5 Definitions.

As used in this part, the term:

(a) "Adequate access" means the combination of routes and modes of

travel to non-Federal inholdings that will, as determined by the authorized officer, serve the reasonable purposes for which the non-Federal lands are held or used, and at the same time, cause impacts of least duration and degree on the wilderness resource.

(b) "Authorized officer" means any employee of the Bureau of Land Management who has been delegated the authority to perform the duties described in this part.

(c) "Bureau" means the Bureau of Land Management.

(d) "Mechanical transport" means any device for transporting personnel or material with wheels, tracks or skids, or by flotation, for traveling over land, water or snow, and is propelled by a nonliving power source contained or carried on or within the device.

(e) "Motorized equipment" means any machine activated by a nonliving power source except small battery-powered, handcarried devices such as flashlights, shavers, Geiger counters and cameras.

(f) "Motor vehicle" means any vehicle which is self-propelled or any vehicle which is propelled by electric power obtained from batteries.

(g) "Mining operations" means all functions, work and activities in connection with prospecting, exploration, development, mining or processing of mineral resources and all uses of the land reasonably incident thereto, including roads and other means of access on lands subject to the regulations in this part, regardless of whether said operations take place on or off mining claims.

(h) "Primitive and unconfined recreation" means nonmotorized types of outdoor recreation activities that do not require developed facilities.

(i) "Public lands" means any lands and interests in lands owned by the United States and administered by the Secretary of the Interior through the Bureau of Land Management without regard to how the United States acquired ownership.

(j) "Solitude" means the state of being alone or remote from habitation; isolation; also, a lonely, unfrequented, or secluded place.

(k) "Visitor use" means on-site use of the wilderness area for recreation, inspiration, stimulation, solitude, relaxation, education, scientific research, pleasure or satisfaction.

(l) "Wilderness" is defined in the same way as in section 2(c) of the Wilderness Act of 1964, 16 U.S.C. 1131(c).

(m) "Wilderness character or characteristics" are defined in the same way as in section 2(c) of the Wilderness Act of 1964, 16 U.S.C. 1131(c).

§ 8560.0-6 Policy

Wilderness areas shall be managed to promote, perpetuate and, where necessary, restore the wilderness character of the land and its specific values of solitude, physical and mental challenge, scientific study, inspiration, primitive recreation, watersheds and water yield, wildlife habitat, natural plant communities, and similar natural and recreational values.

(a) Natural ecological succession shall be allowed to operate freely to the extent permitted by the Wilderness Act;

(b) Wilderness shall be made available for human use to the optimum extent consistent with the maintenance of primitive conditions;

(c) In resolving conflicts in resource use, wilderness values shall be primary to the extent provided by the Wilderness Act or subsequent establishing legislation.

§ 8560.1 Uses and prohibited acts.**§ 8560.1-1 Permits for and restrictions on use.**

(a) Unless otherwise designated by the authorized officer, all wilderness areas shall be open to uses consistent with the preservation of their wilderness character and their future use and enjoyment by the American people as wilderness, including, but not limited to, primitive recreation and scientific study. The authorized officer may require permits for any use of particular wilderness areas, including, but not limited to, camping, campfires and grazing of recreation livestock, and may issue written orders to close or restrict the use of lands and water surface administered by the Bureau within the boundary of any component of the National Wilderness Preservation System when necessary to carry out the intent of the Wilderness Act. Each order shall:

(1) Describe the lands, trail or waterway to which the order applies;

(2) Specify the time during which the closure or restriction applies;

(3) State each prohibition that is applied; and

(4) Specify any person exempted from any of the prohibitions contained in the order.

(b) An order to close or to restrict the use of lands and water surface shall be effective upon posting. Posting shall be by:

(1) Placing a copy of the order in each local office of the Bureau having jurisdiction over lands affected by the order; and

(2) Displaying each order near and/or within the affected wilderness area in such reasonable locations and in such a

manner as to bring the prohibitions contained in the order to the attention of the public.

(c) The authorized officer may publish in the Federal Register, and/or in a newspaper of general circulation in the area of the affected lands, a copy of the order to close or restrict the use of lands or water surface.

(d) Permits may be requested from the Bureau office exercising field-level jurisdiction over the wilderness areas for which use permits are required by the authorized officer.

(e) When a permit for use is required by the authorized officer, applications for recreation uses shall be completed in accordance with the provisions of 43 CFR Part 8372.

§ 8560.1-2 Prohibited acts.

Except as provided in the Wilderness Act or subsequent legislation establishing a particular wilderness area, or as specifically provided for elsewhere in this subpart, and subject to valid existing rights, the following are prohibited in wilderness areas managed by the Bureau:

- (a) Commercial enterprises;
- (b) Temporary or permanent roads;
- (c) Aircraft landing strips, heliports, or helispots;
- (d) Use of motorized equipment, motor vehicles, motorboats or other forms of mechanical transport;
- (e) Landing of aircraft;
- (f) Dropping of materials, supplies or persons from aircraft;
- (g) Structures or installations, including motels, summer homes, stores, resorts, organization camps, hunting and fishing lodges, electronic installations, and similar structures and uses;
- (h) Cutting of trees;
- (i) Violating any order or regulation established by the authorized officer;
- (j) Entry into or use of wilderness areas without a permit, where such permits are required by the authorized officer.

§ 8560.2 Special provisions applicable to Alaska (Reserved).

§ 8560.3 Administrative and emergency functions.

To the extent authorized by law, the authorized officer may:

- (a) Use, construct or install motorized equipment, mechanical transport, aircraft, aircraft landing strips, heliports, helispots, installations or structures in designated wilderness areas, and prescribe conditions under which such items may be used, transported or installed by other Federal, State or county agencies or their agents, to meet the minimum requirements for

protection and administration of the wilderness area and its resources.

(b) Authorize occupancy and use of wilderness areas by officers, employees, agencies or agents of the Federal, State and local governments to carry out the purposes of the Wilderness Act.

(c) Prescribe measures to be taken, as necessary, to control fire, insects and diseases where these threaten human life, property or high value resources within the wilderness area or on adjacent nonwilderness lands.

(d) Prescribe measures which may be used in emergencies involving the health and safety of persons or damage to property, including the conditions for use of motorized equipment, mechanical transport, aircraft, installations and structures.

§ 8560.4 Special uses.

All uses specifically permitted in wilderness areas by the Wilderness Act and subsequent laws shall be conducted in a manner that will prevent unnecessary or undue degradation of the wilderness character of the land.

§ 8560.4-1 Livestock grazing.

(a) The grazing of livestock, where such use was established before the date of the establishment of the area as a unit of the National Wilderness Preservation System, shall be permitted to continue under the regulations on the grazing of livestock on public lands in part 4100 of this chapter and in accordance with any special provisions covering grazing use in wilderness areas that the Director may prescribe.

(b) Grazing activities may include the construction, use and maintenance of livestock management improvements and facilities associated with grazing that are in compliance with approved plans for the area.

§ 8560.4-2 Aircraft and motorboats.

The authorized officer may permit the landing of aircraft and use of motorboats at places within any wilderness area where these uses were established before the date the area was designated by Congress as a unit of the National Wilderness Preservation System, and where such uses have continued, subject to such restrictions as he/she finds necessary. The authorized officer may also permit the maintenance of aircraft landing strips, heliports or helispots that existed when the area was designated a unit of the National Wilderness Preservation System.

§ 8560.4-3 Access.

(a) States or persons, and their successors in interest, who own lands completely surrounded by a wilderness

area or who hold valid mining claims or other valid occupancies, shall be given adequate access to such lands, as determined necessary by the authorized officer.

(b) Persons with valid mining claims or other valid occupancies wholly within wilderness areas shall be permitted access to such surrounded occupancies by means that are consistent with the preservation of such wilderness and that have been or are being customarily used with respect to other such occupancies surrounded by wilderness. Permits issued under 43 CFR Parts 2800, 2880 or 3809 by the authorized officer shall prescribe the routes of travel to and from the occupancies surrounded by wilderness, the mode of travel, and other conditions reasonably necessary to preserve the wilderness areas.

(c) No roads shall be constructed across wilderness areas unless permitted by the authorized officer. Access by routes or modes of travel not available to the general public may, when fully justified, be permitted by written authorization of the authorized officer. The authorization shall prescribe routes and modes of travel which will result in impacts of least duration and degree on wilderness characteristics and, at the same time, serve the reasonable purposes for which the lands are held or used.

§ 8560.4-4 Commercial services.

The authorized officer may permit temporary structures and commercial services such as those provided by packers, outfitters and guides within wilderness areas to the extent he/she finds necessary for activities appropriate for realizing the recreational or other wilderness purposes of the area.

§ 8560.4-5 Gathering information about resources.

(a) Any person desiring to conduct any activity, for purposes of gathering information about natural resources in wilderness may do so provided it is carried on in a manner compatible with the preservation of the wilderness environment. Where required by other law or regulation, such person shall obtain the necessary permits or authorizations. The authorized officer in granting such permits or authorizations shall allow such activities, subject to such restrictions as he/she may impose to insure that they are carried on in a manner compatible with the preservation of the wilderness environment. This section shall not apply to mineral prospecting under the

mining or mineral leasing laws conducted prior to the date when the mining and mineral leasing laws cease to apply to the respective component of the system. (See § 8560.4-6.)

(b) Any person desiring to use motor vehicles, motorized equipment, mechanized transport, or to land aircraft for mineral prospecting or for gathering information about resources, shall notify the Bureau in writing. No form of overland mechanical transport may be used unless approved in accordance with subparts 2920, 3045 or 3209 of this title. If a permit is required, it shall provide for the protection of public land resources, including wilderness characteristics, protection of the public and restoration of disturbed areas, and may provide for the posting of performance bonds.

§ 8560.4-6 Mining law administration.

The United States mining laws shall apply to each wilderness area under the jurisdiction of the Bureau for the period specified in the Wilderness Act and subsequent establishing legislation to the same extent they were applicable on the date of the designation of the area as part of the National Wilderness Preservation System.

(a) No person shall obtain any right or interest in or to any mineral deposits that may be discovered through prospecting or other information-gathering activity after the date on which the United States mining laws cease to apply to the specific wilderness area.

(b) No mining operating shall be conducted on Bureau-administered wilderness areas without an approved plan of operations where required by subpart 3809 of this chapter.

(c) Holders of valid mining claims established on any Bureau-administered wilderness area before the date such unit was included in the National Wilderness Preservation System shall be accorded the rights provided by the United States mining laws then applicable to the public lands involved.

(d) Any person prospecting or locating a mining claim in a Bureau-administered wilderness area on or after the date the wilderness area was included in the National Wilderness Preservation System, but prior to the date on which the mining laws cease to apply to that area, shall have the rights provided by the United States mining laws, subject to the provisions of the Wilderness Act and subsequent establishing legislation.

(e) All mining claimants shall comply with conditions established by the authorized officer for the protection of

resources in accordance with the general purposes of maintaining the National Wilderness Preservation System unimpaired for future use and enjoyment as Wilderness and to preserve its wilderness character, consistent with the use of the lands for mineral location, exploration, development, drilling and production, and for transmission lines, water lines, telephone lines and processing operations. The conditions shall control, where essential, the use of mechanized transport, aircraft and motorized equipment.

(f) As soon as feasible after mining operations cease, but no more than one year thereafter, the operator shall remove all structures, equipment and other facilities and, no more than 6 months thereafter, commence reclamation. Reclamation shall be completed within a reasonable time as determined by the authorized officer. Whenever possible and feasible, reclamation shall restore the surface to a contour which appears to be natural, although this may not be the original contour. Where such measures are impractical or impossible, as determined by the authorized officer, reclamation shall provide the maximum achievable slope stability.

(g) In the development and operation of mining claims, claimants shall, to the extent practicable as determined by the authorized officer, prevent erosion, deterioration of the land, and the obstruction, pollution or siltation of streams, lakes or springs.

(h) The owner of patented mining claims located after the lands were included in the National Wilderness Preservation System may cut and use as much of the mature timber as is needed in the extraction, removal and beneficiation of the mineral deposits, if needed timber is not otherwise reasonably available. The cutting shall comply with sound principles of forest management as set forth in stipulations issued by the authorized officer.

(i) Prior to approving plans of operations or allowing operations to continue on unpatented claims after the date on which the mining laws cease to apply to the affected wilderness area, the authorized officer shall determine to his/her satisfaction the validity of such claims. Where the authorized officer determines that the claims are not valid, he/she shall institute a contest to establish conclusively the validity or invalidity of the claim. Producing operations shall be permitted to continue until a plan of operations is approved.

(j) Activities, including prospecting under the United States mining laws, for the purpose of gathering information about minerals in wilderness, shall be allowed, except that any such activity for gathering mineral information after the date on which the United States mining laws cease to apply shall be conducted in a manner compatible with the preservation of the wilderness environment. After such date, mining claims shall not be located in wilderness areas.

§ 8560.4-7 Mineral leases and mineral permits.

(a) Although the Wilderness Act permits mineral leasing in wilderness areas until midnight, December 31, 1983, no mineral leases shall be issued under the mineral leasing laws in any wilderness area on public lands.

(b) No person shall obtain any right or interest in or to any mineral deposits that may be discovered in a wilderness area through prospecting or other information-gathering activity after the date on which the laws pertaining to mineral leasing cease to apply to the specific wilderness area, nor shall any person after such date have any preference in applying for a mineral lease, license or permit.

(c) Permits shall not be issued for the removal of mineral materials commonly known as "common varieties" under the Minerals Act of July 31, 1947, as amended and supplemented (30 U.S.C. 601, 604).

§ 8560.5-8 Water and power resources.

Prospecting for water resources and the establishment of new reservoirs, water-conservation works, power projects, transmission lines and other facilities needed in the public interest, and the subsequent maintenance of such facilities, all pursuant to section 4(d)(4)(1) of the Wilderness Act, may be permitted under authorization by the President.

§ 8560.6 Penalties.

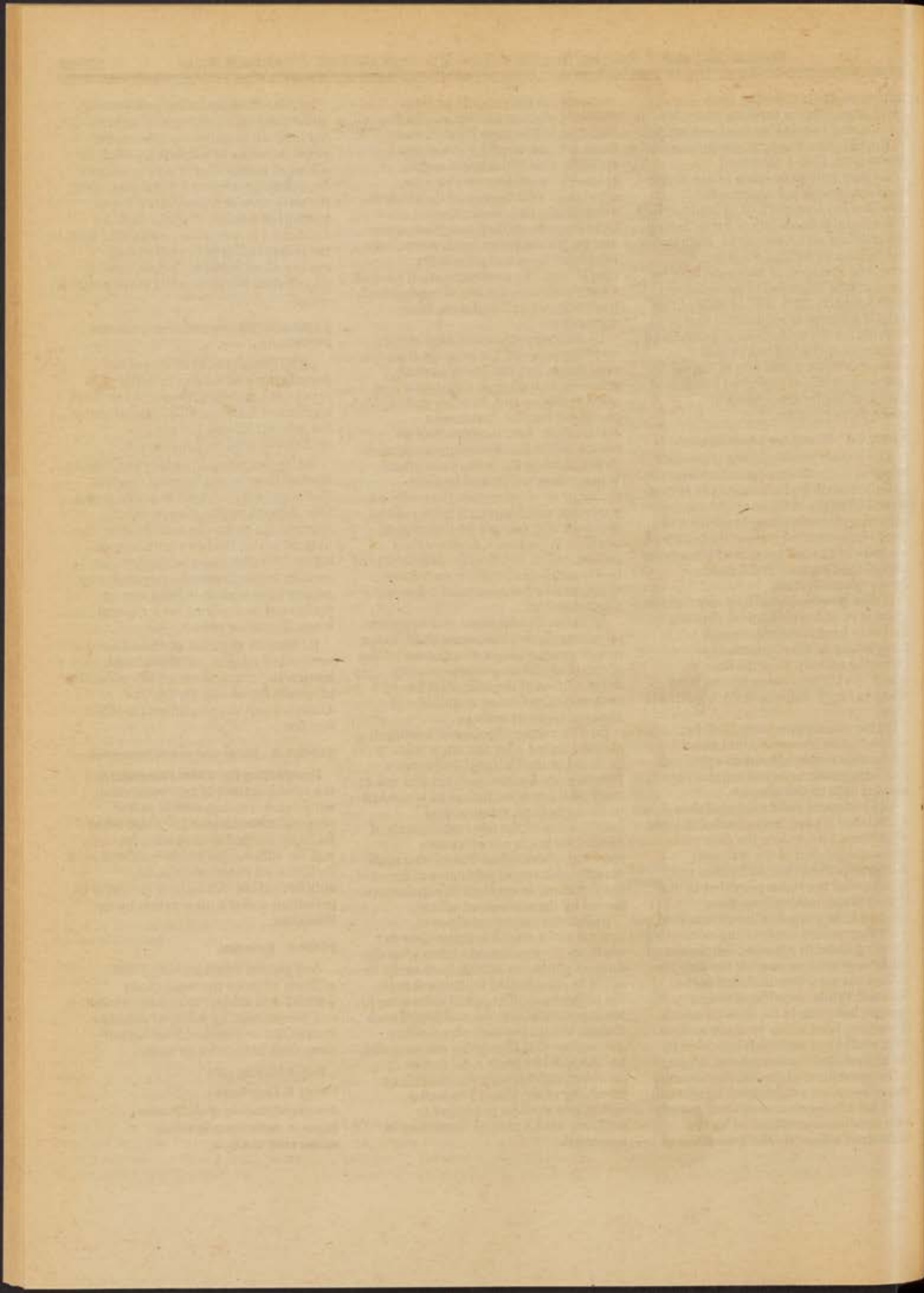
Any person who knowingly and willfully violates the regulations § 8560.1-2 is subject to arrest, conviction and punishment by a fine of not more than \$1,000 or imprisonment for not more than 12 months, or both.

Dated: May 20, 1983.

Garrey E. Carruthers,
Assistant Secretary of the Interior.

(FR Doc. 83-15897 Filed 6-13-83; 8:45 am)

BILLING CODE 4310-84-M



federal register

**Tuesday
June 14, 1983**

Part IV

Department of Energy

Federal Energy Regulatory Commission

**Determinations by Jurisdictional Agencies
Under the Natural Gas Policy Act of
1978**

DEPARTMENT OF ENERGY

Federal Energy Regulatory
Commission

[Volume 908]

Determinations by Jurisdictional
Agencies Under the Natural Gas Policy
Act of 1978

Issued: June 8, 1983.

The following notices of determination were received from the indicated jurisdictional agencies by the Federal Energy Regulatory Commission pursuant to the Natural Gas Policy Act of 1978 and 18 CFR 274.104. Negative determinations are indicated by a "D" before the section code. Estimated annual production (PROD) is in million

cubic feet (MMCF).

The applications for determination are available for inspection except to the extent such material is confidential under 18 CFR 275.206, at the Commission's Division of Public Information, Room 1000, 825 North Capitol St., Washington, D.C. Persons objecting to any of these determinations may, in accordance with 18 CFR 275.203 and 275.204, file a protest with the Commission within fifteen days after publication of notice in the Federal Register.

Source data from the Form 121 for this and all previous notices is available on magnetic tape from the National Technical Information Service (NTIS). For information, contact Stuart Weisman (NTIS) at (703) 487-4808, 5285

Port Royal Rd., Springfield, Va. 22161.

Categories within each NGPA section are indicated by the following codes:

Section 102-1: New OCS lease
102-2: New well (2.5 Mile rule)
102-3: New well (1000 Ft rule)
102-4: New onshore reservoir
102-5: New reservoir on old OCS lease)

Section 107-DP: 15,000 feet or deeper
107-CB: Geopressured brine
107-CS: Coal Seams
107-DV: Devonian Shale
107-PE: Production enhancement
107-TF: New tight formation
107-RT: Recompletion tight formation

Section 108: Stripper well
108-SA: Seasonally affected
108-ER: Enhanced recovery
108-PB: Pressure buildup

Kenneth F. Plumb,
Secretary.

