

filed with the Commission, and a copy shall be served concurrently upon applicant's representative, or applicant if no representative is named. If the protest includes a request for oral hearing, such requests shall meet the requirements of section 247(d)(4) of the special rules, and shall include the certification required therein.

Section 247(f) further provides, in part, that an applicant who does not intend timely to prosecute its application shall promptly request dismissal thereof, and that failure to prosecute an application under procedures ordered by the Commission will result in dismissal of the application.

Further processing steps will be by Commission order which will be served on each party of record. Broadening amendments will not be accepted after the date of this publication except for good cause shown, and restrictive amendments will not be entertained following publication in the FEDERAL REGISTER of a notice that the proceeding has been assigned for oral hearing.

Each applicant states that there will be no significant effect on the quality of the human environment resulting from approval of its application.

No. MC 113855 (Sub-No. 399), filed January 11, 1978. Applicant: INTERNATIONAL TRANSPORT, INC., 2450 Marion Road SE., Rochester, Minn. 55901. Applicant's representative: Thomas J. Van Osdel, 502 First National Bank Bldg., Fargo, N. Dak. 58102. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, in interstate or foreign commerce, transporting: (1) *Construction equipment* from Honeoye, N.Y. and Brunswick, Ga., to points in the United States (including Alaska but excluding Hawaii), and (2) *equipment, materials and supplies* used or useful in the manufacture and distribution of the commodities in (1) above, from points in the United States (including Alaska but excluding Hawaii), to Honeoye, N.Y. and Brunswick, Ga. Restricted to traffic originating at or destined to the plantsites and warehouse facilities of Stone Construction Equipment, Inc., located at or near Honeoye, N.Y. and Brunswick, Ga.

NOTE.—Common control may be involved.

Hearing: February 2, 1978 at the Office of the Interstate Commerce Commission, Washington, D.C.

By the Commission.

H. G. HOMME, Jr.,  
Acting Secretary.

[FR Doc. 78-2270 Filed 1-25-78; 8:45 am]

### [7035-01]

[Volume No. 54]

#### MOTOR CARRIER, WATER CARRIER AND FREIGHT FORWARDER OPERATING RIGHTS APPLICATIONS

JANUARY 18, 1978.

The following applications are governed by Special Rule 247 of the Commission's General Rules of Practice (49 CFR §1100.247). These rules provide, among other things, that a protest to the granting of an application must be filed with the Commission within 30 days after the date of notice of filing of the application is published in the FEDERAL REGISTER. Failure to seasonably file a protest will be construed as a waiver of opposition and participation in the proceeding. A protest under these rules should comply with section 247(d)(3) of the rules of practice which requires that it set forth specifically the grounds upon which it is made, contain a detailed statement of protestant's interest in the proceeding (including a copy of the specific portions of its authority which protestant believes to be in conflict with that sought in the application, and describing in detail the method—whether by joinder, interline, or other means—by which protestant would use such authority to provide all or part of the service proposed), and shall specify with particularity the facts, matters, and things relied upon, but shall not include issues or allegations phrased generally. Protests not in reasonable compliance with the requirements of the rules may be rejected. The original and one copy of the protest shall be filed with the Commission, and a copy shall be served concurrently upon applicant's representative, or applicant if no representative is named. If the protest includes a request for oral hearing, such requests shall meet the requirements of section 247(d)(4) of the special rules, and shall include the certification required therein.

Section 247(f) further provides, in part, that an applicant who does not intend timely to prosecute its application shall promptly request dismissal thereof, and that failure to prosecute an application under procedures ordered by the Commission will result in dismissal of the application.

Further processing steps will be by Commission order which will be served on each party of record. Broadening amendments will not be accepted after the date of this publication except for good cause shown, and restrictive amendments will not be entertained following publication in the FEDERAL REGISTER of a notice that the proceeding has been assigned for oral hearing.

Each applicant states that there will be no significant effect on the quality of the human environment resulting from approval of its application.

No. MC 30237 (Sub-No. 35), filed November 29, 1977. Applicant: YEATTS TRANSFER CO., a corporation, P.O. Box 666, Altavista, Va., 24517. Applicant's representative: Eston H. Alt, P.O. Box 666, Altavista, Va., 24517. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *New furniture*, from Worcester County, Mass., and points in Vermont, to points in Arkansas, Delaware, Kentucky, Louisiana, Maryland, Mississippi, North Carolina, South Carolina, Tennessee, Virginia, West Virginia and the District of Columbia.

NOTE.—If a hearing is deemed necessary applicant requests that it be held at Boston, Mass., or Washington, D.C.

No. MC 42261 (Sub-No. 131), filed November 4, 1977. Applicant: LANGER TRANSPORT CORP., Box 305, Jersey City, N.J. 07303. Applicant's representative: W. C. Mitchell, 370 Lexington Avenue, New York, N.Y. 10017. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting *Liquid wax*, in bulk, in tank vehicles, from Catlettsburg, Ky., to points in Connecticut, Delaware, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York, Pennsylvania, Rhode Island, Vermont and the District of Columbia.

NOTE.—If a hearing is deemed necessary the applicant requests it be held at New York, N.Y.

No. MC 52709 (Sub-No. 344), filed November 22, 1977. Applicant: RINGSBY TRUCK LINES, INC., P.O. Box 7240, 3980 Quebec Street, Denver, Colo. 80207. Applicant's representative: Robert P. Tyler, P.O. Box 7240, 3980 Quebec Street, Denver, Colo. 80207. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting *Insulating material*, from Fruita, Colo. to points in Illinois, Indiana, Iowa, Kansas, Michigan, Minnesota, Missouri, Montana, Nebraska, North Dakota, Ohio, South Dakota, Wisconsin and Wyoming.

NOTE.—If a hearing is deemed necessary applicant requests that it be held at San Francisco, Calif. or Denver, Colo. Common control may be involved.

No. MC 52781 (Sub-No. 5), filed November 28, 1977. Applicant: OVERCASH TRANSFER, INC., P.O. Box 3117, C.R.S., 21 By-Pass, Rock Hill, S.C. 29730. Applicant's representative: Edward G. Villalon, 1032 Pennsylvania Building, Pennsylvania Avenue and 13th Street NW., Washington, D.C. 20004. Authority sought to operate in interstate or foreign commerce, over irregular routes, as a contract carrier, in the transportation of (a) *Fabricated pipe, tubing, fittings, and (b) materials equipment and supplies* used in the



manufacture, erection and maintenance of the above named commodities, between the plantsite and facilities of I.T.T. Grinnell Industrial Piping, Inc., at or near Kernersville, N.C. on the one hand, and, on the other, points in the United States, (except Alaska and Hawaii, under a continuing contract with I.T.T. Grinnell Industrial Piping, Inc.

NOTE.—If a hearing is deemed necessary the applicant does not specify a location.

No. MC 57622 (Sub-No. 3), filed November 28, 1977. Applicant: LEE-LANAU MOTOR FREIGHT, INC., 3868 Rennie School Road, Traverse City, Mich. 49684. Applicant's representative: Karl L. Gotting, 1200 Bank of Lansing Building, Lansing, Mich. 48933. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), (1) between Traverse City, Mich., and Grawn, Mich., from Traverse City via U.S. 31 to Grawn and from Grawn to Traverse City via County Road 633, serving all intermediate points; (2) between Traverse City, Mich., and Leland, Mich., from Traverse City over Michigan Highway 22 north to Northport, Mich., thence over County Road 629 to Northport Point, Mich., and return to Michigan Highway 22, thence south over Michigan Highway 22 to Leland; and from Leland south over Michigan Highway 22 to junction Michigan Highway 204, thence east over Michigan Highway 204 to Michigan Highway 22, thence south over Michigan Highway 22 to Traverse City, serving all intermediate points.

NOTE.—If a hearing is deemed necessary, the applicant requests that it be held at either Lansing or Grand Rapids, Mich.

No. MC 61592 (Sub-No. 409), filed November 22, 1977. Applicant: JENKINS TRUCK LINE, INC., P.O. Box 697, Jeffersonville, Ind. 47130. Applicant's representative: E. A. DeVine, 101 First Avenue, P.O. Box 737, Moline, Ill. 61265. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Yard tractors*, between Lyons, Ill., on the one hand, and on the other, points in the United States, including Alaska but excluding Hawaii.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests that it be held in Chicago, Ill., and be consolidated with other similar applications.

No. MC 74321 (Sub-No. 139), filed December 23, 1977. Applicant: B. F. WALKER, INC., P.O. Box 17-B, Denver, Colo. 80217. Applicant's repre-

sentative: Richard P. Kissinger, Steele Park, Suite 330, 50 South Steele Street, Denver, Colo. 80209. Authority is sought to operate as a *common carrier* by motor vehicle over irregular routes in the transportation of: *Iron and steel articles*, (1) between El Paso, Tex., on the one hand, and, on the other, points in Arizona, California, Colorado, New Mexico, Nevada, Oregon, Idaho, Montana, Washington, Wyoming, Utah, Nebraska, and Texas; and (2) between Fort Worth and Dallas, Tex., on the one hand, and, on the other, points in Arizona, Arkansas, Colorado, Kansas, Louisiana, Mississippi, Missouri, Nebraska, New Mexico, Oklahoma, Illinois and Texas.

NOTE.—Common control may be involved. Hearing: February 15, 1978 (3 days), at 9:30 a.m. local time, in Room 5A15-17, Federal Building, 1100 Commerce Street, Dallas, Tex., before Administrative Law Judge Wallace H. Nations.

No. MC 95876 (Sub-No. 220), filed November 7, 1977. Applicant: ANDERSON TRUCKING SERVICE, INC., 203 Cooper Avenue, North, St. Cloud, Minn. 56301. Applicant's representative: Robert D. Gisvold, 1000 First National Bank Bldg., Minneapolis, Minn. 55402. Authority sought to operate as a *common carrier*, over irregular routes, transporting: *Fiberboard, pulpboard and strawboard*, from Coldwater, Mich., to points in the United States (except Alaska and Hawaii); and *equipment, materials and supplies* used in the manufacture of fiberboard, pulpboard and strawboard, from points in the United States (except Alaska and Hawaii) to Coldwater, Mich.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Detroit, Mich.

No. MC 106398 (Sub-No. 790), filed November 28, 1977. Applicant: NATIONAL TRAILER CONVOY, INC., 525 South Main, Tulsa, Okla. 74103. Applicant's representative: Irvin Tull, 525 South Main, Tulsa, Okla. 74103. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Composition board* from Otsego, Mich., to points in the United States (except Alaska and Hawaii).

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Chicago, Ill. Common control may be involved.

No. MC 106603 (Sub-No. 165), filed November 28, 1977. Applicant: DIRECT TRANSIT LINES, INC., 200 Colrain St., SW., Grand Rapids, Mich. 49508. Applicant's representative: Martin J. Leavitt, P.O. Box 400, Northville, Mich. 48167. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Composition board* from Coldwater, Mich. to points

in Delaware, Illinois, Indiana, Iowa, Kansas, Kentucky, Maryland, Minnesota, Mississippi, Missouri, Nebraska, New Jersey, New York, Ohio, Pennsylvania, Tennessee, Virginia, West Virginia, and Wisconsin. (2) *Equipment, materials, and supplies* from points in Delaware, Illinois, Indiana, Iowa, Kansas, Kentucky, Maryland, Minnesota, Mississippi, Missouri, Nebraska, New Jersey, New York, Ohio, Pennsylvania, Tennessee, Virginia, West Virginia, and Wisconsin to Coldwater, Michigan.

NOTE.—If a hearing is deemed necessary, applicant requests that it be held at Chicago, Ill. or Washington, D.C. Common control may be involved. Applicant holds motor contract carrier permit in MC 46240, and other subs, therefore dual operations may be involved.

No. MC 107002 (Sub-No. 522), filed November 8, 1977. Applicant: MILLER TRANSPORTERS, INC., P.O. Box 1123, Jackson, Miss. 39205. Applicant's representative: John J. Borth, P.O. Box 8573, Battlefield Station, Jackson, Miss. 39204. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Vegetable oil and products thereof*, in bulk, in tank vehicles, (1) from the facilities of Cargill, Inc. at or near Gainesville, Ga., to points in the United States in and east of Minnesota, Iowa, Nebraska, Kansas, Oklahoma, and Texas, and (2) from points in Alabama, Arkansas, Delaware, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maryland, Minnesota, Mississippi, Missouri, Nebraska, North Carolina, Ohio, Oklahoma, South Carolina, Tennessee, Texas, and Virginia to the facilities of Cargill, Inc. at or near Gainesville, Ga.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Atlanta, Ga.

No. MC 107295 (Sub-No. 868), filed November 28, 1977. Applicant: PREFAB TRANSIT CO., a corporation, P.O. Box 146, Farmer City, Ill. 61842. Applicant's representative: Mack Stephenson, 42 Fox Mill Lane, Springfield, Ill. 62707. Authority sought to operate as a *common carrier*, by motor vehicle over irregular routes, transporting: (1) *Lumber and lumber products*, from the plantsite and warehouses facilities of Southwest Forest Industries (or its subsidiaries), located at or near Flagstaff, McNary and Eagar, Arizona, and South Fork, Colo., to points in New Mexico, Oklahoma, Missouri and Arkansas; (2) *treated and nontreated poles, posts and pilings*, from the plantsite and warehouse facilities of Southwest Forest Industries at Prescott, Ariz., to points in New Mexico, Texas, Oklahoma, Missouri and Arkansas; and (3) *molding*, from the plantsite and warehouse facilities of Southwest Forest Industries at McNary, Ariz., to points in Arkansas,



Illinois, Indiana, Missouri, New Mexico, Oklahoma, Texas, and Wisconsin.

NOTE.—If a hearing is deemed necessary, applicant requests that it be held in Phoenix, Ariz.

No. MC 112304 (Sub-No. 123), Filed November 28, 1977. Applicant: ACE DORAN HAULING & RIGGING CO., a corporation, 1601 Blue Rock Street, Cincinnati, Ohio 45223. Applicant's representative: John D. Herbert (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Vehicle lifts, and accessories, attachments and parts thereof*, from the plantsite of Dover Corp./Rotary Lift Division, Madison, Ind., to points in the United States including Alaska, but excluding Hawaii; and (2) *Equipment, materials and supplies* used in the manufacture of the commodities in (1) above, from points in the United States including Alaska, but excluding Hawaii, to the plantsite named above.

NOTE.—If a hearing is deemed necessary applicant requests it be held at Washington, D.C. or Cincinnati, Ohio. Common control may be involved.

No. MC 113651 (Sub-No. 240), filed November 7, 1977. Applicant: INDIANA REFRIGERATOR LINES, INC., P.O. Box 552, Muncie, Ind. 47305. Applicant's representative: George E. Batty, P.O. Box 552, Muncie, Ind. 47305. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *fresh and frozen inedible meats* (except commodities in bulk) from Frankfort and Shelbyville, Ind. to points in Illinois, Iowa, Kansas, Missouri, Nebraska, Ohio, Pennsylvania, and Wisconsin. Restriction: Restricted to traffic originating at the plantsite and storage facilities of Bausback Fertilizer Co. located at or near the named origins.

NOTE.—If a hearing is deemed necessary applicant requests it be held at Indianapolis, Ind., or Chicago, Ill.

No. MC 114045 (Sub-No. 483), filed November 7, 1977. Applicant: TRANS-COLD EXPRESS, INC., P.O. Box 61228, Dallas-Fort Worth Airport, Tex. 75261. Applicant's representative: J. B. Stuart, (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Confectionery*, in vehicles equipped with mechanical refrigeration, from Reno, Nev., to points in Arizona, restricted to the transportation of shipments having prior movement from the facilities of E. J. Brach & Sons, at Chicago and Carol Stream, Ill.

NOTE.—Common control may be involved. If a hearing is deemed necessary applicant requests it be held at Chicago, Ill., or Dallas, Tex.

No. MC 114045 (Sub-No. 489), filed November 28, 1977. Applicant: TRANS-COLD EXPRESS, INC., P.O. Box 61228, Dallas-Fort Worth Airport, Tex. 75261. Applicant's representative: J. B. Stuart (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Merchandise dealt in by wholesale, retail, chain grocery, and food business houses*, in vehicles equipped with mechanical refrigeration, (except commodities in bulk, in tank vehicles) from the plant and warehouse facilities of Kraft, Inc., at Springfield, Mo., to points in Alabama, Arizona, Arkansas, California, Colorado, Florida, Georgia, Kansas, Kentucky, Louisiana, Mississippi, New Mexico, North Carolina, Oklahoma, South Carolina, Tennessee, Texas, and Virginia. Restricted to traffic originating at the above-named origin and destined to the above named destination points.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., or Dallas, Tex. Common control may be involved.

No. MC 114211 (Sub-No. 340), filed January 11, 1978. Applicant: WARREN TRANSPORT, INC., P.O. Box 420, Waterloo, Iowa 50704. Applicant's representative: Daniel Sullivan, Suite 1600, 10 South La Salle, Chicago, Ill. 60604. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Iron, steel, zinc, lead and articles or products thereof, building materials, construction materials, supplies and equipment*, and (2) *materials, supplies and equipment* used in the manufacture and distribution of commodities named in (1) above, from (a) the plant sites and warehouse facilities of Penn Dixie Steel Corp. and Penn-Dixie Steel Industries, Inc. and Stephen Springs Co., located at or near Kokomo, Ind., Elkhart, Ind., Toledo, Ohio, Columbus, Ohio, Lansing, Mich., Grand Rapids, Mich., Denver, Colo., Albuquerque, N. Mex., Centerville, Iowa, Blue Island, Ill., Joliet, Ill., Jackson, Miss., Nazareth, Pa., Cabot, Pa., Petoskey, Mich., Holland, Mich., Detroit, Mich., Chicago, Ill., Milwaukee, Wis., West Des Moines, Iowa, Kingsport, Tenn., Richard City, Tenn., Atlanta, Ga., Salisbury, N.C., North Arlington, N.J., North Judson, Ind., Cicero, Ind., and Newton, Kans., to points in the United States (except Alaska and Hawaii); (b) from points in the United States (except Alaska and Hawaii), to the plantsites and warehouse facilities of Penn Dixie Steel Corp. and Penn-Dixie Steel Industries, Inc. and Stephen Springs Co., located at or near Kokomo, Ind., Elkhart, Ind., Toledo, Ohio, Columbus, Ohio, Lansing, Mich., Grand Rapids, Mich., Denver, Colo., Albuquerque, N. Mex., Centerville, Iowa, Blue Island, Ill., Joliet, Ill., Jack-

son, Miss., Nazareth, Pa., Cabot, Pa., Petoskey, Mich., Holland, Mich., Detroit, Mich., Chicago, Ill., Milwaukee, Wis., West Des Moines, Iowa, Kingsport, Tenn., Richard City, Tenn., Atlanta, Ga., Salisbury, N.C., North Arlington, N.J., North Judson, Ind., Cicero, Ind., and Newton, Kans.

NOTE.—Prehearing conference: January 31, 1978, 9:30 a.m. Local Time at the Offices of the Interstate Commerce Commission, Washington, D.C.

No. MC 114273 (Sub-No. 309), filed November 22, 1977. Applicant: CRST, INC., P.O. Box 68, Cedar Rapids, Iowa 52406. Applicant's representative: Kenneth L. Core (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Alcoholic liquors, wines and malt beverages* (except in bulk in tank vehicles), from Allen Park, Mich.; Baltimore, Md.; Bardonia, Ky.; Boston, Mass.; Cincinnati, Ohio; Clermont, Ky.; Detroit, Mich.; Dundalk, Md.; Frankfort, Ky.; Lawrenceburg, Ind.; Linden, N.J.; Louisville, Ky.; New York, N.Y.; Owensboro, Ky.; Peoria, Ill.; Philadelphia, Pa.; Plainfield, Ill.; Relay, Md.; and Schenley, Pa., to points in Minnesota.

NOTE.—Applicant states it is presently providing service from Allen Park, Mich.; Boston, Mass.; Cincinnati, Ohio; Detroit, Mich.; Lawrenceburg, Ind.; Louisville, Ky.; and Schenley, Pa. on a joint-line basis. The purpose of this application is to substitute single-line service for existing joint-line service. Common control may be involved. If a hearing is deemed necessary, the applicant requests that it be held at either Chicago, Ill. or Washington, D.C.