NOTICE OF DETERMINATIONS

VOLUME 908

JD NO	JA DKT	API NO	D SEC(1)	SEC(2)	WELL NAME	ISSUED JUNE 8, 1983	FIELD NAME	PROD	PURCHASER

TEXAS RAILROAD COMMISSION									

-ABCO ENERGY CORP			RECEIVED:	05/16/83	JA: TX				
8336899	F-04-063587	4221531242	103		HIDALGO CO IRRIG DIST #6 #1		PEHITAS (7400')	49.0	VALERO INTERSTATE
8336939	F-7C-066306	4210533786	103	107-TF	JOE PIERCE-WINCHESTER "A" #7-81		HUDSPETH (CANYON)	30.2	TEXAS INTRA-MARK
8336935	F-7C-066301	4210533787	103	107-TF	JOE PIERCE-WINCHESTER "A" #8-81		HUDSPETH (CANYON)	2.0	TEXAS INTRA-MARK
8336938	F-7C-066304	4210533788	103	107-TF	PIE PIERCE-WINCHESTER "A" #10-81		HUDSPETH (CANYON)	32.0	TEXAS INTRA-MARK
8336937	F-7C-066303	4210533841	103	107-TF	PIE PIERCE-WINCHESTER "A" #11-81		HUDSPETH (CANYON)	1.5	TEXAS INTRA-MARK
8336940	F-7C-066307	4210533779	103	107-TF	PIE PIERCE-WINCHESTER "A" #12-81		HUDSPETH (CANYON)	31.7	TEXAS INTRA-MARK
8336936	F-7C-066302	4210533784	103	107-TF	PIE PIERCE-WINCHESTER "A" #9-81		HUDSPETH (CANYON)	22.0	TEXAS INTRA-MARK
-AMERICAN PETROFINA COMPANY OF TEXAS			RECEIVED:	05/16/83	JA: TX				
8336856	F-03-057043	4216730759	102-4	103	MACO STEWART WELL #1		LEAGUE CITY (10980)	120.0	HOUSTON PIPE LINE
-AMERICAN SHORELINE, INC.			RECEIVED:	05/16/83	JA: TX				
8336922	F-02-065582	4229400000	102-4		CHANDLER-WESTER UNIT #1-T		GRANT RANCH	456.3	SOUTHERN GAS PIPE
-AMOCO PRODUCTION CO			RECEIVED:	05/16/83	JA: TX				
8336917	F-8A-065495	4221932966	103		MAY MONTGOMERY UNIT #54		LEVELLAND	0.6	AMOCO PRODUCTION
8337022	F-8A-67328	4244531100	103		PRENTICE NORTHEAST UNIT #155		PRENTICE (6700)	0.2	AMOCO PRODUCTION
-ARCO OIL AND GAS COMPANY			RECEIVED:	05/16/83	JA: TX				
8337034	F-08-67368	4250130367	103		M D JOHNSON JR A #1		DIMMITT (CHERRY CANYO	18.0	INTRATEX GAS CO
8336949	F-7B-066738	4241734655	103		M H GREEN #1		ROCKWELL (CONGL UPPER	135.0	DELHI GAS PIPELIN
8336950	F-8A-066739	4250131962	103		WAPLES PLATTER "TG" #4		OWNBY (CLEARFORK UPPE	14.0	AMOCO PRODUCTION
8336877	F-04-062055	4213155431	102-4		WELDER #2		SEVEN SISTERS EAST (R	1135.0	ARCO CHEMICAL CO
-AUGUSTA OIL & GAS INC			RECEIVED:	05/16/83	JA: TX				
8336964	F-7B-067064	4225300000	102-4		HAMNER #3		ACE-TINER (CANYON REE	28.0	CONOCO INC
-B & B FARM INDUSTRIES INC			RECEIVED:	05/16/83	JA: TX				
8336880	F-10-042105	4248330899	102-4		DOMER-REED #1-2		ALLISON-BRITT (12350)	540.0	WESTAR TRANSMISSI
-BASS ENTERPRISES PRODUCTION CO			RECEIVED:	05/16/83	JA: TX				
8336839	F-04-044353	4234730410	102-4	103	GARRISON GAS UNIT #7 WELL #1		GARRISON	0.0	UNITED GAS PIPE L
-BEST PETROLEUM EXPLORATION INC			RECEIVED:	05/16/83	JA: TX				
8336864	F-09-060432	4249700000	103		BUCKNER #1		PARK SPRINGS (CONGL)	0.0	CITIES SERVICE CO
-BETTIS BOYLE & STOVALL			RECEIVED:	05/16/83	JA: TX				
8336975	F-04-067182	4224900000	108		M A & H J HOFFMAN #1 (014795)		TSHEMELIS (3400)	3.0	VALLEY GAS TRANSM
-BLOCKER EXPLORATION CO			RECEIVED:	05/16/83	JA: TX				
8336847	F-04-053827	4221531122	102-4	103	ELLA THOMPSON YOUNGBLOOD #1		SAN SALVADOR (7750')	116.0	
-BURRELL & ICE			RECEIVED:	05/16/83	JA: TX				
8337027	F-08-6734	4238900000	108		M T HODGE #1		MAHA (DELAWARE)	1.0	TRANWESTERN PIPEL
8337026	F-08-67341	4238900000	108		J H HODGE #2-A		MAHA (DELAWARE)	6.1	TRANWESTERN PIPEL
-C F LAWRENCE & ASSOC INC			RECEIVED:	05/16/83	JA: TX				
8336838	F-7B-037304	4210500000	108-ER		OWENS C #1		CLARA COUCH (WOLFCAMP	0.0	EL PASO NATURAL G
-CHALMERS OPERATING CO INC			RECEIVED:	05/16/83	JA: TX				
8336948	F-7B-066637	4241734815	102-2		EDNA DILLER BLANTON UNIT A #19410		DILLER-BLANTON (MISS)	7.3	DELHI GAS PIPELIN
8336944	F-7B-066494	4209330816	102-4		PUTMAN		CHARLES (MISSISSIPPI	1.6	LOHNE STAR GAS CO
-CHAMPLIN PETROLEUM COMPANY			RECEIVED:	05/16/83	JA: TX				
8336926	F-04-065901	4235500000	108		G P WARDNER #39 C		STRATTON	0.0	TENNESSEE GAS PIP
-CLAYTON M WILLIAMS JR			RECEIVED:	05/16/83	JA: TX				
8336873	F-03-061796	4214900000	102-2		CITZLER-TIEMANN UNIT #1		GIDDINGS (EDWARDS GAS	0.0	VALERO TRANSMISSI
8336867	F-03-060710	4214900000	102-2		JOE KIRSCH UNIT 1-A		GIDDINGS EDWARDS GAS	0.0	VALERO TRANSMISSI
8336894	F-03-062701	4214900000	102-2		PHILLIPS-RAUCH UNIT #1		GIDDINGS EDWARDS GAS	0.0	VALERO TRANSMISSI

BILLING CODE 6717-01-M

JD NO	JA DKT	API NO	D SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
-COASTLINE EXPLORATION INC			RECEIVED:	05/16/83	JA: TX			
8336929	F-08-066342	4224931625	102-4	103	MULL ESTATE #1	MULL SOUTH (5,000')	220.0	HOUSTON PIPE LINE
-COLLINS OIL & GAS			RECEIVED:	05/16/83	JA: TX			
8336913	F-10-065257	4223330875	108		J J PERKINS #13	PANHANDLE HUTCHINSON	1.0	PHILLIPS PETROLEUM
-COMANCHE RESOURCES INC			RECEIVED:	05/16/83	JA: TX			
8336845	F-78-047982	4204900000	108		GEER J R #2	BROWN COUNTY REGULAR	0.0	EL PASO HYDROCARB
8336844	F-78-047981	4204900000	108		GEER J R #3	BROWN COUNTY REGULAR	0.0	EL PASO HYDROCARB
8336842	F-78-047979	4208300000	108		GEER J R #5	COLEMAN COUNTY REGULA	0.0	EL PASO HYDROCARB
8336843	F-78-047980	4208300000	108		GEER J R #A #2	COLEMAN COUNTY REGULA	0.0	EL PASO HYDROCARB
-CONOCO INC			RECEIVED:	05/16/83	JA: TX			
8336972	F-08-067160	4222700000	103		G O CHALK #23 (18986)	HOWARD-GLASSCOCK (GLO	0.4	PHILLIPS PETROLEUM
8336971	F-08-067150	4210931662	103		RAMSEY #44 #9 (27636)	GERALDINE (DELAWARE S	3.3	EL PASO NATURAL G
8336970	F-08-067158	4238931361	103		W E BELL #44 #17 (27756)	JESS BURNER (DELAWARE	27.7	EL PASO NATURAL G
-CONTINENTAL US EXPLORATION INC			RECEIVED:	05/16/83	JA: TX			
8336980	F-03-067198	4205132510	103		PORTER #1	GIDDINGS (AUSTIN CHAL	195.0	CLAJON GAS CO
-COTTON PETROLEUM CORPORATION			RECEIVED:	05/16/83	JA: TX			
8336994	F-10-066856	4235700000	108		LANDRUM #1	WEST PERRYTON (MORROW	0.0	NORTHERN NATURAL
-CRESCENT ENERGY CORP			RECEIVED:	05/16/83	JA: TX			
8336863	F-10-060317	4248330885	103		DAVID CROCKETT (101522) #1	EAST PANHANDLE	11.0	HIGH PLAINS NATUR
-CROWN PRODUCTION CO INC			RECEIVED:	05/16/83	JA: TX			
8336853	F-01-056601	4216331792	103		KING J H #B #5	PEARSALL (AUSTIN CHAL	109.5	T G P INC
-D L WHITAKER OIL CO			RECEIVED:	05/16/83	JA: TX			
8336914	F-78-065377	4244732851	103		MASH #1A	THROCKMORTON COUNTY R	49.5	WOODSON GAS INC
-DEVON ENERGY CORP			RECEIVED:	05/16/83	JA: TX			
8337019	F-10-07323	4229530991	102-4		STUART RANCH #11	LADY (MORROW UPPER) F	730.0	TENNGASCO GAS GAT
-ENERGETICS INC			RECEIVED:	05/16/83	JA: TX			
8336932	F-10-066075	4234130698	103		MASTERSON G-41 (03839)	PANHANDLE (RED CAVE)	6.1	COLORADO INTERSTA
8336931	F-10-066074	4237530901	103		MASTERSON G-45 (03839)	PANHANDLE (RED CAVE)	78.2	COLORADO INTERSTA
8336930	F-10-066073	4237530902	103		MASTERSON G-46 (03839)	PANHANDLE (RED CAVE)	57.7	COLORADO INTERSTA
-EXPANDED OIL CO			RECEIVED:	05/16/83	JA: TX			
8336934	F-09-066246	4219730303	102-4		MENAB #1 19811	F H MCNABB (MISSISSIP	54.8	SHELL OIL CO
-EXXON CORPORATION			RECEIVED:	05/16/83	JA: TX			
8337021	F-03-07326	4233930561	103		CONROE FIELD UNIT #1316	CONROE	292.0	MORAN UTILITIES C
8337020	F-03-07325	4233930562	103		CONROE FIELD UNIT #1316	CONROE	920.0	MORAN UTILITIES C
8337005	F-04-07260	4227331736	103		K R EAST LAURELES G-48 (104155)	LAGUNA LARGA (B-1 III	608.0	ARPCO STEEL CORP
8337023	F-04-07335	4204700000	108		MCGILL BROS 314-D (051506)	KELSEY DEEP (20-F C)	16.0	TRUNKLINE GAS CO
8337025	F-04-07339	4204700000	108		MCGILL BROS 363-D (055146)	KELSEY DEEP (21-N)	11.0	TRUNKLINE GAS CO
8336957	F-04-066889	4226130661	102-4		MRS S K EAST 129-D (ID PENDING)	RITA (D-1)	113.0	NATURAL GAS PIPEL
8337024	F-04-07336	4242700000	108		N R & E A MONTALVO 10 (061881)	SUN (D-1)	7.0	TENNESSEE GAS PIP
8337006	F-04-07261	4204731213	103		VIBORAS FIELD G U #1 V-106 104089	VIBORAS (MASSIVE FIRS	350.0	ARPCO STEEL CORP
-FAGADAU ENERGY CORP			RECEIVED:	05/16/83	JA: TX			
8336963	F-09-067058	4207700000	102-4		SCALING RANCH "B" #2 RRC #	BELLEVUE NO (CONGL OI	11.0	BLUEGROVE GASOLIN
-FARGO ENERGY CORP			RECEIVED:	05/16/83	JA: TX			
8336907	F-03-064416	4214931461	102-2		ELTON BOENHKE #1	GIDDINGS (AUSTIN CHAL	365.0	PHILLIPS PETROLEUM
-GENERAL AMERICAN OIL COMPANY OF TEX			RECEIVED:	05/16/83	JA: TX			
8336909	F-08-065010	4210333056	103		CENTRAL DUNE #509	DUNE	0.0	WARREN PETROLEUM
-GETTY OIL COMPANY			RECEIVED:	05/16/83	JA: TX			
8337012	F-7C-07292	4238300000	108		C W MERCHANT #2	CALVIN (DEAN)	5.7	EL PASO NATURAL G
8337018	F-7C-07319	4238300000	108		C W MERCHANT #4	CALVIN (DEAN)	4.7	EL PASO NATURAL G
8336862	F-03-059989	4204100000	102-2		C W MOODY #1-U	BRAYN (WOODBINE)	0.0	FERGUSON CROSSING
8336837	F-78-028407	4241700000	108-ER		G R DAVIS #1	WINDHAM	0.0	LONE STAR GAS CO
8337050	F-7C-07404	4238300000	108		J F NUHN "A" #5	SPRABERRY (TREND AREA	91.3	EL PASO NATURAL G
-GHR ENERGY CORP			RECEIVED:	05/16/83	JA: TX			
8336898	F-04-063238	4247933396	102-4		107-TF ARCO FEE B-1	MORDAN (LOBO)	350.0	TRANSCONTINENTAL
8336903	F-04-063738	4247933405	102-4		107-TF ARCO FEE C-1	MORDAN (LOBO)	500.0	TRANSCONTINENTAL
8336848	F-04-053938	4247933030	102-4		107-TF B M T 11-C	LA ROSITA (9600)	120.0	VALERO TRANSMISSI
8336852	F-04-055936	4250531485	102-4		107-TF B R BENAVIDES #2	BENAVIDES (LOBO)	750.0	VALERO TRANSMISSI
8336849	F-04-055092	4247933051	102-4		107-TF FROST NATIONAL BANK #8	CATTO (LOBO 9900)	250.0	VALERO TRANSMISSI
8336906	F-04-064157	4250531574	102-4		107-TF LA PERLA #43	LA PERLA RANCH (LOBO	900.0	NATURAL GAS PIPEL
8336886	F-04-062302	4250531537	102-4		107-TF LUNDELL #8-1	BLANCA CREEK (10850)	450.0	NATURAL GAS PIPEL
8336947	F-04-066594	4250531591	102-4		107-TF D GUTIERREZ #1-T	BENAVIDES (LOBO)	500.0	UNITED TEXAS TRAN
8336919	F-04-065517	4247933462	102-4		107-TF SAMUELS GAS UNIT #1 WELL #3	SAMUELS (LOBO)	300.0	NATURAL GAS PIPEL
8336859	F-04-058613	4247933258	102-4		107-TF YATES #2	VACILLAS RANCH (WILC	707.0	VALERO TRANSMISSI
-GILLILAND OIL CO			RECEIVED:	05/16/83	JA: TX			
8336905	F-04-064111	4235500000	103		J C INGRAM #2	AQUA DULCE (6920')	45.4	TENNESSEE GAS PIP
8336912	F-04-064253	4235500000	102-4		SIMMONDS & PERRY #2	BRAYTON SOUTH	82.1	CHANNEL INDUSTRIE
-GOLDEN TREND OIL & GAS CORP			RECEIVED:	05/16/83	JA: TX			
8336879	F-04-062103	4240900000	102-4		DON H CUDE #1	TAFT SOUTH 6800	500.0	
-GRAND BANKS ENERGY CO			RECEIVED:	05/16/83	JA: TX			
8336950	F-08-066949	4217331313	102-2		103	CONGER SW (PENN)	0.0	NORTHERN NATURAL
-GULF ENERGY PRODUCING COMPANY			RECEIVED:	05/16/83	JA: TX			
8336874	F-78-061865	4236300000	102-4		103	HART RANCH (CONGL 415	0.0	TEXAS UTILITIES F
-GULF OIL CORPORATION			RECEIVED:	05/16/83	JA: TX			
8336882	F-10-062157	4239300000	108		G MCCUITION #1	QUINDUND (LOWER ALBAN	3.0	NATURAL GAS PIPEL
8336884	F-10-062160	4239300000	108		G MCCUITION #5	QUINDUND (LOWER ALBAN	3.0	NATURAL GAS PIPEL
8336885	F-10-062161	4239300000	108		G MCCUITION #6	QUINDUND (LOWER ALBAN	3.0	NATURAL GAS PIPEL
8336881	F-10-062152	4229500000	108		H FRASS JR "A" #5	FRASS WEST (TONKAWA)	9.0	PHILLIPS PETROLEUM
8336925	F-08-065771	4210333067	103		J T MCELROY CONSOLIDATED #223-R	MCELROY	1.0	PHILLIPS PETROLEUM
8336961	F-03-066983	4204130531	103		MOORE UNIT 1 WELL #1	KURTEN (WOODBINE)	10.0	PRODUCERS GAS CO
8337013	F-08-067301	4210332784	103		W N WADDELL #1128	UNIVERSITY WADDELL (D	34.1	
-GUNN OIL CO			RECEIVED:	05/16/83	JA: TX			
8336883	F-8A-062159	4226930998	102-4		J J GIBSON 2-3	TOM ("B" CONGL)	0.0	PALO DURO PIPELIN
-H & S OPERATING INC			RECEIVED:	05/16/83	JA: TX			
8336902	F-09-063726	4223734902	102-4		CHERRYHOMES #1	STEWARTON S (CONGL)	180.0	TEXAS UTILITIES F
8336901	F-09-063725	4223700000	102-4		CHERRYHOMES #2	STEWARTON (CONGL)	150.0	
-HCA EXPLORATION INC			RECEIVED:	05/16/83	JA: TX			
8336951	F-03-066807	4214931415	102-2		APPELL #1	GIDDINGS (EDWARD GAS)	2646.0	PHILLIPS PETROLEUM
-HENDON EXPLORATION INC			RECEIVED:	05/16/83	JA: TX			
8336966	F-08-067139	4217331363	102-4		POWELL "32A" #2	POWELL (8300)	340.0	PHILLIPS PETROLEUM
-HILL JOHN M			RECEIVED:	05/16/83	JA: TX			
8336941	F-04-066402	4224931936	102-4		RUSSELL PIERCE #1	HALDEMAN SOUTH	817.6	TRUNKLINE GAS CO
-HNG OIL COMPANY			RECEIVED:	05/16/83	JA: TX			
8336887	F-04-062384	4250531048	102-4		103	LAS LOMAS (WILCOX 780	22.0	HOUSTON PIPE LINE
8336888	F-04-062385	4250531051	102-4		103	LAS LOMAS (WILCOX 590	25.0	HOUSTON PIPE LINE
-HOME PETROLEUM CORPORATION			RECEIVED:	05/16/83	JA: TX			
8336854	F-01-056067	4212732360	102-4		103	CATARINA FARMS (OLMOS	36.0	VALERO TRANSMISSI
-HORN J R			RECEIVED:	05/16/83	JA: TX			
8336866	F-09-060659	4223734697	103		GRAHAM #5	JACK COUNTY REGULAR	342.7	FAST GAS INC
-HUMBLE EXPLORATION CO INC			RECEIVED:	05/16/83	JA: TX			
8336942	F-03-066410	4214931200	102-2		103	GIDDINGS (AUSTIN CHAL	0.0	PHILLIPS PETROLEUM
8336946	F-03-066590	4220731319	102-2		103	GIDDINGS (AUSTIN CHAL	0.0	PHILLIPS PETROLEUM
-INWOOD EXPLORATION INC			RECEIVED:	05/16/83	JA: TX			
8336893	F-78-062646	4236732368	102-4		JACKSON #2	DOUGLASS (STRAWN)	251.0	INTRASTATE GATHER
-J M HUBER CORPORATION			RECEIVED:	05/16/83	JA: TX			

JD NO	JA DKT	API NO	D SEC(1) SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
8336977	F-10-067190	4223331484	103	MAGNOLIA HERRING #27	PANHANDLE	33.0	COLORADO INTERSTA
8336976	F-10-067189	4223331485	103	MAGNOLIA HERRING #28	PANHANDLE	29.0	COLORADO INTERSTA
-JOHN & MCCABE							
8336974	F-7C-067175	4241300000	100	J F WEBSTER #2	FT MCKAVITT (LIME #27)	0.0	ARCO OIL & GAS CO
-KTX MANAGEMENT CO							
8336916	F-02-065463	4246931962	102-4	R S WILLIAMS #6 (ID NOT ASSIGNED)	ANAQUA (5600 STRAY)	50.0	NATURAL GAS PIPEL
-KILLAM & HURD LTD							
8337009	F-04-07280	4247933133	102-4	107-TF FEE 942 WELL #1	VILLEGAS (LOBO)	0.0	
8337010	F-04-07281	4247933375	102-4	107-TF KILLAM & HURD FEE #942 WELL #3	VILLEGAS (LOBO)	0.0	
-L & M OIL CO							
8336857	F-09-057844	4223700000	100-ER	H C LAIR #1	BOONSVILLE BEND	0.0	LOME STAR GAS CO
8336872	F-7B-061680	4236300000	100-ER	M H BELDING #1	BRAD SOUTH (LAKE)	0.0	LOME STAR GAS CO
-LENDIR M JOSEY INC							
8336861	F-06-059596	4240131499	103	107-TF C S PRICE ET AL UNIT WELL #3	OAK HILL (COTTON VALL	0.0	DELHI GAS PIPELIN
-LUCKY BIRD PETROLEUM, INC.							
8336891	F-10-062555	4206530919	100	PREMIT #1	PANHANDLE	1.8	GETTY OIL CO
8336892	F-10-062556	4206531016	100	PREMIT #2	PANHANDLE	3.6	GETTY OIL CO
-MARK PRODUCING INC							
8336920	F-03-065539	4248132396	102-4	FRYOR M S TRUST #1 (LEASE # NOT AS)	PROPOSED BONUS SOUTHW	144.0	
-MARSHALL EXPLORATION INC							
8336851	F-06-055422	4236531459	103	FROST LUMBER CO #1-U	BELLE BOWER (RODESSA	110.0	DELHI GAS PIPELIN
-MATZINGER PETROLEUM CO							
8336943	F-05-066470	4229304000	103	107-TF B EARP GAS UN 102188	KOSSE S E (COTTON VAL	0.0	TEXAS UTILITIES F
-MCZ INC							
8336967	F-03-067145	4204100000	102-2	MOORE UNIT #2	KURTEM (BUDA)	145.0	FERGUSON CROSSING
-MILES PRODUCTION CO							
8336876	F-09-061987	423734529	102-4	M P HOEFLE #6	ANTELOPE S E (MARBLE	50.0	SOUTHWESTERN GAS
-MINERAL DEVELOPMENT INC							
8336928	F-08-065978	4237133979	103	MAGNOLIA TRIPOLLEY #17	PECOS VALLEY HIGH GRA	19.2	PERRY PIPELINE CO
-MITCHELL ENERGY CORPORATION							
8336878	F-7C-062043	4240131058	102-4	103 FREYSLAG 220 A #1 U	KWB (CANYON)	1095.0	ESPERANZA PIPELIN
-MOBIL PRD TEXAS & NEW MEXICO INC							
8336979	F-06-067196	4220330488	100	C M ABNEY GAS UNIT #1 #4	MASKOM/COTTON VALLEY	19.4	TEJAS GAS CORP
8336952	F-08-066846	4230130378	102-4	M D JOHNSON JR 34 #1	DINMIT (CHERRY CANYON	28.1	INTRATEX GAS CO
8336953	F-8A-066847	4230132328	102-4	WEAVER-MCDONALD #1	BRANANEY NORTHWEST DE	4.4	
-ORB INC-K M ACCOUNT							
8337059	F-09-07427	4223733315	103	VERA HENDERSON #1	NEEDE (CONG)	20.0	SOUTHWESTERN GAS
-OSO ENERGY INC							
8336962	F-7C-067007	4239932538	103	KING #1 09797	KING (ELLENBURGER)	175.0	B-SYSTEMS INC
-PANGAEA RESOURCE CORP							
8336911	F-10-065147	4237500000	103	BIVINS PR #33-15	PANHANDLE (RED CAVE)	0.0	
-PEERLESS DRILLING CO							
8336933	F-7B-066078	4236732413	102-4	GILL #3 ID NUMBER APPLIED FOR	M & R (BEND CONOL)	387.0	SOUTHWESTERN GAS
-PETRO-LEMIS CORPORATION							
8336841	F-01-046987	4212732250	103	107-TF GATES "A" LEASE #1-223	GATES CATARINA	93.2	VALERO TRANSMISSI
8336910	F-7C-065109	4239931538	103	KIMMROUGH LEASE #3	NORTH DEIKE	7.3	UNION TEXAS PETRO
8336840	F-04-043795	4247933035	103	107-TF O S PETTY LEASE #4-15	DOS HERMANOS WEST (OL	36.9	VALERO TRANSMISSI
-PETROLEUM CORPORATION OF TEXAS							
8337008	F-09-07270	4250336472	103	SECTION 606 "A" #4	JAMES	2.7	EAGLE PETROLEUM C
8336981	F-09-067208	4250336498	103	SECTION 606 "A" #5	JAMES	1.1	EAGLE PETROLEUM C
-PHILLIPS PETROLEUM COMPANY							
8336870	F-10-061472	4234130693	103	DAUGHT #2	WEST PANHANDLE	0.0	EL PASO NATURAL G
8337011	F-08-067290	4213520113	100	NORTH PENWELL UNIT #102	PENWELL (SAN ANDRES)	7.0	EL PASO NATURAL G
-PROFESSIONAL PETROLEUM							
8336868	F-7B-061016	4242932725	103	GUNSIGHT "A" #2	LEE RAY (RANGER)	54.8	ENSEARCH EXPLORAT
-PYRO ENERGY CORP							
8336955	F-01-066879	4217730794	102-4	103 BURCHARD #1 808448	PEACH CREEK (AUSTIN C	0.0	VALERO TRANSMISSI
8336956	F-01-066880	4217731044	102-4	103 BURCHARD #4 808448	PEACH CREEK (AUSTIN C	0.0	VALERO TRANSMISSI
-S K ROGERS OIL CO							
8336869	F-8A-062436	4221933602	103	NEAL #8	LEVELLAND	4.0	AMOCO PRODUCTION
8336890	F-8A-062437	4221933619	103	REEVES #6	LEVELLAND	3.0	AMOCO PRODUCTION
-SAGE ENERGY CO							
8336897	F-03-062880	4214931427	102-2	MORSE #1 RRC #14333	GIDDINGS (AUSTIN CHAL	32.4	PHILLIPS PETROLEU
8336927	F-03-065959	4214900000	102-2	MORSE #2	GIDDINGS (AUSTIN CHAL	0.0	PHILLIPS PETROLEU
-SANCHEZ-OBRIEN OIL & GAS CORP							
8336900	F-04-063607	4235531842	102-4	STATE TRACT "G" GAS UNIT #1 WELL #2	INDIAN POINT WEST (CO	500.0	UNITED TEXAS TRAN
-SANDER PETROLEUM CO							
8336945	F-02-064579	4229733241	102-4	KENDALL #1	KENDALL (9250' WILCOX	480.0	
-SCANDRILL INC							
8336904	F-09-064059	4250335061	103	WILLIAM KURK #29	YOUNG COUNTY REGULAR	68.0	SUN GAS TRANSMISSI
-SEGREST-WARD JOINT VENTURE							
8336855	F-06-056356	4218350000	102-4	103 TRUDIE BROTON #1	WILLOW SPRINGS (TRAVI	0.0	ARKANSAS LOUISIAN
-SEYCO RESOURCES INC							
8336865	F-7B-060649	4236332892	102-4	PATTERSON-VASSAR #1	SALESVILLE SOUTH (LOW	90.0	SOUTHWESTERN GAS
-SHELL OIL CO							
8336871	F-04-061651	4250531384	107-DP	G P MUZZA #2	FANDAMOO (WILCOX UPPE	400.0	UNITED TEXAS TRAN
8336918	F-04-065510	4221531301	102-4	107-TF HAMMAN RANCH #16	MONTE CHRISTO (VKS8G-	800.0	VALERO TRANSMISSI
-SINDER OIL & GAS CO							
8336846	F-7B-053636	4204900000	103	ALFORD #1	MARBLE FALLS	0.0	SIOUX NATURAL GAS
-SOUTHERN UNION EXPLORATION COMPANY							
8336921	F-7C-065552	4209530644	102-4	103 MALCORINE W STASNEY #4	FUZZY CREEK	150.0	J-W OPERATING CO
-SOUTHLAND ROYALTY CO							
8337002	F-08-07263	4249502717	100	GAR-TEX B #6	KERMIT	4.5	CABOT CORP
8336978	F-7C-067194	4210532587	100	TODD 47 #1	WYATT	13.0	PERMIAN CORP
-STAHL PETROLEUM CO							
8337016	F-10-07313	4217931196	103	RAILSBACK #1	EAST PANHANDLE	0.0	PHILLIPS PETROLEU
8337017	F-10-07314	4217931199	103	TEXOLA #1	EAST PANHANDLE	0.0	PHILLIPS PETROLEU
-SUN EXPLORATION & PRODUCTION CO							
8337049	F-04-07403	4242700000	100	AGUSTIN OLIVARES #1	SUN (D-1)	2.0	TRANSCONTINENTAL
8337046	F-8A-07398	4221933640	103	CENTRAL LEVELLAND UNIT #267	LEVELLAND	0.7	AMOCO PRODUCTION
8337045	F-8A-073978	4221933638	103	CENTRAL LEVELLAND UNIT #269	LEVELLAND	2.0	AMOCO PRODUCTION
8337047	F-8A-07399	4221933657	103	CENTRAL LEVELLAND UNIT #272	LEVELLAND	0.7	AMOCO PRODUCTION
8337004	F-04-07240	4242700000	100	D D OIL CO - #11	RINCON NORTH (5600 D-	9.0	TRANSCONTINENTAL
8337001	F-09-07235	4223700000	100	DURHAM "C" GAS UNIT #1	BOONSVILLE (BEND CONO	13.0	LOME STAR GAS CO
8337000	F-8A-07233	4241532325	103	G M ARLEDGE "C" #19	KELLY-SNYDER	60.0	MONSANTO OIL CO
8337002	F-04-07236	4242700000	100	GEORGE M SPEER - STATE "B" #5	SUN (D-1)	21.0	TRANSCONTINENTAL
8337032	F-06-07364	4242330628	103	HITTS LAKE UNIT #1-25	HITTS LAKE (PALUXY)	2.0	LOME STAR GAS CO
8337030	F-08-07361	4233332457	103	J F MCCABE "C" #5	JAMESON N (ELLEN)	24.0	LOME STAR GAS CO
8337028	F-7B-07355	4242933699	103	J M WARD "C" #136	STEPHENS COUNTY REGUL	18.0	PETROLEUM CORP OF
8337029	F-7B-07358	4242933698	103	J M WARD "C" #137	STEPHENS COUNTY REGUL	4.0	PETROLEUM CORP OF
8337033	F-7C-07366	4208131150	103	JAMESON REEF UNIT #11-72	JAMESON	62.0	LOME STAR GAS CO
8337044	F-06-07396	4220300000	100	JANIE DAVIS #2	M LANSING (TRAVIS PEA	9.0	TEJAS-SW TWO
8337048	F-04-064701	4242700000	100	LA BRISA L & C COMPANY #1	GARCIA (COATES)	20.0	
8337003	F-7C-07239	4246100000	100	ROSA BARNETT "A" #2	KING MOUNTAIN-STRAWN	11.0	PHILLIPS PETROLEU

JD NO	JA DKT	API NO	D SEC(1) SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
8336999	F-04-67230	4224900000	108	SEELIGSON UNIT #11-16C	SEELIGSON (ZONE 17-02	6.0	TENNESSEE GAS PIP
8337031	F-08-67363	4222732895	103	W L WILSON #19	EAST VEALMOOR	69.0	GETTY OIL CO
-TENNECO OIL COMPANY				RECEIVED: 05/16/83			
8336908	F-10-064951	4221131507	103	HOBART #6	HEMPHILL (GRANITE WAS	95.0	WESTAR TRANSMISSI
-TERRY L MCIVER				RECEIVED: 05/16/83			
8336860	F-78-059262	4208300000	102-4	A E RICHMOND #1	TRICKHAM (CROSSCUT LO	40.0	LONE STAR GAS CO
-TEXACO INC				RECEIVED: 05/16/83			
8336858	F-04-058578	4247933222	103	107-TF A M BRUNI FEE #13	JUANITA	500.0	INTRASTATE GAS CO
8336995	F-08-67224	4232900000	108	ANDREW FASKIN UNIT 7 #2	SPRABERRY (TREND AREA	4.4	PHILLIPS PETROLEU
8336997	F-08-67226	4213500000	108	ECTOR "C" FEE NCT-2 #1	MOSS (GRAYBURG)	0.4	PHILLIPS PETROLEU
8336994	F-08-67223	4213500000	108	ECTOR AT FEE #1-U	GOLDSMITH W (SAM ANDR	1.6	PHILLIPS PETROLEU
8336998	F-08-67227	4213500000	108	ECTOR AU FEE #3	SPRAYBERRY TREND AREA	1.4	PHILLIPS PETROLEU
8336982	F-08-067204	4231700000	108	FT NORTH NATIONAL BANK #4	DOUBLE W GRAYBURG	0.6	AMOCO PRODUCTION
8336973	F-08-067171	4213500000	108	H S FOSTER "C" #5	NORTH COWDEN	0.9	PHILLIPS PETROLEU
8336993	F-08-067218	4213500000	108	O B HOLT NCT-1 #103	NORTH COWDEN	0.7	AMOCO PRODUCTION
8336986	F-08-067210	4213500000	108	O B HOLT NCT-1 #3	NORTH COWDEN	0.6	AMOCO PRODUCTION
8336985	F-08-067209	4213500000	108	O B HOLT NCT-1 #4	NORTH COWDEN	0.6	AMOCO PRODUCTION
8336983	F-08-067207	4213500000	108	O B HOLT NCT-1 #65	NORTH COWDEN	0.7	AMOCO PRODUCTION
8336987	F-08-067211	4213500000	108	O B HOLT NCT-1 #66	NORTH COWDEN	0.6	AMOCO PRODUCTION
8336988	F-08-067212	4213500000	108	O B HOLT NCT-1 #68	NORTH COWDEN	1.1	AMOCO PRODUCTION
8336989	F-08-067213	4213500000	108	O B HOLT NCT-1 #71	NORTH COWDEN	0.7	AMOCO PRODUCTION
8336984	F-08-067208	4213500000	108	O B HOLT NCT-1 #81	NORTH COWDEN	0.6	AMOCO PRODUCTION
8336990	F-08-067214	4213500000	108	O B HOLT NCT-1 #82	NORTH COWDEN	0.6	AMOCO PRODUCTION
8336991	F-08-067215	4213500000	108	O B HOLT NCT-1 #83	NORTH COWDEN	0.6	AMOCO PRODUCTION
8336992	F-08-067216	4213500000	108	O B HOLT NCT-1 #94	NORTH COWDEN	0.6	AMOCO PRODUCTION
8336994	F-10-67225	4235700000	108	SAM HALCOMB #3	FARNSWORTH N (MARMATO	6.1	PHILLIPS PETROLEU
8336924	F-8A-065718	4216532485	103	WHARTON UNIT #109	HARRIS	13.1	PHILLIPS PETROLEU
-TEXAS INTERNATIONAL PET CORP				RECEIVED: 05/16/83			
8336849	F-06-061470	4240180000	103	TATUM CRANE UNIT #20	TATUM (LOWER PETTIT)	0.0	UNITED TEXAS TRAN
-TEXCAN RESOURCES CORP				RECEIVED: 05/16/83			
8337035	F-7C-67375	4239932678	103	MCCORD B-3	BERNARD (GARDNER LOWE	40.0	EL PASO NATURAL G
8336959	F-7C-066962	4239932672	103	MCCORD B-6	BERNARD (GARDNER LOWE	36.5	EL PASO NATURAL G
-TEXLARK EXPLORATION CO INC				RECEIVED: 05/16/83			
8336960	F-7C-066965	4239931985	103	JENNINGS #1	KENDRICK (GARDNER)	10.0	LONE STAR GAS CO
-TXO PRODUCTION CORP				RECEIVED: 05/16/83			
8336896	F-06-062737	4240131142	102-4	CLINTON "A" #1	SHILOH (PETTIT TRANS)	67.5	DELHI GAS PIPELIN
8336895	F-02-062728	4217500000	102-4	SALYER A-1	MAETZE WILDCAT	0.0	DELHI GAS PIPELIN
8336850	F-03-055379	4224531603	102-4	SMITH "LL" #2	HILDEBRANDT BAYOU SE	0.0	
-UNION OIL COMPANY OF CALIF				RECEIVED: 05/16/83			
8336968	F-10-067149	4219500000	108	S B LASATER "C" #1-17	SPEARMAN EAST (MORROW	15.0	PANHANDLE EASTERN
-USEPCO INC				RECEIVED: 05/16/83			
8336965	F-7B-067090	4236732370	103	GENE HODGES #4	POOLVILLE SW (CONGL 4	250.0	LONE STAR GAS CO
-W L COTTON				RECEIVED: 05/16/83			
8336923	F-01-065686	4231131739	103	SMITH GAS UNIT #1	HOBSTETTER (1650)	91.0	HOUSTON PIPE LINE
-WAGNER & BROWN				RECEIVED: 05/16/83			
8336969	F-08-067156	4243131288	103	HILDEBRAND #52-16	CONGER (PENN)	88.1	TEXAS UTILITIES F
-WARREN PETR CO A DIV OF GULF OIL CO				RECEIVED: 05/16/83			
8337015	F-08-67303	4210333085	103	M B MCKNIGHT #139	SAND HILLS (MCKNIGHT)	0.3	EL PASO NATURAL G
8337014	F-08-67302	4210333084	103	M B MCKNIGHT #141	SAND HILLS (MCKNIGHT)	0.2	EL PASO NATURAL G
8337056	F-08-67410	42103330729	108	W H WADDELL #1082	RUNNING W (WADDELL)	14.1	EL PASO NATURAL G
8337058	F-08-67412	4210333039	103	W H WADDELL #1268	SAND HILLS (TUBB)	0.9	EL PASO NATURAL G
8337036	F-08-67387	4210301701	108	W H WADDELL #231	RUNNING W (TUBB)	9.0	EL PASO NATURAL G
8337037	F-08-67388	4210301772	108	W H WADDELL #304	RUNNING W (TUBB)	7.8	EL PASO NATURAL G
8337038	F-08-67389	4210301773	108	W H WADDELL #305	RUNNING W (WADDELL)	2.8	EL PASO NATURAL G
8337039	F-08-67390	4210301785	108	W H WADDELL #317	RUNNING W (TUBB)	5.5	EL PASO NATURAL G
8337040	F-08-67391	4210301786	108	W H WADDELL #318	RUNNING W (TUBB)	10.5	EL PASO NATURAL G
8337041	F-08-67392	4210301813	108	W H WADDELL #325	RUNNING W (WADDELL)	7.6	EL PASO NATURAL G
8337042	F-08-67393	4210301815	108	W H WADDELL #342	RUNNING W (TUBB)	9.4	EL PASO NATURAL G
8337043	F-08-67394	4210301855	108	W H WADDELL #347	RUNNING W (WADDELL)	3.9	EL PASO NATURAL G
8337051	F-08-67405	4210301872	108	W H WADDELL #396	RUNNING W (WADDELL)	10.0	EL PASO NATURAL G
8337052	F-08-67406	4210301919	108	W H WADDELL #413	RUNNING W (WADDELL)	9.5	EL PASO NATURAL G
8337053	F-08-67407	4210301986	108	W H WADDELL #460	RUNNING W (WADDELL)	7.3	EL PASO NATURAL G
8337054	F-08-67408	4210301990	108	W H WADDELL #536	RUNNING W (WADDELL)	7.5	EL PASO NATURAL G
8337055	F-08-67409	4210302008	108	W H WADDELL #558	RUNNING W (WADDELL)	4.5	EL PASO NATURAL G
-WINN EXPLORATION/DULCE CO				RECEIVED: 05/16/83			
8336875	F-01-061918	4250700000	102-4	PRYOR RANCH	WINN-DULCE	0.0	NORTHERN NATURAL
-WOODSON GAS INC				RECEIVED: 05/16/83			
8336915	F-7B-065419	4244733375	102-2	DEWEY ODELL UNIT #1 174558	CRIPPLE CREEK (CADD0)	7.2	LONE STAR GAS CO

[PR Doc. 83-15933 Filed 6-13-83; 8:45 am]

BILLING CODE 6717-01-C

[Volume 909]

Determinations by Jurisdictional Agencies Under the Natural Gas Policy Act of 1978

Issued: June 8, 1983.

The following notices of determination were received from the indicated jurisdictional agencies by the Federal Energy Regulatory Commission pursuant to the Natural Gas Policy Act of 1978 and 18 CFR 274.104. Negative determinations are indicated by a "D" before the section code. Estimated annual production (PROD) is in million cubic feet (MMCF).

The applications for determination are available for inspection except to the extent such material is confidential

under 18 CFR 275.206, at the Commission's Division of Public Information, Room 1000, 825 North Capitol St., Washington, D.C. Persons objecting to any of these determinations may, in accordance with 18 CFR 275.203 and 275.204, file a protest with the Commission within fifteen days after publication of notice in the Federal Register.

Source data from the Form 121 for this and all previous notices is available on magnetic tape from the National Technical Information Service (NTIS). For information, contact Stuart Weisman (NTIS) at (703) 487-4808, 5285 Port Royal Rd., Springfield, Va 22161.