No. MC 115311 (Sub-No. 258), filed December 13, 1977. Applicant: J & M TRANSPORTATION CO., INC., P.O. Box 488, Milledgeville, Ga. 31061. Applicant's representative: Paul M. Daniel, P.O. Box 872, Atlanta, Ga. 30301. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Iron and steel articles and construction materials* (except in bulk), from the facilities of or utilized by Penn-Dixie Steel Corp., and subsidiaries of the foregoing companies, at or near Lansing, Mich.; Grand Rapids, Mich.; Petoskey, Mich.; Holland, Mich.; Detroit, Mich.; Milwaukee, Wis.; Chicago, Ill.; Blue Island, Ill.; Joliet, Ill.; Kokomo, Ind.; Fort Wayne, Ind.; North Judson, Ind.; Elkhart, Ind.; Cicero, Ind.; Centerville, Iowa; West Des Moines, Iowa; Denver, Colo.; Albuquerque, N. Mex.; Jackson, Miss.; Columbus, Ohio; Toledo, Ohio; Kingsport, Tenn.; Knoxville, Tenn.; South Pittsburgh, (Richard City), Tenn.; Atlanta, Ga.; Salisbury, N.C.; Cabot, Pa.; Nazareth, Pa.; North Arlington, N.J.; and Newton, Kans.; to points in the United States in and east of North Dakota, South



Dakota, Nebraska, Colorado, and New Mexico (except Maine, New Hampshire, and Vermont); and (2) *Materials, equipment and supplies*, (except in bulk), used in the manufacture and distribution of commodities named in (1) above, from points in the United States in and east of North Dakota, South Dakota, Nebraska, Colorado, and New Mexico (except Maine, New Hampshire, and Vermont, to facilities of or utilized by Penn-Dixie Industries, Inc., Penn-Dixie Steel Corp., and subsidiaries of the foregoing companies, at or near Lansing, Mich.; Grand Rapids, Mich.; Petoskey, Mich.; Holland, Mich.; Detroit, Mich.; Milwaukee, Wis.; Chicago, Ill.; Blue Island, Ill.; Joliet, Ill.; Kokomo, Ind.; Fort Wayne, Ind.; North Judson, Ind.; Elkhart, Ind.; Cicero, Ind.; Centerville, Iowa; West Des Moines, Iowa; Denver, Colo.; Albuquerque, N. Mex.; Jackson, Miss.; Columbus, Ohio; Toledo, Ohio; Kingsport, Tenn.; Knoxville, Tenn.; South Pittsburgh, (Richard City), Tenn.; Atlanta, Ga.; Salisbury, N.C.; Cabot, Pa.; Nazareth, Pa.; North Arlington, N.J.; and Newton, Kans.

NOTE.—If a hearing is deemed necessary, applicant requests that it be held at Atlanta, Ga., or Chicago, Ill. Prehearing conference, January 31, 1978, at 9:30 a.m. at the offices of the Interstate Commerce Commission, Washington, D.C.

No. MC 115841 (Sub-No. 582), filed November 30, 1977. Applicant: COLO-NIAL REFRIGERATED TRANSPORTATION, INC., 9041 Executive Park Drive, Suite 110, Knoxville, Tenn. 37919. Applicant's representative: E. Stephen Heisley, 805 McLachlen Bank Building, 666 11th Street NW., Washington, D.C. 20001. Authority sought by applicant to operate in interstate or foreign commerce as a *common carrier* by motor vehicle, over irregular routes, transporting: *Prepared flour mixed and frosting mixes*, from the plantsite and storage facilities of Chelsea Milling Co., at or near Chelsea, Mich., to points in Georgia, North Carolina, South Carolina, and Virginia.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests that it be held in Detroit, Mich., or Washington, D.C.

No. MC 115904 (Sub-No. 89), filed November 28, 1977. Applicant: GROVER TRUCKING CO., a corporation, 1710 West Broadway, Idaho Falls, Idaho 83401. Applicant's representative: Irene Warr, 430 Judge Building, Salt Lake City, Utah 84111. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Masonry articles and supplies*, between points in the United States located on and west of a line beginning at the mouth of the Mississippi River and extending along the Mississippi

River to its junction with the western boundary of Itasca County, Minn., thence northward along the western boundaries of Itasca and Koochiching Counties, Minn., to the international Boundary Line between the United States and Canada, restricted to the account of Rocky Mountain Supply, and further restricted against the transportation of commodities which be reason of their size and weight require the use of special equipment, commodities in bulk and those commodities falling within the category described in Mercer Extension—Oil Field Commodities, 74 MCC 459.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Boise, Idaho, or Salt Lake City, Utah.

No. MC 117940 (Sub-No. 242), filed November 17, 1977. Applicant: NATIONWIDE CARRIERS, INC., P.O. Box 104, Maple Plain, Minn. 55359. Applicant's representative: Alan L. Timmerman, 5300 Highway 12, P.O. Box 104, Maple Plain, Minn. 55359. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dairy products* (except commodities in bulk), from points in Wisconsin to points in Louisiana, restricted to traffic originating at the facilities of Milkhouse Cheese Corp. at named origins and destined to named destinations.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Houston, Tex. Applicant holds contract carrier authority in MC 114789 (Sub-No. 16) and other subs, therefore dual operations may be involved.

MC 118202 (Sub-No. 81), filed November 28, 1977. Applicant: SCHULTZ TRANSIT, INC., P.O. Box 406, 323 Bridge St., Winona, Minn. 55987. Applicant's representative: Robert S. Lee, 1000 First National Bank Bldg., Minneapolis, Minn. 55402. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meat, meat products, meat by-products and articles* distributed by meat packinghouses, as described in sections A and C of Appendix I to the *Report and Descriptions in Motor Carrier Certificates*, 61 MCC 209 and 766 (except hides and commodities in bulk), from the plantsite and warehouse facilities utilized by King Foods, Inc., at South St. Paul, Minn. to points in Alabama, Arkansas, Connecticut, Delaware, Florida, Georgia, Indiana, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Mississippi, New Hampshire, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, South Carolina, Tennessee, Texas, Vermont, Virginia, West Virginia and the District of Columbia.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at St. Paul, Minn.

No. MC 118318 (Sub-No. 32), filed November 21, 1977. Applicant: IDA-CAL FREIGHT LINES, INC., P.O. Drawer M, Nampa, Idaho 83651. Applicant's representative: Timothy R. Stivers, P.O. Box 162, Boise, Idaho 83701. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Such commodities as are dealt in by wholesale, retail and chain grocery and food business houses*, from the facilities of Lever Brothers Co. at or near City of Commerce and Richmond, Calif.; and the facilities of White King, Inc., at or near Los Angeles, Calif., to points in Box Elder, Cache, Davis, Morgan, Salt Lake, Tooele, Utah and Weber Counties, Utah.

NOTE.—If a hearing is deemed necessary, applicant requests that it be held at Los Angeles, Calif. Common control may be involved.

No. MC 118959 (Sub-No. 158), filed November 1, 1977. Applicant: JERRY LIPPS, INC., 130 South Frederick St., Cape Girardeau, Mo. 63701. Applicant's representative: Robert M. Pearce, P.O. Box 1899, Bowling Green, Ky. 42101. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Tanks, accessories for tanks, parts for tanks*, from Dexter, Mo., and Hialeah, Fla., to points in the United States (except Alaska and Hawaii); (2) *machinery, equipment, materials and supplies* used in connection with the commodities described in (1) above from points in the United States (except Alaska and Hawaii), to Dexter, Mo., and Hialeah, Fla.

NOTE.—Applicant holds motor contract carrier authority in No. MC 125664 and therefore dual operations may be involved. If a hearing is deemed necessary, applicant requests that it be held at Nashville, Tenn. or Memphis, Tenn. Common control may be involved.

No. MC 119349 (Sub-No. 6), filed November 22, 1977. Applicant: STAR-LING TRANSPORT LINES, INC., P.O. Box 1733, Fort Pierce, Fla. 33450. Applicant's representative: Harry C. Ames, Jr., 805 McLachlen Bank Building, 666 11th Street NW., Washington, D.C. 20001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum and petroleum products, vehicle body sealer and/or sound deadener compound* (except in bulk), and *filters*, from points in Marion County, Tenn., to points in Alabama, Florida, Georgia, Louisiana, Mississippi, and Texas, restricted to traffic originating at points in Marion County, Tenn.; (2) *materials, supplies and equipment* used in the manufacture, sale, and distribution of the commodities named in (1) above (except in bulk) from points in Alabama, Georgia,



gia, Kentucky, Ohio, Pennsylvania, Virginia, and West Virginia, to points in Marion County, Tenn., restricted to traffic destined to points in Marion County, Tenn., and (3) *petroleum and petroleum products, vehicle body sealer and/or sound deadening compound* (except in bulk) and *filters*, from points in New York, Ohio, Pennsylvania, Rhode Island, and West Virginia to points in Marion County, Tenn., restricted to traffic destined to points in Marion County, Tenn.

NOTE.—Dual operations may be involved. If a hearing is deemed necessary applicant requests that it be held at Washington, D.C., or Atlanta, Ga.

No. MC 123387 (Sub-No. 11), filed November 17, 1977. Applicant: E. E. HENRY, 1923 Sparrow Road, Chesapeake, Va. 23320. Applicant's representative: William P. Jackson, Jr., 3426 N. Washington Boulevard, P.O. Box 1267, Arlington, Va. 22210. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Alcoholic liquors* (except in bulk), from Texas-Mexico border points, to points in North Carolina, Virginia, West Virginia, Maryland, Delaware, Pennsylvania, New Jersey, New York, Connecticut, Rhode Island, Massachusetts, the District of Columbia, New Hampshire, Vermont, Maine, Ohio, and Florida.

NOTE.—If a hearing is deemed necessary, applicant requests it be held in Norfolk, Va. Common control may be involved.

No. MC 123407 (Sub-No. 420), filed December 1, 1977. Applicant: SAWYER TRANSPORT, INC., South Haven Square, U.S. Highway 6, Valparaiso, Ind. 46383. Applicant's representative: H. E. Miller, Jr. (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Pre-cut log homes* from Englewood, Colo., to points in Illinois, Indiana, Michigan, Ohio, and Wisconsin.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests that it be held at Denver, Colo.

No. MC 123522 (Sub-No. 3), filed November 25, 1977. Applicant: SEYLLER TRANSPORT, INC., 262 Mill St., Hampshire, Ill. 60140. Applicant's representative: R. D. Higgins, 7222 Cunningham Road, Rockford, Ill. 61102. Authority sought by applicant to operate in interstate or foreign commerce as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals*, in bulk, in tank vehicles, from points in Illinois and Indiana, to points in Illinois, Wisconsin, Ohio, Indiana, Iowa, and Michigan, under continuing contract or contracts with BTU Contracts, Inc.