Categories within each NGPA section are indicated by the following codes:

Section 102-1: New OCS lease
102-2: New well (2.5 Mile rule)
102-3: New well (1000 Ft rule)
102-4: New onshore reservoir
102-5: New reservoir on old OCS lease

Section 107-DP: 15,000 feet or deeper
107-GB: Geopressured brine
107-CS: Coal Seams
107-DV: Devonian Shale
107-PE: Production enhancement
107-TF: New tight formation
107-RT: Recompletion tight formation

Section 108: Stripper well
108-SA: Seasonally affected
108-ER: Enhanced recovery
108-PB: Pressure buildup

Kenneth F. Plumb,
Secretary.

NOTICE OF DETERMINATIONS

ISSUED JUNE 8, 1983

VOLUME 909

JD NO	JA DKT	API NO	D SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
LOUISIANA OFFICE OF CONSERVATION								

-EXXON CORPORATION								
8337135	81-1397	1772520285	102-2		RECEIVED: 05/16/83 JA: LA S L 6894 8A-2	MAIN PASS BLOCK 74	350.0	UNITED GAS PIPE L
8337134	81-1396	1772520287	102-2		S L 6894 A 83	MAIN PASS BLOCK 74	330.0	
8337136	81-1398	1772520219	102-2		S L 6894 A 84	MAIN PASS BLOCK 74	650.0	

MONTANA BOARD OF OIL & GAS CONSERVATION								

-CLAY H MCCARTNEY								
8337127	6-82-158	2508521375	108		RECEIVED: 05/16/83 JA: MT MUELLER #3 31-32-19	BLACK COULEE	14.3	NORTHERN NATURAL
-MERLAND OIL & GAS INC								
8337126	6-82-157	2508521368	103		RECEIVED: 05/16/83 JA: MT PICARD #13-12	TARGET FIELD	9.0	DOMO PETROLEUM CO
-TRICENTRAL UNITED STATES INC								
8337133	6-82-165	2504121167	108		RECEIVED: 05/16/83 JA: MT BOYCE 21-7-T30N-R15E	TIGER RIDGE - BULLHOO	15.0	NORTHERN NATURAL
8337132	6-82-166	2504122104	108		BOYCE 27-7-T30N-R15E	TIGER RIDGE FIELD - B	14.0	NORTHERN NATURAL
8337130	6-82-162	2508522163	108		FINCH 35-1-T32N-R18E	TIGER RIDGE	13.0	NORTHERN NATURAL
8337129	6-82-163	2504122004	108		HEGLE 1-1-30-15	TIGER RIDGE FIELD - B	20.0	NORTHERN NATURAL
8337128	6-82-168	2501505826	108		HUEBSCHMERLEN 1-17-T25N-R17E	SHERARD - HUEBSCHMERL	14.0	NORTHERN NATURAL
8337124	6-82-161	2508521597	108		ROBERTS 28-4-T31N-R19E	TIGER RIDGE	6.0	NORTHERN NATURAL
8337131	6-82-164	2504122155	108		MAVRICK 25-2-T31N-R14E	TIGER RIDGE - BULLHOO	12.0	NORTHERN NATURAL
-WEST GAS INC								
8337125	6-82-159	2508521148	108		RECEIVED: 05/16/83 JA: MT LEUTHOLD 7-24	LAKE BASIN	12.5	MONTANA DAKOTA UT

NEW YORK DEPARTMENT OF ENVIRONMENTAL CONSERVATION								

-ABARTA OIL & GAS INC								
8337307	4229	3102917826	107-TF		RECEIVED: 05/16/83 JA: NY ABARTA E-82-013 EDIE #1	LAKE SHORE	12.0	NATIONAL FUEL GAS
8337306	4226	3102917622	107-TF		EVANS LAND #1 E-82-012 ABARTA	LAKE SHORE	6.0	NATIONAL FUEL GAS
8337308	4227	3102917176	107-TF		LAMBRIX #1 02325	LAKE SHORE	12.0	NATIONAL FUEL GAS
8337270	5090	3102917829	107-TF		ZIMMER #1 03062	COLLINS	8.0	NATIONAL FUEL GAS
8337271	5089	3102917829	103		ZIMMER #1 03062	COLLINS	9.0	NATIONAL FUEL GAS
-AMERICAN PENN ENERGY INC								
8337301	4491	3101316224	102-2		RECEIVED: 05/16/83 JA: NY STATE REFORESTATION AREA #2 (01511)	STEBBINS CORNERS	10.0	COLUMBIA GAS TRAN
8337300	4493	3101316224	107-TF		STATE REFORESTATION AREA #2 (01511)	STEBBINS CORNERS	10.0	COLUMBIA GAS TRAN
8337299	4494	3101316223	107-TF		STATE REFORESTATION AREA #2 (01512)	STEBBINS CORNERS	10.0	COLUMBIA GAS TRAN
8337298	4492	3101316223	102-2		STATE REFORESTATION AREA #2 (01512)	STEBBINS CORNERS	10.0	COLUMBIA GAS TRAN
-APPALACHIAN BASIN OIL & GAS								
8337251	4814	3101314449	D 107-TF		RECEIVED: 05/16/83 JA: NY STRAHMER #1	LAKESHORE	8.8	NATIONAL FUEL GAS
-BEREA OIL AND GAS CORPORATION								
8337292	4545	3101317729	102-2		RECEIVED: 05/16/83 JA: NY BAUER UNIT #1	WILDCAT	14.0	COLUMBIA GAS TRAN
8337293	4546	3101317729	107-TF		BAUER UNIT #1	WILDCAT	14.0	COLUMBIA GAS TRAN
8337294	4549	3101317617	102-2		BROWN UNIT #2	WILDCAT	10.0	COLUMBIA GAS TRAN
8337295	4550	3101317617	107-TF		BROWN UNIT #2	WILDCAT	10.0	COLUMBIA GAS TRAN
8337305	4481	3101317742	102-2		C BAUER #2	WILDCAT	10.0	COLUMBIA GAS TRAN
8337304	4482	3101317742	107-TF		C BAUER #2	WILDCAT	10.0	COLUMBIA GAS TRAN
8337273	4508	3101317651	102-2		CRUMB UNIT #1	WILDCAT	14.0	COLUMBIA GAS TRAN
8337272	4509	3101317651	107-TF		CRUMB UNIT #1	WILDCAT	14.0	COLUMBIA GAS TRAN

BILLING CODE 8717-01-M

JD NO	JA DKT	API NO	D SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
8337257	4479	3101317743	102-2		O HILL #3	WILDCAT	15.0	COLUMBIA GAS TRAN
8337256	4480	3101317743	107-TF		O HILL #3	WILDCAT	15.0	COLUMBIA GAS TRAN
8337277	4518	3101317776	102-2		P ALLHATT #1	WILDCAT	16.0	COLUMBIA GAS TRAN
8337276	4511	3101317776	107-TF		P ALLHATT #1	WILDCAT	16.0	COLUMBIA GAS TRAN
-BOUNTY OIL & GAS INC								
8337289	4542	3101317682	102-2	RECEIVED: 05/16/83	JA: NY			
8337288	4543	3101317682	107-TF		THOMPSON #1	WILDCAT	0.0	COLUMBIA GAS TRAN
-DORAN & ASSOCIATES INC								
8337285	4525	3101317223	102-2	RECEIVED: 05/16/83	JA: NY			
8337284	4526	3101317223	107-TF		C AIKEN #1 KA-140	FRENCH CREEK	30.0	COLUMBIA GAS TRAN
8337261	4487	3101317827	102-2		C BROWN UNIT #1 KV-44	CARROLL	30.0	COLUMBIA GAS TRAN
8337260	4488	3101317827	107-TF		C BROWN UNIT #1 KV-44	CARROLL	30.0	COLUMBIA GAS TRAN
8337334	4646	3101317703	102-2		C BRUMAGIN #1 KA-148	FRENCH CREEK	30.0	COLUMBIA GAS TRAN
8337333	4649	3101317703	107-TF		C BRUMAGIN #1 KA-148	FRENCH CREEK	30.0	COLUMBIA GAS TRAN
8337279	4527	3101317625	102-2		CLYDE VOLK #1 KA-142	FRENCH CREEK	30.0	COLUMBIA GAS TRAN
8337278	4528	3101317625	107-TF		CLYDE VOLK #1 KA-142	FRENCH CREEK	30.0	COLUMBIA GAS TRAN
8337283	4523	3101317765	102-2		GEORGE CARUTIS UNIT #1 KA-159	FRENCH CREEK	30.0	COLUMBIA GAS TRAN
8337282	4524	3101317765	107-TF		GEORGE CARUTIS UNIT #1 KA-159	FRENCH CREEK	30.0	COLUMBIA GAS TRAN
8337350	4644	3101317861	102-2		I EDWARDS UNIT #1 KA-167	HARMONY	30.0	COLUMBIA GAS TRAN
8337329	4648	3101317861	107-TF		I EDWARDS UNIT #1 KA-167	HARMONY	30.0	COLUMBIA GAS TRAN
8337255	4485	3101317745	102-2		J VAN EARDEN #1 KA-154	FRENCH CREEK	30.0	COLUMBIA GAS TRAN
8337254	4486	3101317745	107-TF		J VAN EARDEN UNIT #1 KA-154	FRENCH CREEK	30.0	COLUMBIA GAS TRAN
8337336	4645	3101317844	102-2		L PHELPS UNIT #1 KA-163	MINA	30.0	COLUMBIA GAS TRAN
8337335	4647	3101317844	107-TF		L PHELPS UNIT #1 KA-163	MINA	30.0	COLUMBIA GAS TRAN
8337303	4489	3101317699	102-2		LITTLEFIELD UNIT #1 KV-37	CARROLL	30.0	COLUMBIA GAS TRAN
8337302		3101317699	107-TF		LITTLEFIELD UNIT #1 KV-37	CARROLL	30.0	COLUMBIA GAS TRAN
8337281	4521	3101317721	102-2		N HAGBERG #1 KV-38	CARROLL	30.0	COLUMBIA GAS TRAN
8337280	4522	3101317721	107-TF		N HAGBERG #1 KV-38	CARROLL	30.0	COLUMBIA GAS TRAN
8337338	4636	3101317748	102-2		P TOTOPOLIS #1 KA-155	MINA	30.0	COLUMBIA GAS TRAN
8337337	4641	3101317748	107-TF		P TOTOPOLIS #1 KA-155	MINA	30.0	COLUMBIA GAS TRAN
8337259	4572	3101317811	102-2		R MCCHESENEY #1 KV-43	CARROLL	30.0	COLUMBIA GAS TRAN
8337258	4573	3101317811	107-TF		R MCCHESENEY #1 KV-43	CARROLL	30.0	COLUMBIA GAS TRAN
8337344	4643	3101317869	102-2		R WILLINK UNIT #1 KA-172	FRENCH CREEK	30.0	COLUMBIA GAS TRAN
8337343	4650	3101317869	107-TF		R WILLINK UNIT #1 KA-172	FRENCH CREEK	30.0	COLUMBIA GAS TRAN
8337253	4483	3101317651	102-2		T MARTIN UNIT #1 KA-145	FRENCH CREEK	30.0	COLUMBIA GAS TRAN
8337252	4484	3101317651	107-TF		T MARTIN UNIT #1 KA-145	FRENCH CREEK	30.0	COLUMBIA GAS TRAN
-EBENEZER OIL CO INC								
8337325	4189	3100310118	108	RECEIVED: 05/16/83	JA: NY			
8337324	4172	3100311024	108		FORSYTHE #12 - 31-003-11024	INDEPENDENCE	0.0	NATIONAL FUEL GAS
8337322	4171	3100311072	108		FORSYTHE #13 31-003-11072	INDEPENDENCE	0.0	NATIONAL FUEL GAS
8337321	4170	3100311134	108		FORSYTHE #14 31-003-11134	INDEPENDENCE	0.0	NATIONAL FUEL GAS
8337327	4185	3100311201	108		FORSYTHE #16 31-003-11201	INDEPENDENCE	0.0	NATIONAL FUEL GAS
8337328	4186	3100312027	108		FORSYTHE #17 31-003-11072	INDEPENDENCE	0.0	NATIONAL FUEL GAS
8337323	4187	3100312028	108		FORSYTHE #18 31-003-12028	INDEPENDENCE	0.0	NATIONAL FUEL GAS
8337326	4188	3100312150	108		FORSYTHE #19 31-003-12150	INDEPENDENCE	0.0	NATIONAL FUEL GAS
8337319	4181	3100313619	108		GRANTIER #1 31-003-13619	INDEPENDENCE	0.0	NATIONAL FUEL GAS
8337318	4180	3100314440	108		GRANTIER #2 31-003-14440	INDEPENDENCE	0.0	NATIONAL FUEL GAS
8337317	4179	3100314477	108		GRANTIER #3 31-003-14477	INDEPENDENCE	0.0	NATIONAL FUEL GAS
8337320	4178	3100314603	108		GRANTIER #4 31-003-14603	INDEPENDENCE	0.0	NATIONAL FUEL GAS
8337313	4173	3100310575	108		MERVINE #17 031-003-10575	INDEPENDENCE	0.0	NATIONAL FUEL GAS
8337310	4175	3100312229	108		MERVINE #18 031-003-12229	INDEPENDENCE	0.0	NATIONAL FUEL GAS
8337315	4174	3100312708	108		MERVINE #19 031-003-12708	INDEPENDENCE	0.0	NATIONAL FUEL GAS
8337314	4177	3100313039	108		MERVINE #24 031-003-13039	INDEPENDENCE	0.0	NATIONAL FUEL GAS
8337316	4183	3100313057	108		MERVINE #25 031-003-13057	INDEPENDENCE	0.0	NATIONAL FUEL GAS
8337309	4176	3100313115	108		MERVINE #26 031-003-13115	INDEPENDENCE	0.0	NATIONAL FUEL GAS
8337312	4184	3100314793	108		MERVINE #27 031-003-14793	INDEPENDENCE	0.0	NATIONAL FUEL GAS
8337311	4172	3100314897	108		MERVINE #30 031-003-14897	INDEPENDENCE	0.0	NATIONAL FUEL GAS
-NATIONAL FUEL GAS SUPPLY CORP								
8337274	5094	3102917730	107-TF	RECEIVED: 05/16/83	JA: NY			
8337275	5095	3102917730	103		RIGLEY #1 (6249)	HAMBURG	60.0	NATIONAL FUEL GAS
-RUEL ENERGY INC								
8337269	5085	3102918168	103	RECEIVED: 05/16/83	JA: NY			
8337268	5086	3102918168	107-TF		ANDZEL #2	HAMBURG PRODUCTION	0.0	NATIONAL FUEL GAS
-TRAHAN PETROLEUM INC								
8337265	4279	3100917171	102-2	RECEIVED: 05/16/83	JA: NY			
8337264	4264	3100917171	107-TF		BEAVER #2 31-009-17171	WILDCAT	36.0	COLUMBIA GAS TRAN
8337267	4277	3101317750	102-2		BEAVER #2 31-009-17171	WILDCAT	36.0	COLUMBIA GAS TRAN
8337266	4262	3101317750	107-TF		CONDON #2-B 31-013-17750	CHERRY CREEK	36.0	COLUMBIA GAS TRAN
8337340	4278	3101317152	102-2		CONDON #2-B 31-013-17750	CHERRY CREEK	36.0	COLUMBIA GAS TRAN
8337339	4263	3101317152	107-TF		CONDON #2A 31-013-17152	CHERRY CREEK	36.0	COLUMBIA GAS TRAN
8337332	4276	3101317737	102-2		CONDON #2A 31-013-17152	CHERRY CREEK	36.0	COLUMBIA GAS TRAN
8337331	4261	3101317737	107-TF		CURTIS #1 31-013-17737	CHERRY CREEK	36.0	COLUMBIA GAS TRAN
8337287	4275	3101317738	102-2		CURTIS #1 31-013-17737	CHERRY CREEK	36.0	COLUMBIA GAS TRAN
8337286	4260	3101317738	107-TF		CURTIS #2 31-013-17738	CHERRY CREEK	36.0	COLUMBIA GAS TRAN
8337263	4586	3101317192	102-2		CURTIS #2 31-013-17738	CHERRY CREEK	36.0	COLUMBIA GAS TRAN
8337262	4587	3101317192	107-TF		WEHRENBURG #1 31-013-17192	ELLINGTON	36.0	COLUMBIA GAS TRAN
-UNIVERSAL RESOURCES HOLDINGS INC								
8337297	4534	3101316988	107-TF	RECEIVED: 05/16/83	JA: NY			
8337296	4533	3101316988	102-2		DROZDOWSKI #1	CHARLOTTE	20.0	COLUMBIA GAS TRAN
8337291		3101317894	102-2		DROZDOWSKI #1	CHARLOTTE	20.0	COLUMBIA GAS TRAN
8337290	4536	3101317894	107-TF		F GIERLINGER #1	CHARLOTTE	20.0	COLUMBIA GAS TRAN
-US ENERGY DEVELOPMENT CORP								
8337342	4545	3101316592	102-2	RECEIVED: 05/16/83	JA: NY			
8337341	4546	3101316592	107-TF		POWERS/LIND #1	GERRY	20.0	COLUMBIA GAS TRAN

OHIO DEPARTMENT OF NATURAL RESOURCES								

-ALTEX INC								
8337068		3411926619	103	RECEIVED: 05/17/83	JA: OH			
-ALTHEIRS OIL INC								
8337062		3412725086	103	RECEIVED: 05/17/83	JA: OH	JACKSON	9.0	
8337061		3412724805	103		MCLAIN/SIMS #1	JACKSON TOWNSHIP	4.0	
-APPALACHIAN EXPLORATION INC								
8337067		3415321109	107-TF	RECEIVED: 05/17/83	JA: OH	JACKSON	3.5	
8337069		3415321175	107-TF		ALLAN UNIT #1	BATH	11.0	YANKEE RESOURCES
8337064		3410323364	107-TF		AMMONS UNIT #1	NORTON	91.3	YANKEE RESOURCES
8337065		3415321000	107-TF		COZAD UNIT #1	SHARON	11.0	YANKEE RESOURCES
8337066		3415321110	107-TF		G WEEKS #1	COPELY	36.5	YANKEE RESOURCES
8337068		3415321110	107-TF		GENTSCH UNIT #1	BATH	18.3	YANKEE RESOURCES
8337070		3415321314	107-TF		HOLLERAM UNIT #1	BATH	14.6	YANKEE RESOURCES
8337063		3410323061	107-TF		HILLS-HARTZ UNIT #3	COPELY	11.0	YANKEE RESOURCES
-B & B ENTERPRISES								
8337071		3411522885	107-TF	RECEIVED: 05/17/83	JA: OH	WADSWORTH	7.3	YANKEE RESOURCES
-BELDEN & BLAKE & CO INC								
8337072			107-TF	RECEIVED: 05/17/83	JA: OH	MARION QUAD	1.0	COLUMBIA GAS TRAN