NOTE.—Applicant states that common control may be involved. If a hearing is deemed

necessary applicant requests that hearing be held in Chicago, Ill.

No. MC 124679 (Sub-No. 86), filed November 22, 1977. Applicant: C. R. ENGLAND & SONS, INC., 975 West 2100 South, Salt Lake City, Utah 84119. Applicant's representative: Daniel E. England, 975 West 2100 South, Salt Lake City, Utah 84119. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Candy and confectionery* from the plantsite and/or storage facilities of Mrs. J. G. McDonald's Chocolate Co. at or near Salt Lake City, Utah, to points in California, Florida, Georgia, Kansas, Minnesota, Missouri, North Carolina, Oregon, South Carolina, Texas and Washington.

NOTE.—Applicant holds motor contract carrier authority in number MC 128813 and subnumbers thereunder, therefore dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Salt Lake City, Utah.

No. MC 124692 (Sub-No. 185), filed November 28, 1977. Applicant: SAMMONS TRUCKING, a corporation, P.O. Box 4347, Missoula, Mont. 59806. Applicant's representative: J. David Douglas (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Iron and steel articles, construction equipment, tools, materials, and supplies*, from the plantsite and fabricating facilities of Brown Minneapolis Tank Co., at St. Paul, Minn., to points in Texas, New Mexico, Oklahoma, and Arizona; and (2) *construction equipment, tools, materials and supplies* in shipper owned trailers, from points in Texas, Oklahoma, Arizona, and New Mexico, to St. Paul, Minn., restricted to traffic for the account of Brown Minneapolis Tank Fabricating Co. in (1) and (2) above.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests that it be held at Minneapolis, Minn.

No. MC 125745 (Sub-No. 4), filed September 30, 1977. Applicant: RAY D. SIMMONS d.b.a. SIMMONS TRUCKING CO., Route 6, Box 316, Carthage, Mo. 64836. Applicant's representative: Turner White, 910 Plaza Towers, Springfield, Mo. 65804. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel and iron and steel articles* (except those of such size and weight as to require special equipment), (1) from Jasper County, Mo. to points in Kansas, Oklahoma, Arkansas, and Texas, and (2) from points in Louisiana, Arkansas, Mississippi, Tennessee, Kentucky, Ohio, Indiana, Illinois, Wisconsin, Iowa, Minnesota, Nebraska, Oklahoma, Texas, Kansas, Michigan,

Pennsylvania, Colorado, Alabama, and Utah to points in Jasper County, Mo.

NOTE.—If an oral hearing is deemed necessary, applicant requests it be held at Kansas City, Mo. or Tulsa, Okla.

No. MC 126305 (Sub-No. 87), filed November 22, 1977. Applicant: BOYD BROTHERS TRANSPORTATION CO., INC., R.D. 1, Clayton, Ala. 36016. Applicant's representative: George A. Olsen, P.O. Box 357, Glayton, Ala. 07934. Authority sought to operate as a *common carrier*, over irregular routes, transporting: (1) *Moulded rubber parts, pipe, gaskets and fittings, parts and accessories thereof*, (except commodities in bulk), from the warehouse and plant facilities of Murray Rubber Co., Harris County, Tex. to points in New Jersey, Ohio, Virginia, Alabama, Georgia, Pennsylvania, North Carolina, New York, Michigan, Louisiana, Arkansas, and Florida; (2) *materials, equipment, machinery and supplies used in the manufacturing, processing and distribution of the above named commodities* (except commodities in bulk), from the above named States to the facilities of the Murray Rubber Co., Harris County, Tex.

NOTE.—If a hearing is deemed necessary, the applicant requests that it be held at either Birmingham or Montgomery, Ala.

No. MC 127579 (Sub-No. 5), filed November 30, 1977. Applicant: HAUL-MARK TRANSFER, INC., P.O. Box 343, Cockeysville, Md. 21030. Applicant's representative: Glenn M. Heagerty, P.O. Box 343, Cockeysville, Md. 21030. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Equipment, materials, and supplies used in the manufacture, sale and distribution of shampoo, toilet preparations, cosmetics and hair care products* from points in Delaware, Maryland, Pennsylvania, Virginia and West Virginia to facilities utilized by Clairrol, Inc. at or near Baltimore, Md.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 129026 (Sub-No. 4), filed November 29, 1977. Applicant: J.C.D. TRANSPORTATION CORP., 5950 Fisher Road, P.O. Box 487, East Syracuse, N.Y. 13057. Applicant's representative: J. A. Kundtz, 1100 National City Bank Building, Cleveland, Ohio 44114. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Such merchandise as is dealt in by wholesale, retail, and chain grocery and food business houses, and in connection therewith, equipment, materials, and supplies used in the conduct of such business* (except commodities in bulk), (1) Between East Hartford, Conn.; Springfield and Westwood,



Mass.; Baltimore and Landover, Md.; and Columbus and Salem, Ohio; (2) between the above specified points on the one hand, and, on the other, points in New York (except those in Nassau, Suffolk, Westchester, Putnam, Orange, and Rockland Counties) and Berks, Bradford, Carbon, Clinton, Columbia, Dauphin, Erie, Juniata, Lackawanna, Lancaster, Lebanon, Lehigh, Luzerne, Lycoming, McKean, Monroe, Montour, Northampton, Northumberland, Perry, Pike, Potter, Schuylkill, Snyder, Sullivan, Susquehanna, Tioga, Union, Warren, Wayne, Wyoming, and York Counties, Pa., under continuing contract or contracts with The Great Atlantic & Pacific Tea Co., Inc.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests that it be held at Washington, D.C.

No. MC 134477 (Sub-No. 199), filed November 28, 1977. Applicant: SCHANNO TRANSPORTATION INC., 5 West Mendota Road, West St. Paul, Minn. 55118. Applicant's representative: Robert P. Sack, P.O. Box 6010, West St. Paul, Minn. 55118. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Materials, supplies and equipment* used in the manufacture and sale of clothing and finished goods (except commodities in bulk), from Los Angeles, Calif.; Seattle, Wash.; and points in North Carolina (except Albemarle, Altamahaw, Belmont, Charlotte, Gastonia, Landis, Rano, and Salisbury, N.C.), to the facilities of Munsingwear, Inc., located at or near Ashland, Wis. and Little Falls and Minneapolis-St. Paul, Minn. Restricted to traffic originating at the above named origins and destined to the above named destinations.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Minneapolis, Minn.

No. MC 134477 (Sub-No. 200), filed November 28, 1977. Applicant: SCHANNO TRANSPORTATION INC., 5 West Mendota Road, West St. Paul, Minn. 55118. Applicant's representative: Robert P. Sack, P.O. Box 6010, West St. Paul, Minn. 55118. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Foodstuffs* (except commodities in bulk), from Independence, Mo. to points in Alabama, Georgia, Kentucky, Mississippi, North Carolina, South Carolina, and Tennessee. Restricted to the transportation of traffic originating at the facilities of Commercial Distribution Center, Inc., at or near Independence, Mo. and destined to the above described destination points.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Minneapolis, Minn.

No. MC 134922 (Sub-No. 246), filed November 28, 1977. Applicant: B. J. McADAMS, INC., Route 6, Box 15, North Little Rock, Ark. 72118. Applicant's representative: Bob McAdams (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Rugs, carpet and yarn*, between Fresno, Calif., on the one hand, and, on the other, points in and east of North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, and Texas.

NOTE.—Common control may be involved. If a hearing is deemed necessary, it is requested it be held in San Francisco, Calif. or Little Rock, Ark.

No. MC 136008 (Sub-No. 89), filed November 28, 1977. Applicant: JOE BROWN CO., INC., P.O. Box 1669, Ardmore, Okla. 73401. Applicant's representative: G. Timothy Armstrong, Suite 200, Timbergate Office Gardens, 6161 North May Avenue, Oklahoma City, Okla. 73112. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dry rendered tankage, meat meal and bone meal*, between points in Arkansas, Colorado, Kansas, Louisiana, Mississippi, Missouri, Nebraska, New Mexico, Oklahoma, and Texas.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Oklahoma City, Okla. or Kansas City, Mo.

No. MC 138627 (Sub-No. 24) (correction), filed October 18, 1977, published in the FEDERAL REGISTER issue of December 8, 1977, and republished as corrected this issue. Applicant: SMITHWAY MOTOR EXPRESS, INC., P.O. Box 404, Fort Dodge, Iowa 50501. Applicant's representative: Arlyn L. Westergren, Suite 530 Univac Building, 7100 West Center Road, Omaha, Nebr. 68106. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Plasterboard joint system, joint compound, tape, texturing compounds, and articles* used in the installation thereof, from Matteson, Ill., to points in Iowa, Kansas, Minnesota, Missouri, Nebraska, North Dakota, and South Dakota.

NOTE.—The purpose of this republication is to delete the word "manufacture" from the commodity description as published in the FEDERAL REGISTER issue of December 8, 1977, and substitute the word "installation" in lieu thereof. If a hearing is deemed necessary, applicant requests that it be held in Chicago, Ill., or Omaha, Nebr.

No. MC 138941 (Sub-No. 24), filed November 22, 1977. Applicant: COUNTRY WIDE TRUCK SERVICE, INC., 1110 South Reservoir Street, Pomona, Calif. 91766. Applicant's representative: Paul M. Daniel, P.O. Box 872, Atlanta, Ga. 30301. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, trans-

porting: *Plastic articles* (except in bulk), (1) from points in Wayne, Ontario, and Monroe Counties, N.Y., to points in Montana, Nevada, Idaho, Utah, Wyoming, and Colorado; (2) from Jacksonville, Ill., and Springfield, Ill., to points in Montana, Nevada, Idaho, Utah, Wyoming, and Colorado; (3) from Covington and Conyers, Ga., to points in Montana, Nevada, Idaho, Utah, Wyoming, Colorado, Texas, Arizona, and New Mexico; (4) from Washington, N.J., to points in Montana, Nevada, Idaho, Utah, Arizona, Wyoming, Colorado, and New Mexico; (5) from Shawnee, Okla., to points in Montana, Idaho, and Wyoming; (6) from Lowell, Mass., to points in Montana, Nevada, Idaho, California, Utah, Oregon, Arizona, Wyoming, Washington, Colorado, New Mexico and Texas; (7) from Stratford, Conn., to points in Montana, Nevada, Idaho, California, Utah, Oregon, Arizona, Wyoming, Washington, Colorado, New Mexico, and Texas; (8) from Temple, Tex., to points in Montana, Nevada, Idaho, Utah, Wyoming, and Colorado; (9) from Dallas, Tex., to points in Oregon, Washington, Montana, Nevada, Idaho, Utah, Arizona, Wyoming, Colorado, and New Mexico, under a continuing contract, or contracts, with Mobil Chemical Co., Plastics Division.

NOTE.—If a hearing is deemed necessary, applicant requests that it be held at Buffalo, N.Y., or Los Angeles, Calif.

No. MC 140665 (Sub-No. 19), filed November 7, 1977. Applicant: PRIME, INC., Route 1, Box 115-B, Urbana, Mo. 65767. Applicant's representative: Clayton Geer, P.O. Box 786, Ravenna, Ohio 44266. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Electric lamps, Christmas tree lamp outfits, electric cord sets, dry cell batteries, portable battery chargers, and materials and supplies* used in the manufacture and distribution of the above commodities, from Winchester, Va., St. Louis, Mo., Mattoon, Ill., and Lexington, Ky. to points in the states of Arizona, California, Colorado, Idaho, Montana, Nevada, New Mexico, Oregon, Utah, Washington, and Wyoming.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Cleveland, Ohio or Washington, D.C. Common control may be involved.

No. MC 140768 (Sub-No. 9), (correction), filed October 16, 1977, published in the FEDERAL REGISTER issue of December 1, 1977, and republished, as corrected, this issue. Applicant: AMERICAN TRANS-FREIGHT, INC., P.O. Box 796, Manville, N.J. 08835. Applicant's representative: Eugene M. Malkin, Suite 6193, 5 World Trade Center, New York, N.Y. 10048. Authority sought to operate as a *common carrier*, by motor vehicle, over irregu-



lar routes, transporting: *Heating equipment, stoves, fireplaces, furnaces and incinerators*, from Athens and Huntsville, Ala., to points in the United States, except Alaska and Hawaii.

NOTE.—The purpose of this republication is to delete the restriction from the authority sought by applicant as published in the FEDERAL REGISTER issue of December 1, 1977. Applicant holds motor contract authority in MC 134404 and Subs thereunder and, therefore, dual operations may be involved. If a hearing is deemed necessary applicant requests that it be held at Washington, D.C.

No. MC 140768 (Sub-No. 13), filed November 29, 1977. Applicant: AMERICAN TRANS-FREIGHT, INC., P.O. Box 796 Manville, N.J. 08835. Applicant's representative: Eugene M. Malkin, Suite 6193, 5 World Trade Center, New York, N.Y. 10048. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Electrolyte battery acid, brake fluid, lacquer, gas line antifreeze, and windshield washer solution* (except in bulk) (a) from the plantsite and warehouse facilities of Scholle Corp. at or near Ridgefield, N.J. to points in Connecticut, Delaware, District of Columbia, Maine, Maryland, Massachusetts, New Hampshire, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, Vermont, Virginia, and West Virginia, (b) from the plantsite and warehouse facilities of Scholle Corp. at or near Northlake, Ill., to points in Indiana, Iowa, Kentucky, Michigan, Missouri, Ohio, Pennsylvania, West Virginia, and Wisconsin, (c) from the plantsite and warehouse facilities of Scholle Corp. at or near College Park, Ga., to points in Alabama, Florida, Kentucky, Mississippi, North Carolina, South Carolina, Tennessee, Virginia, and West Virginia, (2) *materials, and supplies* used in the manufacture, packaging and distribution of the commodities in (1) above from the destinations named in (1) (a) (b) and (c) to their respective origins.

NOTE.—Applicant holds contract carrier authority in No. MC 134404 and Subs thereunder; therefore dual operations may be involved. If a hearing is deemed necessary, the applicant requests that it be held at either New York, N.Y. or Washington, D.C.

No. MC 142065 (Sub-No. 9), filed November 3, 1977. Applicant: DAVID BENEUX PRODUCE AND TRUCKING, INC., P.O. Drawer F, Mulberry, Ark. 72947. Applicant's representative: Don Garrison, 324 North Second Street, Rogers, Ark. 72756. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Processed meats* from Allen Township, at or near Quincy, Mich., to points in Alabama, Arizona, Georgia, Kansas, Missouri, Oklahoma, Tennessee, and Texas, under a continuing contract or con-

tract with Peter Eckrich and Sons, Inc., of Fort Wayne, Ind., restricted to the transportation of traffic originating at the plantsite and facilities of Peter Eckrich and Sons, Inc., of Allen Township, at or near Quincy, Mich.

NOTE.—If oral hearing is deemed necessary, applicant requests it be held at Fort Wayne, Ind. or Tulsa, Okla. Applicant holds pending common carrier authority in MC 142672 and Subs thereunder, therefore dual operation may be involved.

No. MC 142368 (Sub-No. 9), filed November 28, 1977. Applicant: DANNY HERMAN TRUCKING, INC., 15252 Valley Boulevard, City of Industry, Calif. 91744. Applicant's representative: William J. Monheim, 13710 East Whittier Boulevard, Suite 203, P.O. Box 1756, Whittier, Calif. 90609. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Shower-bath stall doors, tub enclosures, glass, and materials, equipment, and supplies* used in the manufacture and distribution of shower-bath stall doors, tub enclosures, and glass between Seattle, Wash., on the one hand, and, on the other, points in the United States (except Alaska and Hawaii) restricted against the transportation of commodities in bulk and those which because of size or weight require the use of special equipment.

NOTE.—If a hearing is deemed necessary, applicant request it be held at Seattle, Wash.

No. MC 142672 (Sub-No. 9), filed November 4, 1977. Applicant: DAVID BENEUX PRODUCE AND TRUCKING, INC., P.O. Drawer F, Mulberry, Ark. 72947. Applicant's representative: Don Garrison, 324 North Second Street, Rogers, Ark. 72756. Authority sought as a *common carrier*, by motor vehicle, over irregular duties, transporting: *Prepared frozen foods*, from Carrollton, Macon, Marshall, and Moberly, Mo., to points in Alabama, Delaware, Georgia, Maryland, New York, New Jersey, North Carolina, Pennsylvania, South Carolina, Virginia, and the District of Columbia.

NOTE.—If oral hearing is deemed necessary, applicant requests same be held at St. Louis, Mo. or Little Rock, Ark. Applicant holds contract carrier authority in MC 142065 Subs 1 and 3, therefore dual operations may be involved.

No. MC 142715 (Sub-No. 7), filed November 4, 1977. Applicant: LENERTZ, INC., 411 Northwestern National Bank Building, South St. Paul, Minn. 55101. Applicant's representative: Andrew R. Clark, 1000 First National Bank Building, Minneapolis, Minn. 55402. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Foodstuffs and articles distributed by meat packing plants* (except hides and commodities in bulk), from the plantsites and

storage facilities of Geo. A. Hormel & Co., located at or near Austin, Minn.; Fort Dodge and Algona, Iowa; Fremont and Scottsbluff, Nebr., to points in Alabama, Florida, Georgia, North Carolina, South Carolina, and Tennessee, restricted to product originating at the named origins and destined to the named points.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at St. Paul, Minn.

No. MC 143071 (Sub-No. 7), filed November 28, 1977. Applicant: UNIVERSAL DEVELOPMENT, INC., Box 568, York, Nebr. 68467. Applicant's representative: William B. Barker, 641 Harrison Street, Topeka, Kans. 66603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Preformed plastic and fiberglass tubs, drums and tanks*, from the plantsite and facilities of Snyder Industries at Lincoln, Nebr., to points in the United States (except Connecticut, Delaware, Hawaii, the District of Columbia, Maine, Massachusetts, Alaska, Nevada, Rhode Island, Utah, and Vermont.)

NOTE.—If a hearing is deemed necessary, the applicant requests that it be held at either Omaha, Nebr. or Kansas City, Mo.

No. MC 143177 (Sub-No. 1), filed November 4, 1977. Applicant: MICHAEL C. STRICKLAND d.b.a. STRICKLAND FEED SERVICE, P.O. Box 30, Luverne, Ala. 36049. Applicant's representative: Michael C. Strickland (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle over irregular routes, transporting: *Dry animal and poultry feeds and feedstuff* only in bulk, in tank trailers with auger self-unloading devices from the plantsite and storage facilities of Cargill, Inc., Nutrena Feed Division, in the Montgomery Industrial terminal in Montgomery, Ala., to all points in Georgia and Florida.

NOTE.—If a hearing is deemed necessary, applicant requests it be held either in Montgomery or Birmingham, Ala.

No. MC 143236 (Sub-No. 11), filed January 12, 1978. Applicant: WHITE TIGER TRANSPORTATION, INC., 115 Jacobus Avenue, Kearny, N.J. 07032. Applicant's representative: George A. Olsen, P.O. Box 357, Gladstone, N.J. 07934. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except commodities in bulk, those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities the transportation of which because of size or weight require the use of special equipment), between points in New Jersey on the one hand, and, on the other, points in the United States (except Alaska and Hawaii).



NOTE.—If a hearing is deemed necessary, applicant requests it be held at New York, N.Y., or Washington, D.C. Applicant holds motor contract permit in MC 142766 and other subs, therefore dual operations may be involved.

No. MC 143462 (Sub-No. 1), filed November 30, 1977. Applicant: ERWIN TRUCKING, INC., 7176 North 50th Street, Omaha, Nebr. 68152. Applicant's representative: Donald L. Stern, Suite 530 Univac Building, 7100 West Center Road, Omaha, Nebr. 68106. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Iron and steel nails and staples, pneumatic hand tools, and parts and accessories for pneumatic hand tools*, from Cincinnati, Ohio, to Des Moines, Iowa, Denver, Colo., Omaha, Nebr., Wichita, Kans. and Eden Prairie, Minn., and (2) *coils steel strapping and mechanics hand tools other than power*, from New York City, N.Y., to Des Moines, Iowa, Denver, Colo., Omaha, Nebr., Wichita, Kans. and Eden Prairie, Minn. All service limited to that performed under contract with Carlson Stapler & Shippers Supply, Inc.

NOTE.—If a hearing is deemed necessary, applicant requests that it be held in Omaha, Nebr.