JD NO	JA DKT	API NO	D SEC(1) SEC(2) WELL NAME	FIELD NAME	PROD	PURCHASER
8337072		3410323126	103 107-TF D & F THOMPSONS 34-1251	GRANGER	36.5	
-CHARLES R CUTTER			RECEIVED: 05/17/83 JA: OH			
8337073		3416923449	103 107-TF POZAR #2	CHESTER	20.0	COLUMBIA GAS TRAN
-EDCO DRILLING & PRODUCING INC			RECEIVED: 05/17/83 JA: OH			
8337074		3403521172	107-TF JOHNSTON #1J	INDEPENDENCE	18.0	
-EDWARD M EVERETT CO			RECEIVED: 05/17/83 JA: OH			
8337116		3411924088	103 J A MASSENGILL #2	LICKING	7.3	NATIONAL GAS & OI
-FLOYD J LAUBER			RECEIVED: 05/17/83 JA: OH			
8337075		3414920082	102-4 EUGENE HOLTHAUS #1	CYNTHIAN	30.0	
-FORAKER PRODUCING COMPANY INC			RECEIVED: 05/17/83 JA: OH			
8337077		3412723894	108 FRIES-FORAKER #1		1.5	
8337076		3412723880	108 STAR MINING #1		2.0	
-FREDERICK PETROLEUM CORP			RECEIVED: 05/17/83 JA: OH			
8337078		3411122671	103 FREDERICK PETROLEUM CORP #4	FRANKLIN	11.0	
-GENERAL ELECTRIC CO			RECEIVED: 05/17/83 JA: OH			
8337079		3400722170	103 107-TF GULLO #2		20.0	EAST OHIO GAS CO
-M I SHYDER OIL & GAS #769			RECEIVED: 05/17/83 JA: OH			
8337080		3405921993	108 SHYDER #2	WHEELING	2.0	COLUMBIA GAS TRAN
-M I SHYDER OIL & GAS #760			RECEIVED: 05/17/83 JA: OH			
8337081		3405921994	108 SHYDER #1	WHEELING	2.0	COLUMBIA GAS TRAN
-M I SHYDER OIL & GAS-76C			RECEIVED: 05/17/83 JA: OH			
8337082		3405921995	108 BUSH #1	WHEELING	5.0	COLUMBIA GAS TRAN
-HOPCO RESOURCES INC			RECEIVED: 05/17/83 JA: OH			
8337083		3403125020	103 BRUSHWOOD #3	KEENE	5.0	
-HOPEWELL OIL AND GAS DEVELOPMENT CO			RECEIVED: 05/17/83 JA: OH			
8337085		3412725852	103 DAVID LEWIS #1 (CLAYTON)	CLAYTON	10.0	NATIONAL GAS & OI
8337084		3408924578	103 JAMES & RITA DICKSON #1A	WASHINGTON	0.0	COLUMBIA GAS TRAN
-LAKE REGION OIL INC			RECEIVED: 05/17/83 JA: OH			
8337086		3415123494	107-TF W & J LINGENHOEL #1	WIMISHILLEN	15.0	EAST OHIO GAS CO
-LANDPROVEST INC			RECEIVED: 05/17/83 JA: OH			
8337088		3405923315	107-TF C WILSON #2	BLOOMFIELD	50.0	
8337089		3405923362	107-TF D BAY #1A-82	CUMBERLAND	20.0	
8337087		3405923141	107-TF FOLEY #1	INDIAN CAMP	20.0	
8337090		3405923431	107-TF OAKLEY 1A-82	INDIAN CAMP	25.0	
-LESLIE OIL AND GAS CO INC			RECEIVED: 05/17/83 JA: OH			
8337092		3407520217	108 AKINS #1		20.0	COLUMBIA GAS TRAN
8337094		3410322180	108 BARGE #1		20.0	COLUMBIA GAS TRAN
8337091		3407522023	108 BOUGHMAN #2		20.0	COLUMBIA GAS TRAN
8337098		3410322727	108 FARMERS SAVINGS BANK #1		20.0	COLUMBIA GAS TRAN
8337096		3410322427	108 GIN-NEPTUNE UNIT #4		20.0	COLUMBIA GAS TRAN
8337093		3410322169	108 RICE #1		20.0	COLUMBIA GAS TRAN
8337097		3410322632	108 RICE #4		20.0	COLUMBIA GAS TRAN
8337099		3410323031	108 SMITH #1		20.0	COLUMBIA GAS TRAN
8337100		3410323104	108 SMITH #2		20.0	COLUMBIA GAS TRAN
8337095		3410322197	108 T RICE #3		20.0	COLUMBIA GAS TRAN
-MITCHELL ENERGY CORPORATION			RECEIVED: 05/17/83 JA: OH			
8337101		3406720339	102-3 AGER-BIRNEY UNIT 1-4 339	CLINTON	0.0	EAST OHIO GAS CO
-O E D CO			RECEIVED: 05/17/83 JA: OH			
8337102		3407322655	107-TF C L POSTON HEIRS #6	WARD	7.3	
-OHIO PURE OIL CORP			RECEIVED: 05/17/83 JA: OH			
8337106		3407523978	103 STITZLEIN #A2	WASHINGTON	3.0	DOEHLER-JARVIS
8337107		3407524019	103 STITZLEIN #0-1	WASHINGTON	3.0	DOEHLER-JARVIS
8337108		3407524035	103 STITZLEIN #0-2	WASHINGTON	3.0	DOEHLER-JARVIS
8337103		3400523543	103 YOUNG #A4	LAKE	10.0	DOEHLER-JARVIS
8337104		3400523571	103 YOUNG #0-3	LAKE	10.0	DOEHLER-JARVIS
8337105		3400523581	103 YOUNG #0-4	LAKE	10.0	DOEHLER-JARVIS
-OXFORD OIL CO			RECEIVED: 05/17/83 JA: OH			
8337117		3407523955	103 DAVID ARNOLD #1	KNOX	12.0	
-QUADRANT EXPLORATION			RECEIVED: 05/17/83 JA: OH			
8337110		3416726803	103 MUHLBACH #1-4	NEWPORT	2.9	EAST OHIO GAS CO
8337109		3416726738	103 STRICKLER #1-28	LAWRENCE	2.9	EAST OHIO GAS CO
8337111		3416726836	103 WHITE #1-26	LAWRENCE	2.9	EAST OHIO GAS CO
-RESERVE EXPLORATION CO			RECEIVED: 05/17/83 JA: OH			
8337112		3412122751	102-3 PARKS #1	MACKSBURG	300.0	FREDERICK PETROLE
-RPJ ENERGY FUND MANAGEMENT INC			RECEIVED: 05/17/83 JA: OH			
8337113		3411926396	107-TF MITCHELL-MIOW #1	BLUE ROCK	18.0	
-SUN EXPLORATION & PRODUCTION CO			RECEIVED: 05/17/83 JA: OH			
8337114		3416727253	107-TF M ROARK #1	WESLEY	0.0	
8337115		3416727254	107-TF P HARSHBERGER #1	WESLEY	0.0	
-TIGER OIL INC			RECEIVED: 05/17/83 JA: OH			
8337118		3412725795	103 F CRANDELL #2	THORN	2.0	NATIONAL GAS & OI
-TOWHER PETROLEUM CO			RECEIVED: 05/17/83 JA: OH			
8337119		3412122037	103 107-TF BURNS R #4	WAYNE	950.0	TENNESSEE GAS PIP
8337120		3412122388	103 107-TF RICHEY G #1	WAYNE	250.0	TENNESSEE GAS PIP
8337121		3412122597	103 107-TF SCHAFER R #1	OLIVE	312.0	TENNESSEE GAS PIP
-W E SHRIDER CO			RECEIVED: 05/17/83 JA: OH			
8337122		3407322792	103 CARL RIDDLEBARGER #2	MARION	3.0	PARAMOUNT TRANSMI
-WAYNE W WATSON			RECEIVED: 05/17/83 JA: OH			
8337123		3412725618	107-TF REAM #3	MONDAY CREEK	15.0	COLUMBIA GAS TRAN
***** PENNSYLVANIA DEPARTMENT OF ENVIRONMENTAL RESOURCES *****						
-GULF OIL CORPORATION			RECEIVED: 05/16/83 JA: PA			
8337137 14890		3703320542	108-PB KOSTOVENY #2	REED-DEEMER	16.0	NATIONAL FUEL GAS
***** WEST VIRGINIA DEPARTMENT OF MINES *****						
-BEREA OIL AND GAS CORPORATION			RECEIVED: 05/16/83 JA: WV			
8337140		4700121620	102-4 BRADSHAW #2	BARKER	42.0	CONSOLIDATED GAS
8337143		4700121652	102-4 DELAUDER #1	BARKER DISTRICT	15.0	BROOKLYN UNION GA
8337142		4700121628	102-4 M PRICE #1	VALLEY DISTRICT	7.0	CONSOLIDATED GAS
8337138		4700121763	102-4 NESTOR #1	GLADE	28.6	CONSOLIDATED GAS
8337141		4700121640	102-4 SPAMENI #1	VALLEY DISTRICT	19.0	CONSOLIDATED GAS
8337139		4700121584	102-4 M BOOTH #1	GLADE	65.0	CONSOLIDATED GAS
-D G HANEY INC			RECEIVED: 05/16/83 JA: WV			
8337144		4710900867	103 UNITED POCAHONTAS #6	BARKERS RIDGE DISTRICT	20.0	CONSOLIDATED GAS
***** NM DEPARTMENT OF THE INTERIOR, MINERALS MANAGEMENT SERVICE, ALBUQUERQUE, NM *****						
-AMERADA HESS CORPORATION			RECEIVED: 05/16/83 JA: NM			
8337197 NM-1860-82		3003922925	103 JICARILLA APACHE 'B' #17	PICTURED CLIFFS	182.1	EL PASO NATURAL G
8337192 NM-1861-82		3003922920	103 JICARILLA APACHE 'H' #4	SOUTH BLANCO PICTURED	264.6	EL PASO NATURAL G
-AMOCO PRODUCTION CO			RECEIVED: 05/16/83 JA: NM			
8337220 NM 0056-83		3004520341	108 E E ELLIOTT 'B' #10	BLANCO - PICTURED CLI	20.0	EL PASO NATURAL G

JD NO	JA DKT	API NO	D SEC(1) SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
8337221	NM 0055-83	3004525202	103	GALLEGO CANYON UNIT #174E	BASIN DAKOTA	36.4	EL PASO NATURAL G
8337228	NM 0058-83	3004524869	103	GALLEGO CANYON UNIT "M" #180E	BASIN DAKOTA	18.9	EL PASO NATURAL G
				RECEIVED: 05/16/83	JA: NM 4		
8337235	NM-0198-83	3001524160	103	TRAVIS D-19	LOCO HILLS	4.0	PHILLIPS PETROLEUM
				RECEIVED: 05/16/83	JA: NM 4		
8337191	NM-1873-82	3004525359	103	NORTHEAST BLANCO UNIT #20A	BLANCO MESAVERDE	175.0	EL PASO NATURAL G
				RECEIVED: 05/16/83	JA: NM 4		
8337160	NM0241-83	3001523771	103	GISSLER "B" #16	SQUARE LAKE (GB-SA)	1.0	CONOCO INC
8337161	NM-0240-83	3001523772	103	GRAYBURG JACKSON SAN ANDRES #47	GRAYBURG JACKSON SAN	1.0	CONOCO INC
				RECEIVED: 05/16/83	JA: NM 4		
8337157	NM0005-83B	3003922909	103	BREECH B 172 E	BASIN DAKOTA	2.5	GAS CO OF NEW MEX
8337156	NM0005-83-A	3003922909	103	BREECH B 172 E	BLANCO MESA VERDE	2.5	GAS CO OF NEW MEX
8337188	NM-0008-83-A	3003922941	103	BREECH C 389 E	BLANCO MESA VERDE	3.0	GAS CO OF NEW MEX
8337187	NM 0008-83B	3003922941	103	BREECH C 389 E	BASIN DAKOTA	3.0	GAS CO OF NEW MEX
8337185	NM 0006-83B	3003922911	103	BREECH D 685E	BASIN DAKOTA	3.0	GAS CO OF NEW MEX
8337186	NM 0006-83A	3003922911	103	BREECH D 685E	BLANCO MESA VERDE	3.0	GAS CO OF NEW MEX
8337184	NM 0007-83-A	3003922908	103	BREECH E 50 E	BLANCO MESA VERDE	2.0	GAS CO OF NEW MEX
8337189	NM 0007-83B	3003922908	103	BREECH E 50 E	BASIN DAKOTA	2.0	GAS CO OF NEW MEX
8337183	NM 0004-83A	3003922955	103	BREECH F 11 M	BLANCO MESA VERDE	2.5	GAS CO OF NEW MEX
8337182	NM 0004-83	3003922955	103	BREECH F 11 M	BASIN DAKOTA	2.5	GAS CO OF NEW MEX
8337202	NM-0003-83-B	3003922912	103	SANCHEZ 4 E	BASIN DAKOTA	1000.0	EL PASO NATURAL G
8337203	NM 0003-83A	3003922912	103	SANCHEZ 4 E	BLANCO MESA VERDE	1000.0	EL PASO NATURAL G
				RECEIVED: 05/16/83	JA: NM 4		
8337243	NM-0224-83	3002506152	108	RIIT B-18 #1	NMFU - EUNICE MONUMEN	4.9	WARREN PETROLEUM
8337155	NM-0259-83	3002504800	108	LOCKHART A-27 #1	NMFU - BLINERY	8.5	GETTY OIL CO
8337257	NM-0260-83	3002506805	108	LOCKHART A-27 #5	NMFU - BLINERY & DRI	7.3	GETTY OIL CO
8337229	NM-0263-83	3002504837	108	LOCKHART A-30 #6	NMFU - EUMONT	14.1	EL PASO NATURAL G
8337250	NM-0262-83	3002509009	108	MEYER B-23 #1	NMFU - JALMAT	8.5	EL PASO NATURAL G
8337181	NM-0283-83	3002524859	108	MEYER B-23 #4	NMFU - JALMAT	3.3	EL PASO NATURAL G
8337165	NM-0225-83	3002526412	108	MEYER B-31A #4	NMFU - JALMAT	1.6	PHILLIPS PETROLEUM
8337164	NM-0282-83	3002504214	108	SANDERSON A #3	NMFU - EUNICE-MONUMEN	2.0	WARREN PETROLEUM
				RECEIVED: 05/16/83	JA: NM 4		
8337242	NM0379-82-PB	3004510936	108-PB	FREEMAN #1-11	BLANCO MESA VERDE	0.0	EL PASO NATURAL G
				RECEIVED: 05/16/83	JA: NM 4		
8337177	NM-021683107	3000500000	102-2 107-TF	ROSE FEDERAL #5	PECOS SLOPES ABO	457.0	TRANSWESTERN PIPE
				RECEIVED: 05/16/83	JA: NM 4		
8337224	NM 0030-83	3003922835	103	LOUGH ERNE #1	LYBROOK GALLUP	25.0	EL PASO NATURAL G
				RECEIVED: 05/16/83	JA: NM 4		
8337205	NM-0139-83	3002500000	108	CARLSON FEDERAL #1	JUSTIS GLORIETTA	22.0	EL PASO NATURAL G
8337190	NM 2010-82-A	3003922966	103	JICARILLA 126 S #17 (MV)	BLANCO MESAVERDE	1.0	NORTHWEST PIPELIN
8337195	NM 2010-82-B	3003922966	103	JICARILLA 126 S #17 (PC)	BLANCO SOUTH PICTURED	20.0	NORTHWEST PIPELIN
				RECEIVED: 05/16/83	JA: NM 4		
8337234	NM-1444-82	3002500000	108	CAGLE B #2	RHODES - YATES SEVEN	19.1	EL PASO NATURAL G
8337245	NM-1440-82	3003906059	108	CANYON LARGO UNIT #29	SOUTH BLANCO - PICTUR	23.0	EL PASO NATURAL G
8337201	NM 1309-82	3004520309	108	HUERFANO UNIT #182	BASIN - DAKOTA	21.0	EL PASO NATURAL G
8337173	NM-0031-83PB	3004506326	108-PB	LODEWICK #8	BASIN DAKOTA	0.0	EL PASO NATURAL G
8337194	NM-1809-82	3002500000	108-PB	R S U #22 WORL	RHODES - YATES 7 RIVE	7.0	EL PASO NATURAL G
8337169	NM-0028-83PB	3003906872	108-PB	SAN JUAN 27-4 UNIT #12	TAPACITO PICTURED CLI	0.0	EL PASO NATURAL G
8337249	NM0020-83-PB	3003920732	108-PB	SAN JUAN 27-4 UNIT #62	TAPACITO PICTURED CLI	0.0	EL PASO NATURAL G
8337247	NM0023-83-PB	3003920954	108-PB	SAN JUAN 27-4 UNIT #78	TAPACITO PICTURED CLI	0.0	EL PASO NATURAL G
8337217	NM 0081-83-A	3003922638	103	SAN JUAN 27-5 UNIT #113E	BLANCO MESAVERDE	160.0	EL PASO NATURAL G
8337216	NM 0081-83-B	3003922638	103	SAN JUAN 27-5 UNIT #113E	BASIN DAKOTA	150.0	EL PASO NATURAL G
8337244	NM0024-83-PB	3003930602	108-PB	SAN JUAN 27-5 UNIT #149	TAPACITO PICTURED CLI	0.0	EL PASO NATURAL G
8337218	NM 0080-83-B	3003922639	103	SAN JUAN 27-5 UNIT #99E	BASIN DAKOTA	150.0	EL PASO NATURAL G
8337219	NM 0080-83-A	3003922639	103	SAN JUAN 27-5 UNIT #99E	BLANCO MESAVERDE	160.0	EL PASO NATURAL G
8337168	NM-0029-83PB	3003907342	108-PB	SAN JUAN 28-5 UNIT #46	BLANCO - MESAVERDE	0.0	EL PASO NATURAL G
8337170	NM-0025-83PB	3003920878	108-PB	SAN JUAN 28-5 UNIT #95	TAPACITO	0.0	EL PASO NATURAL G
8337232	NM-1808-82	3003907101	108	SAN JUAN 28-6 UNIT #54	BLANCO - MESA VERDE	22.0	EL PASO NATURAL G
8337246	NM-1370-82	3003907308	108	SAN JUAN 28-6 UNIT #8	BLANCO - MESA VERDE	20.0	EL PASO NATURAL G
8337158	NM1101-82	3003907291	108	SAN JUAN 28-7 UNIT #27	BLANCO - MESA VERDE	20.0	EL PASO NATURAL G
8337250	NM0009-83-PB	3003907497	108-PB	SAN JUAN 30-4 UNIT #95	BLANCO MESAVERDE	0.0	EL PASO NATURAL G
8337171	NM-0026-83PB	3003907828	108-PB	SAN JUAN 30-4 UNIT #9	BLANCO - MESA VERDE	0.0	EL PASO NATURAL G
8337199	NM 1365-82	3003907895	108	SAN JUAN 30-6 UNIT #37	BLANCO - MESA VERDE	20.0	EL PASO NATURAL G
8337248	NM0021-83-PB	3003907858	108-PB	SAN JUAN 30-6 UNIT #37	BLANCO MESAVERDE	0.0	EL PASO NATURAL G
8337231	NM 1367-82	3003907831	108	SAN JUAN 30-6 UNIT #42	BLANCO - MESA VERDE	18.0	EL PASO NATURAL G
8337172	NM-0027-83PB	3003909000	108-PB	SAN JUAN 32-5 UNIT #17	BASIN DAKOTA	0.0	EL PASO NATURAL G
8337174	NM-0030-83PB	3003908293	108-PB	SAN JUAN 32-5 UNIT #13	RHODES - YATES 7 RIVE	19.0	EL PASO NATURAL G
8337233	NM-1721-82	3002500000	108	SHEPHERD B #4	SOUTH BLANCO - PICTUR	21.0	EL PASO NATURAL G
8337196	NM-1104-82	3004521265	108	TAPP #11			
				RECEIVED: 05/16/83	JA: NM 4		
8337200	NM-1340-82	3001522437	103	FEDERAL "34" WELL #1	UNDESIGNATED DELAWARE	27.7	TRANSWESTERN PIPE
8337212	NM 0039-83	3003923008	103	L L MCCONNELL #13	LINDRITH GALLUP-DAKOT	70.0	NORTHWEST PIPELIN
8337179	NM-026183103	3002527603	103	NORTH BILBYER "7" FEDERAL #1	SOUTH SALT LAKE MORRO	329.0	EL PASO NATURAL G
				RECEIVED: 05/16/83	JA: NM 4		
8337163	NM0082-83	3002527718	103	LANGLEY FEDERAL "A" COM #1	BUFFALO PENNSYLVANIAN	0.0	EL PASO NATURAL G
				RECEIVED: 05/16/83	JA: NM 4		
8337239	NM-0206-83	3001522852	108	HASTIE #17	QUEEN GRAYBURG SAN AN	11.5	PHILLIPS PETROLEUM
8337238	NM-0207-83	3001522852	108	HASTIE 18	QUEEN GRAYBURG SAN AN	25.0	PHILLIPS PETROLEUM
8337176	NM-0208-83	3001523186	108	HASTIE 19	QUEEN GRAYBURG SAN AN	16.5	PHILLIPS PETROLEUM
8337175	NM-0210-83	3001523821	108	HASTIE 21	QUEEN GRAYBURG SAN AN	17.5	PHILLIPS PETROLEUM
8337178	NM-0211-83	3001522348	108	SAUNDERS 12	QUEEN GRAYBURG SAN AN	0.0	PHILLIPS PETROLEUM
				RECEIVED: 05/16/83	JA: NM 4		
8337210	NM 0077-83-A	3003923041	103	SCHMITZ #2	OJITO GALLUP DAKOTA	300.0	SOUTHWEST GAS COR
8337209	NM 0077-83-B	3003923041	103	SCHMITZ #2	BLANCO MESAVERDE	300.0	SOUTHWEST GAS COR
				RECEIVED: 05/16/83	JA: NM 4		
8337227	NM 0010-83	3003923079	103	MCKENZIE FEDERAL #1	OTERO GALLUP	95.0	
				RECEIVED: 05/16/83	JA: NM 4		
8337208	NM0100-83107	3000561628	102-2 107-TF	CHINA FEDERAL #7	WEST PECOS SLOPE	340.0	
8337241	NM 0179-83	3001524094	103	STRONG FEDERAL COM #2E	WHITE CITY PENN	390.0	NATURAL GAS PIPEL
				RECEIVED: 05/16/83	JA: NM 4		
8337284	NM-0002-83	3002527909	103	FEDERAL "F" #2	QUERRECHO PLAINS - QUE	8.0	PHILLIPS PETROLEUM
				RECEIVED: 05/16/83	JA: NM 4		
8337207	NM 0046-83	3000561179	103	HARRIS FEDERAL #7	UND DIAMOND MOUND	164.0	EL PASO NATURAL G
8337222	NM 0052-83	3000561372	103	HARRIS FEDERAL #8	BUFFALO VALLEY PENN	1975.0	TRANSWESTERN PIPE
				RECEIVED: 05/16/83	JA: NM 4		
8337240	NM 0084-83	3003923106	103	MOBIL APACHE #19	SOUTH BLANCO PC	39.4	EL PASO NATURAL G
8337215	NM 0078-83	3003923107	103	MOBIL APACHE 15 #2	SOUTH BLANCO PC	31.8	EL PASO NATURAL G
8337214	NM 0079-83	3004320665	103	MOBIL APACHE 21 #1	SOUTH BLANCO PC	32.9	EL PASO NATURAL G
				RECEIVED: 05/16/83	JA: NM 4		
8337159	NM-0258-83	3001523449	102-3	EMPIRE FEDERAL "35" COM #1	UNDESIGNATED	50.0	NORTHERN NATURAL
				RECEIVED: 05/16/83	JA: NM 4		
8337193	NM-1814-82	3002527787	103	COURTLAND MYERS #9	JALMAT TANSIL YTS 7 R	620.0	EL PASO NATURAL G
				RECEIVED: 05/16/83	JA: NM 4		
8337211	NM 0074-83	3002525218	103	GOVERNMENT "E" #7	PEARL (BONE SPRINGS)	0.0	