No. MC 143563 (Sub-No. 1), filed November 7, 1977. Applicant: R. C. MOORE, INC., Box 346, Waldoboro, Maine 04572. Applicant's representative: Chester A. Zyblut, 366 Executive Building, 1030 15th Street NW., Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Wood products*, from Skowhegan, Maine to points in the United States (except Alaska, Hawaii, New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island, New Jersey and points in New York east of Interstate 81).

NOTE.—If a hearing is deemed necessary, the applicant requests it be held in Portland, Maine. Applicant holds motor contract carrier authority in No. MC 140572 (Sub-No. 1), therefore, dual operations may be involved.

No. MC 143592 (Sub-No. 4), filed November 28, 1977. Applicant: EDWARDS TRUCKING CO., INC., P.O. Box 123, Clinton, Md. 20735. Applicant's representative: James E. Savitz, Suite 145, 4 Professional Drive, Gaithersburg, Md. 20760. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Magnetic tapes, office furniture, and microfilm equipment and supplies*, between the National Headquarters of the Social Security Administration location in Baltimore, Md., and the National Records Center at or near Boyers, Pa., under a continuing contract, or contracts, with Social Security Administration.

NOTE.—If a hearing is deemed necessary, the applicant requests that it be held at either Washington, D.C. or Baltimore, Md.

No. MC 143786 (Sub-No. 2), filed November 22, 1977. Applicant: HAL MAST TRUCKING CO. INC., Route 1, Sugar Grove, N.C. 28679. Applicant's representative: William P. Farthing, Jr., 1100 Cameron-Brown Building, Charlotte, N.C. 28204. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Baskets, wicker*, from Boone, N.C., to Buffalo, N.Y., and its commercial zones and to Greencastle, Pa., under continuing contract with American Wicker, Inc., located at Boone, N.C.

NOTE.—Applicant believes that its application is susceptible of handling without oral hearing and hereby requests such handling. If a hearing is deemed necessary, however, Applicant requests that it be held at Charlotte, N.C. or Boone, N.C.

No. MC 143822 (Sub-No. 1), filed October 31, 1977. Applicant: Y'S TRUCKING CO., INC., 2378 Caladium Drive NE., Atlanta, Ga. 30345. Applicant's representative: Virgil H. Smith, Suite 12, 1587 Phoenix Boulevard, Atlanta, Ga. 30349. Authority to operate as a *contract carrier*, by motor vehicle, over irregular routes, in the transportation of: *Plastic articles*, from the plantsite of Rehrig Pacific Co., located at or near Doraville (Gwinnett County), Ga., to points in Alabama, Georgia, North Carolina, South Carolina, Florida, Mississippi, Louisiana, Arkansas, Oklahoma, Texas, Tennessee, Kentucky, Illinois, Indiana, Ohio, and St. Louis, Mo., under a continuing contract or contracts, with Rehrig Pacific Co.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Atlanta, Ga.

No. MC 143949 (Sub-No. 1), filed November 7, 1977. Applicant: JOHN GALT LINE, INC., 9600 Lucas Ranch Road, Cucamonga, Calif. 91730. Applicant's representative: Lucy Kennard Bell, 1800 United California Bank Building, 707 Wilshire Boulevard, Los Angeles, Calif. 90017. Applicant seeks authority as a *common carrier*, by motor vehicle, over irregular routes, in the transportation of: *Mini motor homes and recreational vehicles*, in truckaway and driveaway service, from the plantsites and facilities of Dolphin Camper Co. and Roust-a-bout of California, Inc., located in Los Angeles and San Bernardino Counties, Calif., to points in Arizona, Colorado, Idaho, Montana, Nevada, New Mexico, Oregon, Texas, Utah and Washington.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Los Angeles, Calif.

No. MC 143983 filed November 4, 1977. Applicant: MEL-KRIS TRUCKING CORP., 803 East 27th Street, Paterson, N.J. 07513. Applicant's repre-

sentative: Meyer Stein, 400 Madison Avenue, New York, N.Y. 10017. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Textiles and textile products*, between Paterson, N.J. on the one hand, and on the other hand, Glens Falls, N.Y., under a continuing contract or contracts with Native Textiles, Inc.

NOTE.—If a hearing is deemed necessary, applicant requests that it be held at either New York City or Albany, N.Y.

No. 143414 (Sub-No. 1), filed November 25, 1977. Applicant: SAVICK TRUCKING SERVICE, INC., 9116 Pawnee Road, Homerville, Ohio 44235. Applicant's representative: Edwin F. Savick, 9116 Pawnee Road, Homerville, Ohio 44235. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Animal and poultry feed, and animal health aid and sanitation products and dry feed ingredients* between Fort Wayne, Ind., plantsite of Allied Mills, Inc. and points in Ohio under a continuing contract with Allied Mills, Inc.

NOTE.—If a hearing is deemed necessary, applicant requests it be held in Cleveland or Columbus, Ohio.

No. MC 143453 (Sub-No. 1), filed November 28, 1977. Applicant: HORSELESS CARRIAGE CARRIERS, INC., 150 Fayette Avenue, Wayne, N.J. 07470. Applicant's representative: Robert J. Gallagher, Suite 1200, 1000 Connecticut Avenue, Washington, D.C. 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Antique automobiles and classic cars*, in secondary movements, in truckaway service between points in the United States (except Alaska and Hawaii).

NOTE.—If a hearing is deemed necessary, applicant requests that it be held at Wayne, N.J.

No. MC 144039, filed November 28, 1977. Applicant: PELLA CANNING AND PROCESSING, INC., 300 South Street, P.O. Box 83, Pella, Iowa 50219. Applicant's representative: Tom Talbott, 300 South Street, P.O. Box 83, Pella, Iowa 50219. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Canned fruit-flavored drinks and dry powdered fruit flavored beverage preparations*, between Pella, Iowa, on the one hand, and, on the other, points in Illinois, Kansas, Indiana, Missouri, Nebraska, and South Dakota, under a continuing contract, or contracts, with the Coca-Cola Co., Foods Division.

NOTE.—Should a hearing be deemed necessary, applicant requests it be held at Des Moines, Iowa.

No. MC 144043, filed November 25, 1977. Applicant: MILLER DELIVERY



SERVICE, INC., 227 North Main Street, Findlay, Ohio 45840. Applicant's representative: A. Charles Tell, 100 East Broad Street, Columbus, Ohio 43215. Applicant seeks authority as a *contract carrier* by motor vehicle over irregular routes in the transportation of: *Electronic components and electronic devices*, from the plantsite of RCA Corp. at or near Findlay, Ohio, to Detroit Metropolitan Airport and Willow Run Airport, Mich., under contract with RCA Corp. of Findlay, Ohio.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Columbus, Ohio.

No. MC 228 (Sub-No. 76), filed November 9, 1977. Applicant: HUDSON TRANSIT LINES, INC., 17 Franklin Turnpike, Mahwah, N.J. 07430. Applicant's representative: Michael J. Marzano, 99 Kinderkamack Road, Westwood, N.J. 07675. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Passengers and their baggage*, in special operations, beginning and ending at points in Dutchess, Putnam, Orange, Sullivan, Ulster, Delaware, and Broome Counties, N.Y., and points in Rockland County, N.Y., located west of a line which begins at the point on the southerly boundary line of Rockland County where it is intersected by Saddle River Road, thence along Saddle River Road to its junction with South Monsey Road, thence along South Monsey Road to its junction with College Road, thence along College Road to its junction with Forshay Road, thence along Forshay Road to its junction with Wilder Road, thence along Wilder Road to its junction with U.S. Highway 202, thence along U.S. Highway 202 to its junction with New York Highway 306, thence along New York Highway 306 to its junction with Willow Grove Road, thence along Willow Grove Road to its junction with Palisades Interstate Parkway thence along Palisades Interstate Parkway to the Rockland-Orange County boundary line, and extending to Atlantic City, N.J.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests that it be held at Newburgh, N.Y.

No. MC 115337 (Sub-No. 1), filed November 7, 1977. Applicant: OLIN L. CHAMBERLAIN, d.b.a. CHAMBERLAIN'S BUS SERVICE, Box 54, R.D. No. 1, Covington, Pa. 16917. Applicant's representative: John M. Musselman, P.O. Box 1146, 410 North Third Street, Harrisburg, Pa. 17108. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Passengers and their baggage*, in round-trip charter operations, and in special operations in round-trip sightseeing and

pleasure tours, beginning and ending at Mansfield and Wellsboro, Pa., and points in their commercial zones, and extending to points in Delaware, Maryland, New Jersey, New York, Ohio, Virginia, West Virginia, and the District of Columbia.

NOTE.—If a hearing is deemed necessary, applicant requests that it be held at Harrisburg, Pa.

By the Commission.

H. G. HOMME, Jr.,  
Acting Secretary.

[FR Doc. 78-2148 Filed 1-25-78; 8:45 am]

## [7035-01]

### OPERATING AUTHORITY APPLICATIONS; ORAL HEARINGS

#### Special Orders

JANUARY 18, 1978.

All interested persons are advised that commencing February 1, 1978, special orders will be promptly issued in all operating authority applications referred to the Office of Hearings for oral hearing. These orders will call upon all parties to confer promptly to determine whether any issues can be reduced or eliminated by amendment or otherwise. Applicants will have 30 days from the service date of the order to request approval of any proposed amendments. Protestants will have 45 days from the service date of the order to notify the Commission of their intent to participate in the hearing or to withdraw. Failure of a protestant to notify the Commission will be construed as a waiver of its right to further participation.

H. G. HOMME, Jr.,  
Acting Secretary.

[FR Doc. 78-2273 Filed 1-25-78; 8:45 am]

[Volume No. 55]

Petitions, Applications, Finance Matters (Including Temporary Authorities), Railroad Abandonments, Alternate Route Deviations, and Intrastate Applications

JANUARY 20, 1978.

### PETITIONS FOR MODIFICATION, INTERPRETATION, OR REINSTATEMENT OF OPERATING RIGHTS AUTHORITY

The following petitions seek modification or interpretation of existing operating rights authority, or reinstatement of terminated operating rights authority.

The Commission has recently provided for easier identification of substantive petition matters and all documents should clearly specify the "docket," "sub," and "suffix" (e.g. M1, M2) numbers identified by the FEDERAL REGISTER notice.

An original and one copy of protests to the granting of the requested au-

thority must be filed with the Commission within 30 days after the date of this FEDERAL REGISTER notice. Such protest shall comply with Special Rule 247(d) of the Commission's General Rules of Practice (49 CFR 1100.247) and shall include a concise statement of protestant's interest in the proceeding and copies of its conflicting authorities. Verified statements in opposition should not be tendered at this time. A copy of the protest shall be served concurrently upon petitioner's representative, or petitioner if no representative is named.