JD NO	JA DKT	API NO	D SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
8337213	NM 8038-83	3002527556	103		GOVERNMENT "23" #1	WILDCAT	0.0	
-TEHNECO OIL COMPANY			RECEIVED:	05/16/83	JA: NM 4			
8337225	NM 8012-83	3004525178	103		GOODCH #1E	BASIN DAKOTA	100.0	EL PASO NATURAL G
8337226	NM 8011-83	3004525186	103		GOODCH #3F	BASIN DAKOTA	100.0	EL PASO NATURAL G
-TEXON PETROLEUM CORP			RECEIVED:	05/16/83	JA: NM 4			
8337198	NM-0001-83	3002526245	103		LINEBERRY #1	DRINKARD	11.0	WARREN PETROLEUM
-UNION TEXAS PETROLEUM			RECEIVED:	05/16/83	JA: NM 4			
8337162	NM-0231-83	3008529890	103		MILLER FEDERAL 33 #4	TOM-TOM (SAN ANDRES)	0.0	CITIES SERVICE CO
-YATES PETROLEUM CORPORATION			RECEIVED:	05/16/83	JA: NM 4			
8337166	NM-0517-83	3001524330	103		BEHSON DEEP UNIT #3	WILDCAT MORROW	0.0	TRANSWESTERN PIPE
8337236	NM 0196-83	3001524238	103		BLUFFSIDE "WF" FED #1	WILDCAT	0.0	TRANSWESTERN PIPE
8337167	NM-0316-83	3001522128	108		FEDERAL "CX" #2	EAGLE CREEK PERMO-PEN	0.0	TRANSWESTERN PIPE
-COTTON PETROLEUM CORPORATION			RECEIVED:	05/16/83	JA: OK 4			
8337206	OKA-0124-83	3501521329	107-DP		MARY #1	VERDEN WEST	0.0	UNITED GAS PIPELI
-SANTA FE-ANDOVER OIL CO			RECEIVED:	05/16/83	JA: OK 4			
8337223	OKA 0042-83	3512121017	103		ARMY AMMO #14-1		360.0	ARKANSAS LOUISIAN
-STEPHENS PRODUCTION COMPANY			RECEIVED:	05/16/83	JA: OK 4			
8337180	OKA-0307-83	3502920302	103		EMMA VITOSH #1-28	CENTRAHOMA	150.0	EL PASO NATURAL G

** BUREAU OF INDIAN AFFAIRS, OSAGE AGENCY, PANNUSKA, OK								

-GOLDEN OIL CO			RECEIVED:	05/16/83	JA: OK 8			
8337145		3511300000	103		ADAMS #1 NE/4 25-28-7	DOG CREEK	4.1	PHILLIPS PETROLEU
8337147		3511300000	103		CHAPMAN #1-A NE/4 19-28-8	DOG CREEK	2.7	PHILLIPS PETROLEU
8337148		3511300000	103		CHAPMAN #2-A NE/4 19-28-8	DOG CREEK	2.7	PHILLIPS PETROLEU
8337149		3511300000	103		CHAPMAN #3-A NE/4 19-28-8	DOG CREEK	2.7	PHILLIPS PETROLEU
8337150		3511300000	103		CHAPMAN #4-A NE/4 19-28-8	DOG CREEK	2.7	PHILLIPS PETROLEU
8337151		3511300000	103		CULVER 5-2 SW/4 5-27-10	DOMES POND	2.7	PHILLIPS PETROLEU
8337146		3511300000	103		ROBINSON 18-1 SE/4 18-28-8	DOG CREEK	2.7	PHILLIPS PETROLEU
8337152		3511300000	103		USA #2-B NW/4 1-28-10	DOMES POND	5.5	AJAX OIL & GAS CO
8337153		3511300000	103		USA #3-B NW/4 1-28-10	DOMES POND	5.5	AJAX OIL & GAS CO
8337154		3511300000	103		USA #509 NW/4 1-28-10	DOMES POND	5.5	AJAX OIL & GAS CO

[PR Doc. 83-15934 Filed 6-13-83; 8:45 am]

BILLING CODE 8717-01-C

[Volume 910]

Determinations by Jurisdictional Agencies Under the Natural Gas Policy Act of 1978

Issued: June 8, 1983.

The following notices of determination were received from the indicated jurisdictional agencies by the Federal Energy Regulatory Commission pursuant to the Natural Gas Policy Act of 1978 and 18 CFR 274.104. Negative determinations are indicated by a "D" before the section code. Estimated annual production (PROD) is in million cubic feet (MMCF).

The applications for determination are available for inspection except to the extent such material is confidential

under 18 CFR 275.206, at the Commission's Division of Public Information, Room 1000, 825 North Capitol St., Washington, D.C. Persons objecting to any of these determinations may, in accordance with 18 CFR 275.203 and 275.204, file a protest with the Commission within fifteen days after publication of notice in the Federal Register.

Source data from the Form 121 for this and all previous notices is available on magnetic tape from the National Technical Information Service (NTIS). For information, contact Stuart Weisman (NTIS) at (703) 487-4808, 5285 Port Royal Rd., Springfield, Va. 22161.

Categories within each NGPA section are indicated by the following codes:

Section 102-1: New OCS lease
102-2: New well (2.5 Mile rule)
102-3: New well (1000 Ft rule)
102-4: New onshore reservoir
102-5: New reservoir on old OCS lease

Section 107-DP: 15,000 feet or deeper
107-GB: Geopressured brine
107-CS: Coal Seams
107-DV: Devonian Shale
107-PE: Production enhancement
107-TF: New tight formation
107-RT: Recompletion tight formation

Section 108: Stripper well
108-SA: Seasonally affected
108-ER: Enhanced recovery
108-PB: Pressure buildup

Kenneth F. Plumb,
Secretary.

NOTICE OF DETERMINATIONS

ISSUED JUNE 8, 1983

VOLUME 910

JD NO	JA DKT	API NO	D	SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
***** MICHIGAN DEPARTMENT OF NATURAL RESOURCES *****									
-KEP EXPLORATION INC									
8337418		2110135612		103		RECEIVED: 05/19/83 JA: MI	DEAR LAKE 22 T22M R15	82.0	CONSUMERS POWER C
-SHELL OIL CO				103		LARSEN 1-28			
8337423		2107900000		102-4		RECEIVED: 05/19/83 JA: MI	KALKASKA 16B	174.8	MICHIGAN CONSOLID
8337425		2107900000		102-4		HOLCOMB-STATE KALKASKA 1-16	KALKASKA 16B	122.8	MICHIGAN CONSOLID
8337419		2107900000		102-4		KALKASKA TOWNSITE 1-17B	BLUE LAKE 23	1154.8	MICHIGAN CONSOLID
8337420		2107900000		102-4		RICHMAN-STATE BLUE LAKE 1-23	BOARDMAN 4B	729.0	MICHIGAN CONSOLID
8337424		2107900000		102-4		STATE BOARDMAN 3-4	BOARDMAN 4B	673.7	MICHIGAN CONSOLID
8337422		2107900000		102-4		STATE BOARDMAN 3-8A	KALKASKA 11	164.6	MICHIGAN CONSOLID
8337427		2107900000		102-4		STATE KALKASKA 1-11	UNION 18A	1130.0	MICHIGAN CONSOLID
8337426		2107900000		102-4		STATE UNION 3-18A	PARADISE 8A	839.5	MICHIGAN CONSOLID
8337421		2107900000		102-4		VILLAGE OF KINGSLEY 1-8	KALKASKA 33	485.0	MICHIGAN CONSOLID
				102-4		WICHMANN 4-32			
***** NORTH DAKOTA INDUSTRIAL COMMISSION *****									
-MONSANTO COMPANY									
8337572	706	3301300926		103		RECEIVED: 05/19/83 JA: ND	FLAXTON	16.0	CITIES SERVICE CO
8337573	709	3301300912		103		DOROTHY NELSON #1	FLAXTON	4.0	CITIES SERVICE CO
8337570	706	3301300939		103		EDITH #1	FLAXTON	11.0	CITIES SERVICE CO
8337571	707	3301300944		103		GALVIN #1	FLAXTON	5.4	CITIES SERVICE CO
8337566	702	3301300929		103		GALVIN #2	FLAXTON	8.0	CITIES SERVICE CO
8337568	704	3301300870		103		GWENDOLYN #2	BLACK SLOUGH	2.0	CITIES SERVICE CO
8337567	703	3301300816		103		OAS #1	BLACK SLOUGH	3.0	CITIES SERVICE CO
8337569	705	3301300824		103		PAULSON #1	BLACK SLOUGH	2.0	CITIES SERVICE CO
				103		POOLEY #1			
***** NEW MEXICO DEPARTMENT OF ENERGY & MINERALS *****									
-ALAN J. ANTHELL									
8337583		3002528124		103		RECEIVED: 05/20/83 JA: NM	WEST MADINE DRINKARD	95.0	WARREN PETROLEUM
-AMERADA HESS CORPORATION				103		MONSTRO #1 1-M-6-205-38E			
8337595		3002500000		108		RECEIVED: 05/20/83 JA: NM	EUNICE - MONUMENT	12.0	WARREN PETROLEUM
-AMOCO PRODUCTION CO				103		STATE 'Y' #5	BAUM UPPER PENN	48.9	WARREN PETROLEUM
8337592		3002528009		103		RECEIVED: 05/20/83 JA: NM	DEVIL'S FORK GALLUP	20.0	EL PASO NATURAL G
-GETTY OIL COMPANY				103		STATE DY #1			
8337582		3003922350		103		RECEIVED: 05/20/83 JA: NM	DRINKARD	3.8	EL PASO NATURAL G
-GULF OIL CORPORATION				108		FARMING "E" #4	JUSTIS BLINDBRY	2.2	EL PASO NATURAL G
8337602		3002525545		108		RECEIVED: 05/20/83 JA: NM	DRINKARD	10.0	GETTY OIL CO
8337603		3002511573		108		CENTRAL DRINKARD UNIT #417	UNDESIGNATED (ABO)	109.5	TRANSWESTERN PIPE
-MARATHON OIL COMPANY				108		LEARCY MCBUFFINGTON #12	BLANCO MESAVARDE	0.0	EL PASO NATURAL G
8337594		3002500000		108		RECEIVED: 05/20/83 JA: NM	BASIN DAKOTA	0.0	WESTAR TRANSMISSI
-MCCLELLAN OIL CORPORATION				102-4		L O WARLICK "C" #4			
8337588		3000561826		102-4		RECEIVED: 05/20/83 JA: NM			
-NORTHWEST PIPELINE CORPORATION				108-PB		MCCLELLAN BEAVERS FEE #1			
8337591		3003907472		108-PB		RECEIVED: 05/20/83 JA: NM			
-PIONEER PRODUCTION CORPORATION				108		SAN JUAN 29-5 UNIT 36			
8337593		3004500000		108		RECEIVED: 05/20/83 JA: NM			
				108		FARMINGTON "C" COM #1			

BILLING CODE 8717-01-M

JD NO	JA DKT	API NO	D SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
-S & I OIL CO					RECEIVED: 05/20/83 JA: NM			
8337597		3004500000	103		BARBARA #1	CHA-CHA GALLUP	18.3	INTRASTATE GATHER
8337599		3004500000	103		BOB-BLANCHE #1	CHA-CHA GALLUP	14.5	INTRASTATE GATHER
8337598		3004500000	103		DAVIE #1	MEADOWS-GALLUP	11.1	INTRASTATE GATHER
8337600		3004500000	103		DOROTHY #1	CHA-CHA GALLUP	5.2	INTRASTATE GATHER
8337596		3004500000	103		TFS-EVI #1	CHA-CHA GALLUP	5.9	INTRASTATE GATHER
-SUN EXPLORATION & PRODUCTION CO					RECEIVED: 05/20/83 JA: NM			
8337587		3002500000	108		STATE "A" A/C 1 #1000	LANOLIE-MATTIX	0.1	EL PASO NATURAL G
-WARREN PETR CO A DIV OF GULF OIL CO					RECEIVED: 05/20/83 JA: NM			
8337601		3002506832	108		CENTRAL DRINKARD UNIT #113	DRINKARD	6.0	EL PASO NATURAL G
8337604	10440	3002504932	108		HARRY LEONARD (HCT-C) #5	ARROWHEAD	5.2	EL PASO NATURAL G
8337584		3002506351	108		HARRY LEONARD (HCT-F) #7	TUBB	2.7	EL PASO NATURAL G
8337589		3002526051	108		MARK #11	WANTZ GRANITE WASH	1.9	EL PASO NATURAL G
8337585		3002512162	108		VIVIAN #4	BRUNSON ADO S	7.0	EL PASO NATURAL G
8337590		3002525213	108		VIVIAN #9	WANTZ GRANITE WASH	3.8	EL PASO NATURAL G
8337586		3002506931	108		W T MCCOMACK #2	PENROSE SKELLY	9.8	EL PASO NATURAL G
NEW YORK DEPARTMENT OF ENVIRONMENTAL CONSERVATION								
-BENNETT PETROLEUM CORP					RECEIVED: 05/18/83 JA: NY			
8337430	5073	3112114378	107-TF		FREDERICK HERMAN #1		38.0	COLUMBIA GAS TRAN
8337429	5074	3112114379	107-TF		FSC FARMS INC #1		48.0	COLUMBIA GAS TRAN
8337431	5072	3112114616	107-TF		HEYWARD HUMPHREY #1		43.0	COLUMBIA GAS TRAN
8337435	5082	3112115948	107-TF		LESLIE WRIGHT #1-31-121-15948	UNNAMED	36.5	COLUMBIA GAS TRAN
8337434	5071	3105100000	107-TF		MILO PATRICK & SONS #1 31-031-14380		0.0	COLUMBIA GAS TRAN
8337432	5069	3105115961	107-TF		MILO PATRICK #3 -31-031-15961		0.0	COLUMBIA GAS TRAN
8337435	5068	3112114483	107-TF		ROBERT PATRICK #1		28.0	COLUMBIA GAS TRAN
-PENNZOIL COMPANY					RECEIVED: 05/18/83 JA: NY			
8337428	4514	3100917268	102-4		CHIPMUNK FEE #1	CHIPMUNK	0.0	
OKLAHOMA CORPORATION COMMISSION								
-AN-SUN CORPORATION					RECEIVED: 05/16/83 JA: OK			
8337373	20227	3503920719	102-2		GMARTNEY #1-17	S E HAMMON	54.8	
8337417	24230	3514920311	107-DP		WHAM #1	E BURNS FLAT	115.7	
-ANADARKO PRODUCTION COMPANY					RECEIVED: 05/16/83 JA: OK			
8337358	21670	3513920981	108		BANBELL A-2	POSTLE HUGH GAS AREA	16.8	PAHHANDLE EASTERN
8337357	21669	3513921245	108		BIGGS A-1	GUYPON	3.8	PAHHANDLE EASTERN
8337416	21654	3500721436	108		DAVIS TRUST A-1	GREENOUGH	8.5	PAHHANDLE EASTERN
-ARCO OIL AND GAS COMPANY					RECEIVED: 05/16/83 JA: OK			
8337380	21161	3505121195	103		WIRGIL F DOUGHERTY #2	S E BRADLEY	73.0	TRANSOK PIPE LINE
-ARKOMA PRODUCTION CO					RECEIVED: 05/16/83 JA: OK			
8337414	21624	3507920478	103		GOEBEL #1	PEND	100.0	ARKANSAS LOUISIAN
-ATLAS OIL INC					RECEIVED: 05/16/83 JA: OK			
8337400	19526	3508322020	102-2		TOHTZ 1-29	WEST GUTHRIE FIELD	71.2	EASON OIL CO
8337399	19499	3508322018	102-2		TOHTZ 2-33 LEASE	WEST GUTHRIE	69.4	EASON OIL CO
-B & H OIL PRODUCERS INC					RECEIVED: 05/16/83 JA: OK			
8337370	19564	3508300000	102-2	103	ELLIOTT #1	SOUTH GUTHRIE	4.0	BUCKEYE NATURAL G
8337371	19565	3508321808	102-2	103	ELLIOTT #2	SOUTH GUTHRIE	11.0	BUCKEYE NATURAL G
-BLUE QUAIL ENERGY INC					RECEIVED: 05/16/83 JA: OK			
8337388	21110	3501722349	103		ESTATES #1	NORTH YUKON	324.0	PHILLIPS PETROLEU
-BOBERT OIL CO					RECEIVED: 05/16/83 JA: OK			
8337363	19174	3501120701	108		WISDOM #1-9		19.0	ARKANSAS LOUISIAN
-C E DINSMORE					RECEIVED: 05/16/83 JA: OK			
8337356	21664	3509321294	108		VOORHEES #1	RINGWOOD	8.0	UNION TEXAS PETRO
-CHEYENNE EXPLORATION INC					RECEIVED: 05/16/83 JA: OK			
8337361	21686	3510321617	103		KARCHER #1		0.0	AMINOIL USA INC
-CITIES SERVICE COMPANY					RECEIVED: 05/16/83 JA: OK			
8337354	21660	3508720635	103		SCHONMELD C-1	GOLDEN TREND (BRADLEY	93.0	WARREN PETROLEUM
8337345	21718	3513900000	108		SIMMONS B #3	NW POSTLE	8.3	NORTHERN NATURAL
-CLARK RESOURCES INC					RECEIVED: 05/16/83 JA: OK			
8337366	18764	3509322523	103		HOMESTEAD 15-1	SOONER TREND	80.0	DELHI GAS PIPELIN
-DAMSON OIL CORPORATION					RECEIVED: 05/16/83 JA: OK			
8337398	19485	3505520419	108		WILLIAMS 1-29	MANGUM	3.7	ARKANSAS LOUISIAN
-DAVIS OIL COMPANY					RECEIVED: 05/16/83 JA: OK			
8337404	21648	3501722403	103		ELSIE BROOKS #1	FORT RENO II	0.0	PHILLIPS PETROLEU
8337405	21649	3501722372	103		O U #1	FORT RENO	0.0	PHILLIPS PETROLEU
8337403	21646	3501722267	103		WARD #1-28	BIO EAGLE	0.0	OKLAHOMA GAS & EL
-DECK OIL CO					RECEIVED: 05/16/83 JA: OK			
8337409	20739	3508700000	108		EDWARDS #1	IRE MAYSVILLE	15.8	WARREN PETROLEUM
8337410	20740	3508720396	108		HOLIN #1	HE MAYSVILLE	5.3	WARREN PETROLEUM
-EL PASO NATURAL GAS COMPANY					RECEIVED: 05/16/83 JA: OK			
8337348	21919	3512920577	107-DP		PIERCE #2	REYDON S E MORROW UPP	759.0	EL PASO NATURAL G
-EXXON CORPORATION					RECEIVED: 05/16/83 JA: OK			
8337355	21661	3501121717	103		BEATRICE F PAULSEN #2	SW CANTON	307.0	OKLAHOMA GAS & EL
-F C D OIL CORP					RECEIVED: 05/16/83 JA: OK			
8337407	19942	3504722748	102-4		DEBRA 1-10	KREMLIN	118.6	FARMLAND INDUSTRI
8337408	19944	3504722749	102-4		F W 2-15	NORTH KREMLIN	89.8	FARMLAND INDUSTRI
8337381	21201	3505320939	103		M A 5 1-29	SE POND CREEK	13.9	FARMLAND INDUSTRI
8337382	21202	3505320944	103		REYNOLDS 1-19	SOUTH POND CREEK	43.8	FARMLAND INDUSTRI
-GILL JOHN K					RECEIVED: 05/16/83 JA: OK			
8337402	21325	3511100000	108		WHITAKER #3	BALD HILL	7.0	PHILLIPS PETROLEU
-GREEN OPERATING CO					RECEIVED: 05/16/83 JA: OK			
8337375	21068	3508121805	102-4		ELVINA #11-1	SOUTHWEST MT VERNON	165.0	SUN EXPLORATION &
-HARPER OIL COMPANY					RECEIVED: 05/16/83 JA: OK			
8337349	21724	3504723160	103		TOM HAYES #4	N DRUMMOND	182.0	ARKANSAS LOUISIAN
8337347	21721	3509322596	103		WOOD #2	S AMES	35.0	PHILLIPS PETROLEU
-HEARTLAND EXPLORATION INC					RECEIVED: 05/16/83 JA: OK			
8337377	21198	3510321777	103		BLACK #1-19	SOUTH TONKAWA	55.0	ARCO OIL & GAS CO
-HNG OIL COMPANY					RECEIVED: 05/16/83 JA: OK			
8337374	20310	3512920829	102-2	103	ALLEE #9 #1	REDFORK	110.0	TRANSOK PIPELINE
-HPC INC					RECEIVED: 05/16/83 JA: OK			
8337376	21162	3500700000	103		WATKINS #18-6		10.0	PHILLIPS PETROLEU
-INTERNORTH INC					RECEIVED: 05/16/83 JA: OK			
8337364	19602	3512920766	102-2		LOVETT 4 #1		350.0	NORTHERN NATURAL
-J WALTER DUNCAN JR					RECEIVED: 05/16/83 JA: OK			
8337394	21264	3514920341	107-DP		LORENZ #1-7	S E ELK CITY	474.5	
-JUMAS OIL PART CORP					RECEIVED: 05/16/83 JA: OK			
8337397	19260	3511100000	108		GUNNING #2	HENRYETTA	22.5	PHILLIPS PETROLEU
-MAGANA OIL CO					RECEIVED: 05/16/83 JA: OK			
8337395	19004	3510525806	102-2		BLVTH #1		657.0	A-O SYSTEMS INC
8337396	19009	3510525807	102-2		BLVTH #2		657.0	A-O SYSTEMS INC
-MAGIC CIRCLE ENERGY CORP					RECEIVED: 05/16/83 JA: OK			
8337369	21719	3515121222	103		MC NALLY #1	S E WAYHOKA	45.0	MAGIC CIRCLE GAS