No. MC 3581 (Sub-No. 1) (M1) (notice of filing of petition to modify certificate and remove restriction), filed December 9, 1977. Petitioner: THE MOTOR CONVOY, INC., P.O. Box 82432, Hapeville, Ga. 30054. Petitioner's representative: Edward Wolcott, Suite 1600, First Federal Building, Atlanta, Ga. 30303. Petitioner holds a motor *common carrier* certificate in No. MC 3531 (Sub-No. 1), issued April 24, 1951, authorizing as pertinent transportation over irregular routes (A) *automobiles and trucks, finished or unfinished, tractors and chassis* in driveway and truckaway service in secondary movements, between points in Alabama, Florida, Georgia, Mississippi, North Carolina, South Carolina, and Tennessee, restricted against the transportation (1) of shipments moving from Guntersville, Ala., and Memphis, Tenn., which have previously moved to such points by barge, and (2) of shipments which have originated at Detroit, Mich., or Toledo, Ohio and are destined to any point in North Carolina or South Carolina; and (B) *automobiles and truck bodies and cabs, automobile show equipment, paraphernalia, and display material*, between points in Alabama, Florida, Georgia, Mississippi, North Carolina, South Carolina, and Tennessee, subject to the restriction that neither parts nor accessories shall be transported at the same time as, and in the same vehicle in which the transportation of the commodities authorized herein is being performed.

By the instant petition, petitioner seeks to modify part (a) so as to authorize the transportation of tractor attachments, parts and accessories when moving at the same time and in the same vehicle with tractors. Petitioner further seeks to remove the restriction in part (b) prohibiting the transportation of parts and accessories in the same vehicle and at the same time in which the transportation of other authorized commodities is being performed.

No. MC 6516 (Sub-No. 2)(M1) (notice of filing of petition to add an origin

\*Copies of Special Rule 247 (as amended) can be obtained by writing to the Secretary, Interstate Commerce Commission, Washington, D.C. 20423.



and destination point), filed December 8, 1977. Petitioner: TRIBORO TRUCKING INC., 439 Orchard Street, Carlstadt, N.J. 07072. Petitioner's representative: Robert Pepper, 168 Woodbridge Avenue, Highland Park, N.J. 08904. Petitioner holds a motor common carrier permit in No. MC 6516 (Sub-No. 2), issued June 18, 1969, authorizing transportation over irregular routes of *grease, soap, oil, paint, varnish, disinfectant, and water proofing material* from Belleville, N.J., to points in Hudson, Essex, Union, and Passaic Counties, N.J., that part of Connecticut west of the Connecticut River, those in that part of New York on and south of a line beginning at the Connecticut-New York State Line and extending along U.S. Highway 6 to junction New York Highway 17M, near Central Valley, N.Y., thence along New York Highway 17M to junction U.S. Highway 6 near Goshen, N.Y., thence along U.S. Highway 6 to the New York-Pennsylvania State Line, and those in that part of Pennsylvania east of a line beginning at Lewisville, Pa., and extending northerly through Parkersburg, Reading, Hazleton, Tunkhannock, and Montrose, Pa., to the Pennsylvania-New York State Line, including the points specified; and such above specified commodities as are damaged or refused and empty containers therefor, from points in the above specified destination territory, to Belleville, N.J. By the instant petition, petitioner seeks to add Philadelphia, Pa., as an origin and destination point.

No. MC 114552 (Sub-Nos. 3, 12, 13, 18, 98G, E3, E4, E5, E6, E7, E8, E9, E10, E11, E12, E13, E50, and E51)(M1) (notice of filing of petition to broaden commodity), filed October 14, 1977. Petitioner: SENN TRUCKING CO., a corporation, P.O. Drawer 220, Newberry, S.C. 29108. Petitioner's representative: William P. Jackson, Jr., P.O. Box 1267, Arlington, Va. 22210. Petitioner holds motor common carrier certificates in Nos. MC 114552 (Sub-No. 3) issued July 17, 1961; MC 114552 (Sub-No. 12) issued July 13, 1961; MC 114552 (Sub-No. 13) issued September 26, 1961; MC 114552 (Sub-No. 18) issued June 22, 1964; and MC 114552 (Sub-No. 98G) issued Sept. 19, 1975; petitioner also holds letter-notices in MC 114552 (Sub-No. E3), published in the FEDERAL REGISTER issue of August 19, 1974, and republished, as corrected, in the FEDERAL REGISTER issues of July 28, 1976 and January 12, 1977; MC 114552 (Sub-No. E4), published in the FEDERAL REGISTER issue of September 10, 1974, and republished, as corrected, in the FEDERAL REGISTER issue of October 8, 1974; MC 114552 (Sub-No. E5), published in the FEDERAL REGISTER issue of September 24, 1974; MC 114552 (Sub-No. E6), published in the FEDERAL REGISTER issue of October 3,

1974; MC 114552 (Sub-No. E7), published in the FEDERAL REGISTER issue of October 10, 1974, and republished, as corrected, in the FEDERAL REGISTER issue of November 7, 1974; MC 114552 (Sub-No. E8) published in the FEDERAL REGISTER issue of May 28, 1975, and republished, as corrected, in the FEDERAL REGISTER issue of July 1, 1975; MC 114552 (Sub-No. E9) published in the FEDERAL REGISTER issue of June 3, 1975, and republished, as corrected, July 1, 1975; MC 114552 (Sub-No. E10) published in the FEDERAL REGISTER issue of May 28, 1975; MC 114552 (Sub-No. E11) published in the FEDERAL REGISTER issue of August 11, 1975; MC 114552 (Sub-No. E12) published in the FEDERAL REGISTER issue of June 17, 1975, and republished, as corrected in the FEDERAL REGISTER issue of March 23, 1977; MC 114552 (Sub-No. E13) published in the FEDERAL REGISTER issue of July 28, 1975; MC 114552 (Sub-No. E50) published in the FEDERAL REGISTER issue of July 18, 1975; and MC 114552 (Sub-No. E51) published in the FEDERAL REGISTER issue of June 13, 1975, authorizing transportation, over irregular routes, of *lumber* (except plywood and veneer), generally between points in the United States in and east of North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, and Texas. By the instant petition, petitioner seeks to broaden the commodity description by deleting the exceptions.

No. MC 123993 (Sub-No. 17) (M1) (notice of filing of petition to change origin point), filed December 22, 1977. Applicant: FOGLEMAN TRUCK LINE, INC., P.O. Box 1504, Crowley, La. 70526. Applicant's representative: Austin L. Hatchell, 1102 Perry Brooks Building, Austin, Tex. 78701. Petitioner holds a motor common carrier certificate in MC 123993 (Sub-No. 17), issued September 20, 1971, authorizing the transportation of: *Sugar, in bags*, from the plantsite of Southdown Sugars, Inc. at Houma, La. to points in Alabama and Mississippi. By the instant petition, petitioner seeks to change the origin of such authority so that it will read: "Sugar, in bags, from Supreme, La. to points in Alabama and Mississippi."

No. MC 138899 (Sub-No. 2) (M1) (notice of filing of petition to substitute contracting shipper), filed December 5, 1977. Petitioner: GREEN RIVER TRANSPORTATION CO. INC., Central City, Ky. 42330. Petitioner's representative: Kenneth Kusch, 107 North Railroad Street, P.O. Box 655, Central City, Ky. 42330. Petitioner holds a motor contract carrier permit in MC 138899 (Sub-No. 2) issued August 19, 1977, authorizing transportation over irregular routes of *Wooden pallets, boxes, crates and bases* from points in Muhlenberg

County, Ky., to points in Indiana and Illinois; and *lumber*, from the destination points above to the facilities of Expendable Pallet Manufacturing Co. Inc., in Muhlenberg County, Ky., under continuing contract or contracts with Expendable Pallet Manufacturing Co. Inc., of Muhlenberg, Ky. By the instant petition, petitioner seeks to substitute Geibel Lumber Co. Inc., as the contracting shipper in lieu of Expendable Pallet Manufacturing Co.

No. MC 139495 (Sub-No. 13) (M1) (notice of filing of petition to add commodity description), filed December 5, 1977. Petitioner: NATIONAL CARRIERS INC., 1501 East Eighth Street, P.O. Box 1358, Liberal, Kans. 67901. Petitioner's representative: Herbert Alan Dubin, 1320 Fenwick Lane, Silver Spring, Md. 20910. Petitioner holds a motor common carrier certificate in No. MC 139495 (Sub-No. 13), issued November 2, 1977 authorizing transportation over irregular routes of *Sodium bicarbonate and sodium carbonate* (except in bulk and except soda ash) from the facilities of Church & Dwight Co., Inc., located in Sweetwater County, Wyo., to points in Alabama, Mississippi, Louisiana, Arkansas, Iowa, Indiana, Ohio, Kentucky, Michigan, Tennessee, Missouri, Nebraska, Kansas, Oklahoma, and Texas. By the instant petition, petitioner seeks to add *cleaning, scouring, and washing compounds* to the commodity description.

No. MC 140484 (Sub-No. 17) (M1) (notice of filing of petition to add origin point), filed December 27, 1977. Petitioner: LESTER COGGINS TRUCKING INC., 2671 East Edison Avenue, P.O. Box 69, Fort Myers, Fla. 33901. Petitioner's representative: Chester A. Zyblut, 1030 15th Street NW., Washington, D.C. 20007. Petitioner holds a motor common carrier certificate in No. MC 140484 (Sub-No. 17), issued October 31, 1977, authorizing transportation over irregular routes, *Glassware, chinaware, earthenware, porcelain, stoneware, plastic bowls, cups, dishes, and plates*, between Lake City and Jeannette, Pa., and Sebring, Ohio, on the one hand, and, on the other, points in Alabama, Arkansas, Iowa, Kansas, Louisiana, Minnesota, Mississippi, Missouri, Nebraska, Oklahoma, Tennessee, and Texas. By the instant petition, petitioner seeks to add the plantsite and storage facilities of Walker China Co., located in Bedford Heights, Ohio as an origin point.