JD NO	JA DKT	API NO	D SEC(1) SEC(2) WELL NAME	FIELD NAME	PROD	PURCHASER
-MARRS BROTHERS OIL CO			RECEIVED: 05/16/83 JA: OK			
8337412	21616	3503700000	103 MABLE DALE #19-A	CUSHING	1.0	PARKS ENERGY INVE
-MOBIL OIL CORP			RECEIVED: 05/16/83 JA: OK			
8337387	20406	3513921656	103 WEEKS #2 (RNO 1088) WELL #3	GUYMON-HUGOTON CHASE	60.0	CITIES SERVICE GA
-NATOMAS NORTH AMERICA INC			RECEIVED: 05/16/83 JA: OK			
8337401	20225	3500920205	102-4 THURMOND #1	SECTION 21 T-12-N R-2	365.0	EL PASO NATURAL G
-PHILLIPS PETROLEUM COMPANY			RECEIVED: 05/16/83 JA: OK			
8337365	19398	3513900000	108 RATZLAFF #1	OKLAHOMA HUGOTON	0.0	PANHANDLE EASTERN
-PHOENIX ENERGY CORP			RECEIVED: 05/16/83 JA: OK			
8337390	21697	3507323542	103 POPE #1 (HOSKINS #3)	SOONER TREND	300.0	PHILLIPS PETROLEU
-PORTS OF CALL OIL CO			RECEIVED: 05/16/83 JA: OK			
8337386	20519	3510920487	102-4 SOUTHERN #7-1	EAST YUKON	300.0	MOBIL OIL CORP
-PROSPECTIVE INVESTMENT & TRADING CO			RECEIVED: 05/16/83 JA: OK			
8337385	21319	3504921089	102-4 103 BAKER #1		500.0	PRODUCERS GAS CO
8337384	21338	3504521048	102-4 103 COLONIAL #1		500.0	PRODUCERS GAS CO
-RICK BUCK			RECEIVED: 05/16/83 JA: OK			
8337368	21674	3501722322	103 BENNETT #1-17	SOONER TREND	37.0	PHILLIPS PETROLEU
8337359	21673	3507321878	108 LANKARD #1-25	SOONER TREND	20.0	CITIES SERVICE GA
-RUSCO PETROLEUM			RECEIVED: 05/16/83 JA: OK			
8337413	21618	3511100000	103 WILSON #1		0.0	PHILLIPS PETROLEU
-SAMSON RESOURCES COMPANY			RECEIVED: 05/16/83 JA: OK			
8337372	19670	3506120514	102-4 103 COX #1-SPIRO	QUINTON	629.6	ARKANSAS LOUISIAN
8337367	19180	3512120904	102-4 103 OLSON #1	QUINTON	177.9	ARKANSAS LOUISIAN
-SHELL OIL CO			RECEIVED: 05/16/83 JA: OK			
8337415	21625	3507300000	108 TAGGART #6	HENNESSEY EAST	11.6	EXXON CORP
-SILVAN SUPPLY CO			RECEIVED: 05/16/83 JA: OK			
8337406	17934	3503700000	108 LEDGERWOOD #3	LEDGERWOOD #3	0.8	ARCO OIL & GAS CO
-TENNECO OIL COMPANY			RECEIVED: 05/16/83 JA: OK			
8337368	21710	3510321809	103 SOUTH LONE ELM CLEVELAND SAND #77	SOUTH LONE ELM	50.0	AMINOIL USA INC
-TEXACO INC			RECEIVED: 05/16/83 JA: OK			
8337383	21323	3513123090	103 I CREEL #8	DOYLE	344.9	TENNESSEE GAS PIP
8337411	21610	3508520681	103 QUINTON LITTLE #3	ENVILLE NW	67.9	CIMARRON TRANSMIS
-TRIGG DRILLING COMPANY INC			RECEIVED: 05/16/83 JA: OK			
8337362	21687	3508720805	103 D M BROOKS #1	WALNUT CREEK	180.0	LONE STAR GAS CO
8337346	21729	3508720821	103 THREE BROOKS #1	WALNUT CREEK	365.0	LONE STAR GAS CO
-TXO PRODUCTION CORP			RECEIVED: 05/16/83 JA: OK			
8337378	21689	3500300000	108 ECK #1	MYNDNA	0.0	OGIE CO & PUBLIC
8337350	21690	3515321103	108 HUFFMAN #2	N W CEDARDALE	14.9	DELHI GAS PIPELIN
8337369	21694	3500700000	108 KERNS #1	N GATE	0.0	CITIES SERVICE GA
8337351	21691	3500721284	108 ROBERTSON "A" #1	MADISON	0.0	DELHI GAS PIPELIN
8337353	21693	3505920250	108 SELLS #2	S E MAY	0.0	DELHI GAS PIPELIN
8337352	21692	3505920563	108 WHITEHEAD #1	S E KIBBY	124.0	DELHI GAS PIPELIN
-WARD PETROLEUM CORP			RECEIVED: 05/16/83 JA: OK			
8337391	21700	3502777961	103 HANLY #1	EAST MOORE	21.0	SUN GAS CO
-WHITMAR EXPLORATION CO			RECEIVED: 05/16/83 JA: OK			
8337379	21124	3505320755	103 KRETCHMAR #1-27	NORTHEAST MEDFORD	0.0	CITIES SERVICE GA
-WILMAR OIL INC			RECEIVED: 05/16/83 JA: OK			
8337392	21703	3508100000	108 BROWN A 1	UNALLOCATED	3.3	WELLSTON NATURAL
8337393	21704	3508100000	108 BROWN B 1	UNALLOCATED	3.9	WELLSTON NATURAL

WEST VIRGINIA DEPARTMENT OF MINES						

-ALLEGHENY LAND & MINERAL COMPANY			RECEIVED: 05/18/83 JA: WV			
8337477		4703300967	108 A-602	EAGLE DISTRICT	0.0	CONSOLIDATED GAS
8337478		4700100800	108 A-609	PLEASANT DISTRICT	0.0	CONSOLIDATED GAS
8337479		4703301014	108 A-637	SARDIS DISTRICT	0.0	CONSOLIDATED GAS
8337480		4703301962	108 A-683	UNION DISTRICT	0.0	CONSOLIDATED GAS
8337481		4709701803	108 A-737	UNION DISTRICT	0.0	CONSOLIDATED GAS
8337482		4708504654	108 A-866	MURPHY DISTRICT	0.0	CONSOLIDATED GAS
8337483		4704102990	108 A-950	COURT HOUSE DISTRICT	0.0	CONSOLIDATED GAS
8337485		4704103017	108 A-965	FREEMANS CREEK DISTRI	0.0	CONSOLIDATED GAS
8337484		4704103013	108 A-975	FREEMANS CREEK DISTRI	0.0	CONSOLIDATED GAS
-ARTEX OIL CO			RECEIVED: 05/18/83 JA: WV			
8337469		4704102004	108 JAMES MULDOOLY #5	FINSTER-ASPINALL	5.0	EQUITABLE GAS CO
8337468		4704102005	108 JAMES MULDOOLY #6	FINSTER-ASPINALL	5.0	EQUITABLE GAS CO
8337467		4704102006	108 JAMES MULDOOLY #7	FINSTER-ASPINALL	5.0	EQUITABLE GAS CO
8337466		4704102011	108 JOHN BRANNON #12	FINSTER-ASPINALL	6.0	EQUITABLE GAS CO
8337446		4702101868	108 SCOTT VANHORN #1	GLENNVILLE SOUTH	10.0	CONSOLIDATED GAS
8337470		4702102709	108 SCOTT VANHORN #3	GLENNVILLE SOUTH	8.0	CONSOLIDATED GAS
-ASHLAND EXPLORATION INC			RECEIVED: 05/19/83 JA: WV			
8337533		4704501079	108 W M RITTER #220-A - 091611	LOGAN-WYOMING	15.0	CONSOLIDATED GAS
-BIGLEY REUSEN & M-BLE			RECEIVED: 05/19/83 JA: WV			
8337562		4703500956	108 A W MILHOAN #1	NEPTUNE	1.3	GAS TRANSPORT INC
-BRAXTON OIL AND GAS CORP			RECEIVED: 05/19/83 JA: WV			
8337532		4704102135	108 WHITE #1	VANDALIA	10.0	EQUITABLE GAS CO
-C L KINGSBURY			RECEIVED: 05/18/83 JA: WV			
8337456		4710500843	108 SCOTT BROTHERS #2	BURNING SPRINGS DISTR	1.0	CABOT CORP
8337457		4710500832	108 SCOTT BROTHERS #3	BURNING SPRINGS DISTR	1.0	CABOT CORP
8337458		4710500758	108 SCOTT BROTHERS #4	BURNING SPRINGS DISTR	1.0	CABOT CORP
8337465		4710500844	108 SCOTT BROTHERS #5	BURNING SPRINGS DISTR	1.0	CABOT CORP
8337454		4710500846	108 SCOTT BROTHERS #7	BURNING SPRINGS DISTR	1.0	CABOT CORP
-COLUMBIA GAS TRANSMISSION CORP			RECEIVED: 05/19/83 JA: WV			
8337542		4700100102	108 A J WOLFE JA ETAL 650584	UNION DISTRICT	4.0	COLUMBIA GAS TRAN
8337544		4704103173	108 CARRIE MAE RICHARDS-650121	UNION DISTRICT	1.0	COLUMBIA GAS TRAN
8337543		4704103172	108 LEO RILEY 650067	UNION DISTRICT	1.0	COLUMBIA GAS TRAN
-CONTINENTAL PETROLEUM CO			RECEIVED: 05/19/83 JA: WV			
8337494		4702102311	108 SHIFLETT (KLOTZ) #1	GLENNVILLE SOUTH	9.0	CONSOLIDATED GAS
-DOMINION OIL & GAS CO			RECEIVED: 05/19/83 JA: WV			
8337550		4700700469	108 BOSLEY #1	SALT LICK	1.0	EQUITABLE GAS CO
8337554		4700700453	108 C E RUCKS #1	SALT LICK	3.0	EQUITABLE GAS CO
8337516		4700700449	108 C R LINGER #1	SALT LICK	14.2	EQUITABLE GAS CO
8337515		4700700451	108 COGAR UNIT #1	SALT LICK	5.7	EQUITABLE GAS CO
8337517		4700700448	108 DEAN UNIT #1	SALT LICK	18.3	EQUITABLE GAS CO
8337546		4700700480	108 F W HAYMOND #1	SALT LICK	2.4	EQUITABLE GAS CO
8337513		4700700459	108 J N BULL #1	SALT LICK	8.9	EQUITABLE GAS CO
8337552		4700700473	108 POST #1	SALT LICK	2.5	EQUITABLE GAS CO
8337551		4700700470	108 SINGLETON "D" #1	SALT LICK	3.5	EQUITABLE GAS CO
8337545		4700701193	108 STONESTREET BRADY #1	SALT LICK		
-DORAN & ASSOCIATES INC			RECEIVED: 05/19/83 JA: WV			
8337527		4703322149	108 EDWARD LEGGETT #1 KL-126	EAGLE DISTRICT	30.0	CARNEGIE NATURAL
-EARL KNOTTS			RECEIVED: 05/19/83 JA: WV			
8337554		4701300318	108 ROY PARSONS #1		0.0	CABOT CORP
8337553		4701301384	108 ROY PARSONS #2		0.0	CABOT CORP
-EASTERN AMERICAN ENERGY CORPORATION			RECEIVED: 05/18/83 JA: WV			
8337440		4704103122	107-DV HAYDEN #1	COURT HOUSE	10.5	COLUMBIA GAS TRAN

JD NO	JA DKT	API NO	D SEC(1)	SEC(2)	WELL NAME	FIELD NAME	PROD	PURCHASER
8337439		4702103854	107-DV		S A HAYS #9	GLENVILLE	78.0	
-FRANCIS E CATI			RECEIVED:	05/19/83	JA: WV			
8337518		4708500752	108		GAMBRILL #10 CONTRACT #3271 #2830	MURPHY DISTRICT	0.0	CONSOLIDATED GAS
8337528		4708500919	108		GAMBRILL #11 CONTRACT #3271 #2830	MURPHY DISTRICT	0.0	CONSOLIDATED GAS
8337529		4708503233	108		GAMBRILL #12 CONTRACT #3271 #2830	MURPHY DISTRICT	0.0	CONSOLIDATED GAS
8337548		4708500449	108		GAMBRILL #3 CONTRACT #3271 #2830	MURPHY DISTRICT	0.0	CONSOLIDATED GAS
8337491		4708500508	108		GAMBRILL #5 CONTRACT #3271 #2830	MURPHY DISTRICT	0.0	CONSOLIDATED GAS
8337492		4708500589	108		GAMBRILL #6 CONTRACT #3271 #2830	MURPHY DISTRICT	0.0	CONSOLIDATED GAS
8337520		4708500725	108		GAMBRILL #8 CONTRACT #3271 #2830	MURPHY DISTRICT	0.0	CONSOLIDATED GAS
8337519		4708500736	108		GAMBRILL #9 CONTRACT #3271 #2830	MURPHY DISTRICT	0.0	CONSOLIDATED GAS
8337530		4708501077	108		WILSON #3 CONTRACT #3271 CODE #2891	MURPHY DISTRICT	0.0	CONSOLIDATED GAS
8337531		4708503259	108		WILSON #7 CONTRACT #3271 CODE #2891	MURPHY DISTRICT	0.0	CONSOLIDATED GAS
8337547		4708500327	108		WILSON #8 CONTRACT #3271 CODE #2891	MURPHY DISTRICT	0.0	CONSOLIDATED GAS
-HARBOR EXPLORATION CO LTD			RECEIVED:	05/18/83	JA: WV			
8337445		4702103914	107-DV		DAVIDSON #3	GLENVILLE NORTH	50.0	
-INDUSTRIAL GAS ASSOCIATES			RECEIVED:	05/19/83	JA: WV			
8337493		4701302887	108		RICHARD BINGHAM #1	LEE DISTRICT	3.4	CABOT CORP
-INTERSTATE DRILLING INC			RECEIVED:	05/18/83	JA: WV			
8337471		4704102941	108		FISHER #1	UNION	9.0	CONSOLIDATED GAS
-JACKSON RIVER OIL CO			RECEIVED:	05/19/83	JA: WV			
8337539		4701301131	108		D W WILSON #4	SYCAMORE CREEK	1.0	CONSOLIDATED GAS
8337540		4701300418	108		MCDONALD #1	SYCAMORE	1.0	CONSOLIDATED GAS
8337556		4701300439	108		MCDONALD #2	SYCAMORE	1.0	CONSOLIDATED GAS
8337557		4701300673	108		MCDONALD #3	SYCAMORE	1.0	CONSOLIDATED GAS
-JAMES F SCOTT			RECEIVED:	05/19/83	JA: WV			
8337536		4703302574	102-4		ISABEL MORGAN S-351	COAL	6.0	CONSOLIDATED GAS
-JAMES W HARMAN JR			RECEIVED:	05/19/83	JA: WV			
8337541		4710900139	108		HARMAN GAS WELL #1	BAILEYSVILLE DISTRICT	12.1	CABOT CORP
-JOHN E LAVELLE			RECEIVED:	05/18/83	JA: WV			
8337475		4710300456	108		BROOKOVER #1	CHURCH	2.8	EQUITABLE GAS CO
8337473		4710300575	108		COSGRAY #2	CHURCH	5.0	CARNEGIE NATURAL
-JOHNSON EXPLORATION CO			RECEIVED:	05/19/83	JA: WV			
8337486		4708505350	108		E V COOKRO #2-M	MURPHY DISTRICT	8.3	CONSOLIDATED GAS
-KEITH CRINFIELD			RECEIVED:	05/19/83	JA: WV			
8337549		4701302491	108		JOHNSON #2	COLE RUN	3.0	COLUMBIA GAS TRAN
8337490		4701300454	108		NICUT GAS CO #1	NICUT	2.0	CONSOLIDATED GAS
8337559		4708701853	108		P S GERNIG #2	NICUT	4.0	CONSOLIDATED GAS
-L & M OIL & GAS INC			RECEIVED:	05/18/83	JA: WV			
8337476		4710300460	108		MAPLE #3	CHURCH	0.5	PENNZPILO CO
8337474		4710300119	108		OLIVER #1	CHURCH	1.0	COLUMBIA GAS TRAN
8337472		4710300005	108		S S MAIN #1	CHURCH	4.0	COLUMBIA GAS TRAN
-L & M PETROLEUM INC			RECEIVED:	05/18/83	JA: WV			
8337443		4707301367	107-DV		ARLINGTON SHUTTL #2	CENTERVILLE	10.0	COLUMBIA GAS TRAN
8337444		4707321358	107-DV		CHARLES LARUE #2	CENTERVILLE	10.0	COLUMBIA GAS TRAN
8337441		4707320950	107-DV		HIRAM CARPENTER #1	CENTERVILLE	10.0	COLUMBIA GAS TRAN
8337442		4707301375	107-DV		HIRAM HALL #4	CENTERVILLE	10.0	COLUMBIA GAS TRAN
-LELAND PETROLEUM PRODUCTION INC			RECEIVED:	05/19/83	JA: WV			
8337537		4701501628	108		MARY BROWN #2	PLEASANT DISTRICT	2.4	CABOT CORP
-LURAY LAND INC			RECEIVED:	05/19/83	JA: WV			
8337553		4704700583	108		CHEMICAL BANK & TRUST #1	BIG CREEK	6.4	CABOT CORP
8337554		4704700589	108		CHEMICAL BANK & TRUST #2	BIG CREEK	6.4	CABOT CORP
8337555		4704700590	108		CHEMICAL BANK & TRUST #3	BIG CREEK	6.4	CABOT CORP
-MARTIN STANLEY			RECEIVED:	05/19/83	JA: WV			
8337565		4701302100	108		T F ROBERTS #1	SHERMAN DISTRICT	0.0	CABOT CORP
-MARY E RAMSEY			RECEIVED:	05/19/83	JA: WV			
8337561		4706700018	108		C D BACKAS #1	JEFFERSON DISTRICT	12.4	CABOT CORP
-MORRIS & CONNER			RECEIVED:	05/19/83	JA: WV			
8337563		4710700010	108		W H BICKLE #1	W H BICKLE FARM	0.0	CONSOLIDATED GAS
-W G & K E BUSCH DBA RICHTER OIL CO			RECEIVED:	05/19/83	JA: WV			
8337564		4701303135	108		HAUGHT & COOPER #1	SHERIDAN DISTRICT	1.0	CONSOLIDATED GAS
-NORMES INDUSTRIES INC			RECEIVED:	05/19/83	JA: WV			
8337489		4701303318	108		M C CARPENTER #4	MINNORA GAS	2.0	CONSOLIDATED GAS
8337522		4701303327	108		M C CARPENTER #5	MINNORA GAS	2.0	CONSOLIDATED GAS
8337521		4701303328	108		M C CARPENTER #6	MINNORA GAS	2.0	CONSOLIDATED GAS
-PATTY R RICHNER			RECEIVED:	05/19/83	JA: WV			
8337538		4710900844	108		BUZZO #1	BEAR HOLE	12.0	ROARING FORK GAS
-PETRO UNITED LTD			RECEIVED:	05/19/83	JA: WV			
8337558		4700100796	108		PAUL RUCKMAN #1 PUL NO 9601		16.8	CONSOLIDATED GAS
-PETRO-LEWIS CORPORATION			RECEIVED:	05/19/83	JA: WV			
8337524		4709700925	108		J R BENNETT #2	UNION DISTRICT	3.1	PARTNERSHIP PROPE
8337507		4700100507	108		MARTIN #2	ELK DISTRICT	6.6	PARTNERSHIP PROPE
8337506		4700100508	108		MARTIN #3	ELK DISTRICT	6.6	PARTNERSHIP PROPE
8337523		4709700996	108		PORTER BRINKLEY #1	UNION DISTRICT	5.9	PARTNERSHIP PROPE
8337503		4703320640	108		TKE EWING #1	BUSHY FORK	0.8	PARTNERSHIP PROPE
8337526		4703320641	108		TKE EWING #2	BUSHY FORK	1.8	PARTNERSHIP PROPE
8337525		4700100579	108		TKE GOSS #1	UNION DISTRICT	2.5	PARTNERSHIP PROPE
8337504		4709721222	108		WEST #1 GLADYS	NEBO	3.7	PARTNERSHIP PROPE
8337505		4709721223	108		WEST #2 GLADYS	NEBO	7.0	PARTNERSHIP PROPE
-PETROLEUM DEVELOPMENT CORP			RECEIVED:	05/18/83	JA: WV			
8337448		4700100284	108		CRISS & WOLFE #2	ELK CREEK	66.6	CONSOLIDATED GAS
8337447		4700100962	108		R CORDER #1	CLEMTOWN	33.8	CONSOLIDATED GAS
-PETROLEUM RESOURCES INC			RECEIVED:	05/19/83	JA: WV			
8337487		4704103102	108		CLARENCE FINSTER #1A		10.0	CONSOLIDATED GAS
8337488		4702103815	108		H W WELCH #1A		10.0	CONSOLIDATED GAS
-ROSS-WHARTON GAS CO			RECEIVED:	05/18/83	JA: WV			
8337463		4709700563	108		GARLAND WEST #1	BUCKHANNON	6.0	COLUMBIA GAS TRAN
8337462		4705700636	108		R R COLERIDER #2	WARREN	2.0	CONSOLIDATED GAS
-SENECA-UPSHUR PETROLEUM CO			RECEIVED:	05/19/83	JA: WV			
8337497		4709702236	108		J M HUBER #70	WASHINGTON	35.0	EQUITABLE GAS CO
8337496		4705702248	108		J M HUBER #71	WASHINGTON	35.0	EQUITABLE GAS CO
8337498		4705900948	108		P-213	STAFFORD	35.0	CONSOLIDATED GAS
8337499		4705900949	108		P-251	STAFFORD	35.0	CONSOLIDATED GAS
8337501		4704700823	108		P-236	ADKIN	35.0	CONSOLIDATED GAS
8337502		4704700824	108		P-262	ADKIN	35.0	CONSOLIDATED GAS
8337500		4704700825	108		P-264	ADKIN	35.0	CONSOLIDATED GAS
8337512		4704700839	108		P-265	ADKIN	35.0	CONSOLIDATED GAS
-SOD OIL & GAS			RECEIVED:	05/18/83	JA: WV			
8337453		4704301540	108		PAULEY STOWERS #1	DUVAL DISTRICT	1.0	ROARING FORK GAS
8337461		4704301541	108		PAULEY STOWERS #2	DUVAL DISTRICT	1.0	ROARING FORK GAS
8337459		4704301573	108		PAULEY STOWERS #4	DUVAL DISTRICT	1.2	ROARING FORK GAS
8337460		4704301572	108		PAULEY-STOWERS #3	DUVAL DISTRICT	1.2	ROARING FORK GAS
-SOUTHEASTERN GAS COMPANY			RECEIVED:	05/19/83	JA: WV			
8337560		4701501769	108		B M SAMPLES #A-21	UNION	1.9	CONSOLIDATED GAS
-STERLING DRILLING AND PROD CO INC			RECEIVED:	05/18/83	JA: WV			

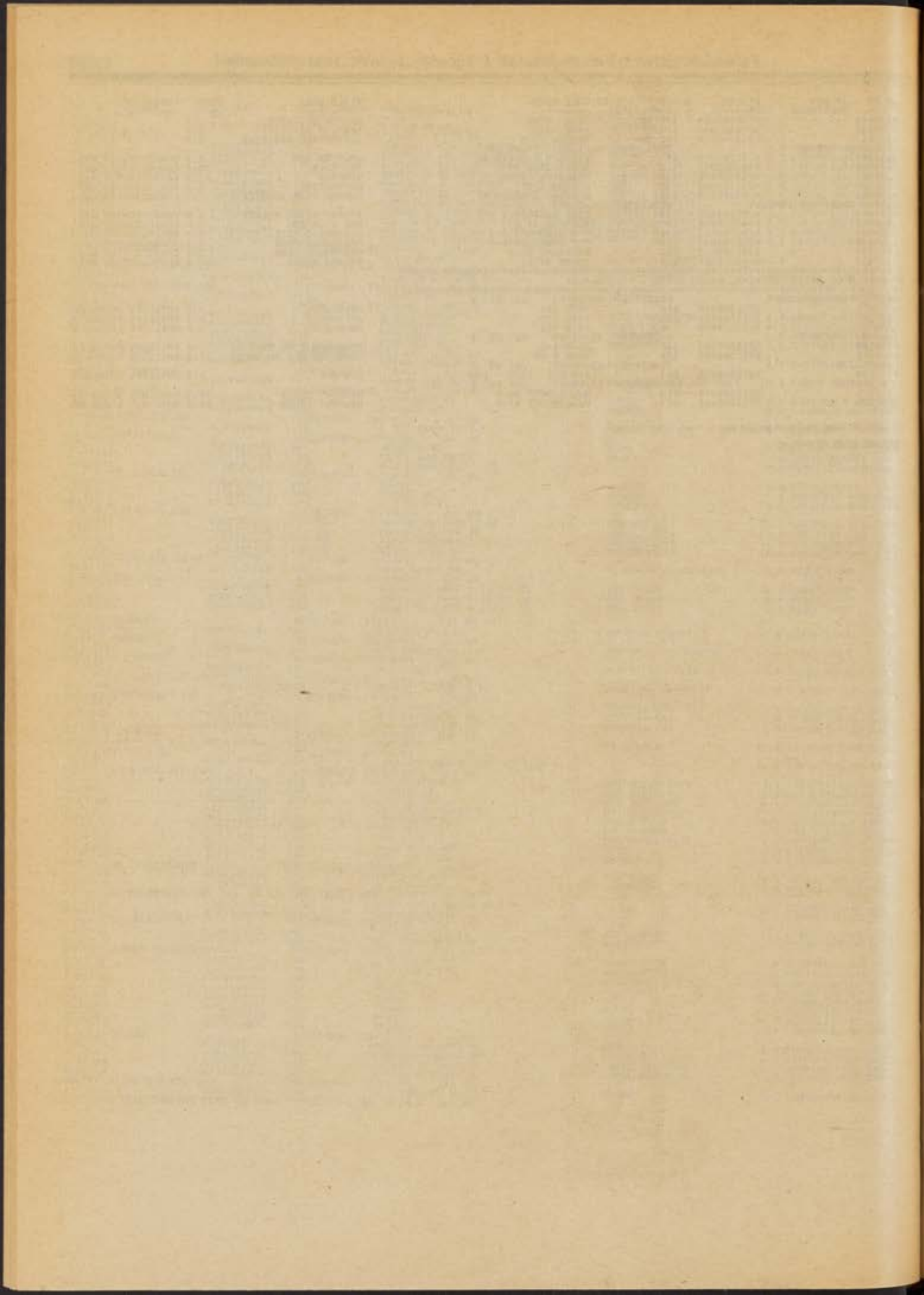
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8337436		4708703464	107-DV		JONES #552	WALTON DISTRICT	2.5	
8337438		4708703495	107-DV		LOWE #573	SPENCER DISTRICT	5.7	
8337437		4708703516	107-DV		TAYLOR #599	SMITHFIELD DISTRICT	5.7	
-STONEMALL GAS CO								
8337509		4701702594	108		RECEIVED: 05/18/83 JA: WV			
8337508		4703302245	108		BERNICE L DAVIS #1	WOLFPEH RUN	0.0	CONSOLIDATED GAS
8337511	1	4703302446	108		O WILLIAMS #1	TEN MILE	18.0	CONSOLIDATED GAS
8337495		4701702852	108		NUZUM #2 29-SH	TENMILE	15.0	CONSOLIDATED GAS
8337510		4703302413	108		ORRAHOOD #1	GREENBRIER	7.7	CONSOLIDATED GAS
-UNITED OPERATING COMPANY								
8337449		4700101326	108		RECEIVED: 05/18/83 JA: WV	COBURN FORK TENMILE D	7.7	CONSOLIDATED GAS
8337464		4701702648	108		DARL HEATHERLY 1-A	TYGART RIVER VALLEY	0.0	CONSOLIDATED GAS
8337450		4701702651	108		DOUGLAS #1-A	RED LICK RUN	0.0	CONSOLIDATED GAS
8337451		4701702649	108		F F RANDOLPH 2-A	MEATHOUSE FORK	5.0	CONSOLIDATED GAS
8337452		4701702652	108		F F RANDOLPH 3-A	MEATHOUSE FORK	5.0	CONSOLIDATED GAS
8337455		4700101321	108		RANDOLPH #3-A	MEATHOUSE FORK	5.0	CONSOLIDATED GAS

BUREAU OF INDIAN AFFAIRS, OSAGE AGENCY, PANHUSKA, OK								

-CLASS PETROLEUM CORP								
8337576		3511300000	108		RECEIVED: 05/20/83 JA: OK 8	MELOGONEY	2.8	PHILLIPS PETROLEUM
8337577		3511300000	108		TATE #11	MELOGONEY	2.8	PHILLIPS PETROLEUM
8337578		3511300000	108		TATE #15	MELOGONEY	2.8	PHILLIPS PETROLEUM
-SOGGAN STEPHEN F								
8337580		3511300000	108		RECEIVED: 05/20/83 JA: OK 8	EDGEWOOD C NW SEC5 21	2.8	PHILLIPS PETROLEUM
8337581		3511300000	108		ZIMM 1-G	EDGEWOOD W/2 SW NW SE	16.8	PHILLIPS PETROLEUM
-HALLER J P								
8337579		3511300000	103		RECEIVED: 05/20/83 JA: OK 8	BIG ELK	0.0	PHILLIPS PETROLEUM
-J M GRAVES								
8337574		3511300000	103		RECEIVED: 05/20/83 JA: OK 8	HICKORY CREEK	18.0	AJAX OIL & GAS CO
8337575		3511300000	103		MULLENDRE #5-B	HICKORY CREEK	10.0	AJAX OIL & GAS CO
			103		MULLENDRE #7-B			

[PR Doc. 83-18605 Filed 6-13-83; 8:45 am]

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Registered Federal Register

Tuesday
June 14, 1983

Part V

Department of Health and Human Services

Food and Drug Administration

Drugs Composed Wholly or Partly of
Insulin; Advance Notice of Proposed
Rulemaking; Extension of Comment
Period

1000
June 24, 1963

Part V

Department of
Health and Human
Services

Food and Drug Administration

Office of Research and
Development, Division of
Food and Drug Administration
Washington, D.C. 20201

**DEPARTMENT OF HEALTH AND
HUMAN SERVICES****Food and Drug Administration****21 CFR Parts 201 and 429**

[Docket No. 83N-0023]

**Drugs Composed Wholly or Partly of
Insulin; Advance Notice of Proposed
Rulemaking; Extension of Comment
Period**

AGENCY: Food and Drug Administration.

ACTION: Advance notice of proposed rulemaking; extension of comment period.

SUMMARY: The Food and Drug Administration (FDA) is extending to July 15, 1983, the comment period on its advance notice of proposed rulemaking for drugs composed wholly or partly of insulin. This action is in response to a request to extend the comment period.

DATE: Comments by July 15, 1983.

ADDRESS: Comments to the Dockets Management Branch (HFA-305), Food and Drug Administration, Rm. 4-62, 5600 Fishers Lane, Rockville, MD 20857.

FOR FURTHER INFORMATION CONTACT:

Robert D. Bradley, National Center for Drugs and Biologics (HFN-8), Food and Drug Administration, 5600 Fishers Lane, Rockville, MD 20857, 301-443-3650.

SUPPLEMENTARY INFORMATION: In the Federal Register of April 19, 1983 (48 FR 16704), FDA published an advanced notice of proposed rulemaking announcing the agency's intention to review its existing regulations on insulin. The advance notice gives interested individuals and organizations an opportunity to submit their comments (1) for revising the regulations, and (2) on several specific issues concerning the packaging and labeling of insulin products as set forth in the advance notice of proposed rulemaking. Interested persons were given to June 20, 1983, to submit comments.

In response to the advance notice of proposed rulemaking, counsel for Nordisk-USA has requested that the comment period be extended to July 15, 1983. Reasons for requesting the extension are that in addition to FDA's soliciting general comments, there are 15 separate and distinct subjects on which FDA solicits comments, some of which are complex and therefore require a

significant amount of time for review and preparation of useful comments. FDA has considered this request and believes it is in the public interest to grant the extension. Further, the agency has determined that its schedule for preparing a proposed regulation will permit a general extension of the comment period to July 15, 1983, as requested.

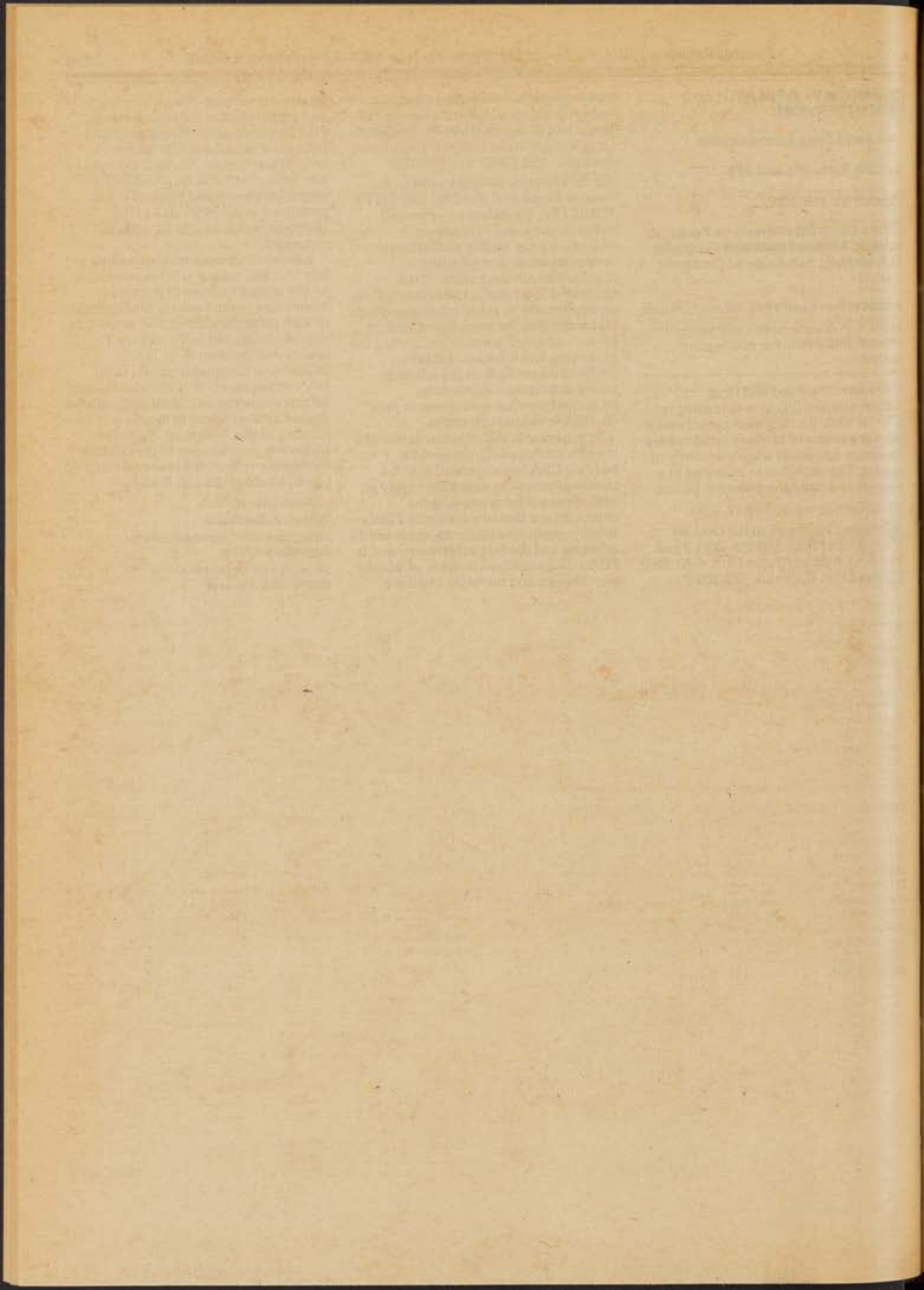
Interested persons may, on or before July 15, 1983, submit written comments on the advance notice of proposed rulemaking to the Dockets Management Branch (address above). The comments will be considered in the agency's review and revision of its insulin regulations. Comments should be in two copies (except that individuals may submit single copies), identified with the docket number found in brackets in the heading of this document. Received comments may be seen in the Dockets Management Branch between 9 a.m. and 4 p.m., Monday through Friday.

Dated: June 10, 1983.

William F. Randolph,
*Acting Associate Commissioner for
Regulatory Affairs.*

[FR Doc. 83-18128 Filed 6-13-83; 11:41 am]

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Tuesday, June 14, 1983

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648.....	26843
661.....	26653
674.....	24751
675.....	25238

AGENCY PUBLICATION ON ASSIGNED DAYS OF THE WEEK

The following agencies have agreed to publish all documents on two assigned days of the week (Monday/Thursday or Tuesday/Friday).

This is a voluntary program. (See OFR NOTICE 41 FR 32914, August 6, 1976.) Documents normally scheduled for publication

on a day that will be a Federal holiday will be published the next work day following the holiday.

Monday	Tuesday	Wednesday	Thursday	Friday
DOT/SECRETARY	USDA/ASCS		DOT/SECRETARY	USDA/ASCS
DOT/COAST GUARD	USDA/FNS		DOT/COAST GUARD	USDA/FNS
DOT/FAA	USDA/REA		DOT/FAA	USDA/REA
DOT/FHWA	USDA/SCS		DOT/FHWA	USDA/SCS
DOT/FRA	MSPB/OPM		DOT/FRA	MSPB/OPM
DOT/MA	LABOR		DOT/MA	LABOR
DOT/NHTSA	HHS/FDA		DOT/NHTSA	HHS/FDA
DOT/RSPA			DOT/RSPA	
DOT/SLSDC			DOT/SLSDC	
DOT/UMTA			DOT/UMTA	

Note: The Office of the Federal Register proposes to terminate the formal program of agency publication on assigned days of the week. See 48 FR 19283, April 28, 1983.

List of Public Laws

Note: No public bills which have become law were received by the Office of the Federal Register for inclusion in today's List of Public Laws.

Last Listing June 9, 1983

Code of Federal Regulations

Revised to 10-1-70

THE FEDERAL REGISTER
PUBLISHED WEEKLY
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GPO : 1970-0-250-000

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The image shows three loose-leaf binders of the Code of Federal Regulations, Volume 7, Agriculture. The binders are stacked, with the top one clearly visible. The cover of the top binder is dark with the title "code of federal regulations" in large, bold, white letters. Below the title, "Volume 7" and "Agriculture" are printed. A small circular logo is visible in the bottom right corner of the cover. The binders are made of a dark, textured material, likely cloth or heavy paper.

Code of Federal Regulations

Revised as of April 1, 1983

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_____	Title 21—Food and Drugs (Parts 100 to 169) (Stock No. 022-003-95153-9)	6.50	_____
_____	Title 21—Food and Drugs (Parts 600 to 799) (Stock No. 002-003-95158-0)	5.00	_____
		Total Order	\$ _____

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