#### MOTOR CARRIER, BROKER, WATER CARRIER AND FREIGHT FORWARDER OPERATING RIGHTS APPLICATION

The following applications are governed by special rule 247 of the Commission's General Rules of Practice (49 CFR § 1100.247). These rules pro-



vide, among other things, that a protest to the granting of an application must be filed with the Commission within 30 days after the date of notice of filing of the application is published in the FEDERAL REGISTER. Failure to seasonably to file a protest will be construed as a waiver of opposition and participation in the proceeding. A protest under these rules should comply with section 247(d)(3) of the rules of practice which requires that it set forth specifically the grounds upon which it is made, contain a detailed statement of protestant's interest in the proceeding (including a copy of the specific portions of its authority which protestant believes to be in conflict with that sought in the application, and describing in detail the method—whether by joinder, interline, or other means—by which protestant would use such authority to provide all or part of the service proposed), and shall specify with particularity the facts, matters, and things relied upon, but shall not include issues or allegations phrased generally. Protests not in reasonable compliance with the requirements of the rules may be rejected. The original and one copy of the protest shall be filed with the Commission, and a copy shall be served concurrently upon applicant's representative, or applicant if no representative is named. If the protest includes a request for oral hearing, such requests shall meet the requirements of section 247(d)(4) of the special rules, and shall include the certification required therein.

Section 247(f) further provides, in part, that an applicant who does not intend timely to prosecute its application shall promptly request dismissal thereof, and that failure to prosecute an application under procedures ordered by the Commission will result in dismissal of the application.

Further processing steps will be by Commission order which will be served on each party of record. Broadening amendments will not be accepted after the date of this publication except for good cause shown, and restrictive amendments will not be entertained following publication in the FEDERAL REGISTER of a notice that the proceeding has been assigned for oral hearing.

Each applicant states that there will be no significant effect on the quality of the human environment resulting from approval of its application.

No. MC 21684 (Sub-No. 25), filed December 1, 1977. Applicant: CHARLES E. DANBURY CO., a corporation, 292 South Fifth Street, Cincinnati, Ohio 45176. Applicant's representative: Jack B. Josselson, 700 Atlas Bank Building, Cincinnati, Ohio 45202. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Trailers, trailer chassis, semitrailers, semitrailer chas-*

*sis, container trailers, trailer converter dollies, and parts and accessories for the foregoing commodities*, from Denton County, Tex., to points in the United States (except Alaska and Hawaii), under a continuing contract or contracts with Pullman, Inc. (Trailer Division) located at Chicago, Ill.

NOTE.—If a hearing is deemed necessary, applicant requests that it be held at Cincinnati, Ohio, or Chicago, Ill.

No. MC 37896 (Sub-No. 26), filed December 2, 1977. Applicant: YOUNGBLOOD TRUCK LINES, INC., P.O. Box 778, Fletcher, N.C. 28732. Applicant's representative: Charles Ephraim, Suite 600, 1250 Connecticut Avenue NW., Washington, D.C. 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Stoves and stove parts*, from points in Buncombe County, N.C., to points in the United States (except Alaska and Hawaii).

NOTE.—If a hearing is deemed necessary, applicant requests that it be held in Asheville, N.C.

No. MC 47171 (Sub-No. 101), filed December 2, 1977. Applicant: COOPER MOTOR LINES, INC., P.O. Box 4259, Greenville, S.C. 29608. Applicant's representative: Harris G. Andrews (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Chemicals; coal tar dyes* (except indigo); *softeners, fabric or textile; cleaning compounds; and dye intermediates* (except commodities in bulk), from Toms River, N.J., to Charlotte, N.C. and Lobeco, S.C.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held in Washington, D.C., or Columbia, S.C.

No. MC 50069 (Sub-No. 528), filed December 5, 1977. Applicant: REFINERS TRANSPORT & TERMINAL CORP., 445 Earlwood Avenue, Oregon, Ohio 43616. Applicant's representative: J. A. Kundtz, 1100 National City Bank Building, Cleveland, Ohio 44114. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum lubricating oil*, in bulk, in tank vehicles, from Detroit, Mich., and Cleveland, Ohio, to points in Minnesota.

NOTE.—Common control and dual operations may be involved. If a hearing is deemed necessary, applicant requests that it be held in Washington, D.C.

No. MC 59150 (Sub-No. 108), filed November 2, 1977. Applicant: PLOOF TRUCK LINES, INC., 1414 Lindrose Street, Jacksonville, Fla. 32206. Applicant's representative: Martin Sack, Jr., 1754 Gulf Life Tower, Jacksonville,

Fla. 32207. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Hardwood flooring*, from Memphis, Tenn., and Grenada, Miss., to points in Georgia, Florida, and Alabama; and (2) *lumber*, from New Orleans, La., to points in Alabama, Georgia, Mississippi, and Tennessee.

NOTE.—If a hearing is deemed necessary, applicant requests that it be held at Memphis, Tenn.

No. MC 60014 (Sub-No. 63), filed November 30, 1977. Applicant: AERO TRUCKING, INC., Box 308, Monroeville, Pa. 15146. Applicant's representative: A. Charles Tell, 100 East Broad Street, Columbus, Ohio 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Copper articles* from Pulaski, Tenn., to points in the United States in and east of North Dakota, South Dakota, Nebraska, Colorado, Oklahoma, and Texas; and (2) *scrap copper* from points in the United States in and east of North Dakota, South Dakota, Nebraska, Colorado, Oklahoma, and Texas to Pulaski, Tenn.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at either Nashville, Tenn., or Washington, D.C.

No. MC 60014 (Sub-No. 64), filed November 30, 1977. Applicant: AERO TRUCKING, INC., Box 308, Monroeville, Pa. 15146. Applicant's representative: A. Charles Tell, 100 East Broad Street, Columbus, Ohio 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel, lumber and lumber products, plywood and machinery*, from Savannah, Ga., to points in Connecticut, Delaware, District of Columbia, Illinois, Indiana, Iowa, Kentucky, Maine, Maryland, Massachusetts, Michigan, New Hampshire, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, South Carolina, Tennessee, Vermont, Virginia, West Virginia, and Wisconsin.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at either Atlanta, Ga., or Washington, D.C.

No. MC 64932 (Sub-No. 580), filed December 12, 1977. Applicant: ROGERS CARTAGE CO., a corporation, 10735 South Cicero Avenue, Oak Lawn, Ill. 60453. Applicant's representative: Carl L. Steiner, 39 South La Salle Street, Chicago, Ill. 60603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Sulphur Trioxide*, in bulk, in tank vehicles, from the plantsite of E. I. duPont de Nemours & Co. at Fort Hill, Ohio, to Millsdale, Ill., Midland and St. Louis, Mich.

NOTE.—If a hearing is deemed necessary, applicant requests that it be held at Chicago, Ill., or Washington, D.C.



No. MC 67156 (Sub-No. 1), filed December 5, 1977. Applicant: CONTAINER TRANSPORT CO., a corporation, 55 Francisco Street, San Francisco, Calif. 94133. Applicant's representative: Patrick Pollock (same address as applicant). Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Paper and paper articles* from the plantsite of Pacific Paperboard Products, Inc., at Stockton, Calif., to Oakland and San Francisco, Calif. Restriction: The operations authorized herein are limited to shipments in containers via piggyback service or ocean carriage, under a continuing contract or contracts with Pacific Paperboard Products, Inc.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at San Francisco or Stockton, Calif.

No. MC 68860 (Sub-No. 28), filed November 21, 1977. Applicant: RUSSELL TRANSFER, INC., 444 Glenmore Drive, Salem, Va. 24153. Applicant's representative: Linell G. Gregory, Jr., (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Malt beverages and related advertising materials*, from Eden, N.C., to points in Alabama, Delaware, Florida, Georgia, Kentucky, Maryland, South Carolina, Virginia, West Virginia, Ohio, and the District of Columbia; and (2) *materials, supplies and equipment* used in the manufacture, sale, and distribution of malt beverages, and returned empty malt beverage containers (except commodities in bulk), from points in Alabama, Delaware, Florida, Georgia, Kentucky, Maryland, South Carolina, Ohio, Virginia, West Virginia, and the District of Columbia, to Eden, N.C., restricted against the transportation of commodities in bulk, in tank vehicles, or commodities requiring the use of special equipment.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Roanoke, Va.; Washington, D.C., or Charlotte, N.C.

MC 71452 (Sub-No. 15), filed November 28, 1977. Applicant: INDIANA TRANSIT, INC., 4300 West Morris Street, Indianapolis, Ind. 46241. Applicant's representative: Warren A. Goff, 2008 Clark Tower, 5100 Poplar Avenue, Memphis, Tenn. 38137. Authority is sought to operate as a motor *common carrier* in interstate or foreign commerce, over irregular routes, transporting: *General commodities* (except classes A and B explosives, commodities in bulk, household goods as defined by the Commission, and articles which, because of size or weight, require special equipment), between points in Adams, Allen, Bartholomew, Blackford, Boone, Brown, Carroll, Cass, Clay, Clinton, Daviess, Decatur,

Delaware, Fayette, Fulton, Gibson, Grant, Greene, Hamilton, Hancock, Hendricks, Henry, Howard, Huntington, Jackson, Jay, Jennings, Johnson, Knox, Kosciusko, Lawrence, Madison, Marion, Martin, Miami, Monroe, Montgomery, Morgan, Owen, Parke, Posey, Putnam, Randolph, Rush, Shelby, Sullivan, Tippecanoe, Tipton, Vanderburgh, Vigo, Wabash, Wayne, Wells, White, Whitley, Ripley, Jefferson, Scott, Orange, and Dubois Counties, Ind.; Hamilton County, Ohio; McCracken and Graves Counties, Ky.; Fayette and Macon Counties, Ill.; and Louisville, Ky. Restricted against the transportation of single articles or pieces which exceed 100 pounds in weight.

NOTE.—If a hearing is deemed necessary applicant requests that it be held at Indianapolis, Ind.

No. MC 74321 (Sub-No. 138), filed December 9, 1977. Applicant: B. F. Walker, Inc., P.O. Box 17-B, Denver, Colo. 80217. Applicant's representative: Richard P. Kissinger, Steele Park, Suite 330, 50 South Steele Street, Denver, Colo. 80209. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Iron and steel articles and construction materials* (except in bulk), from facilities of or utilized by Penn-Dixie Industries, Inc., Penn-Dixie Steel Corp., and subsidiaries of the foregoing companies, at or near Lansing, Mich.; Grand Rapids, Mich.; Petoskey, Mich.; Holland, Mich.; Detroit, Mich.; Milwaukee, Wis.; Chicago, Ill.; Blue Island, Ill.; Joliet, Ill.; Kokomo, Ind.; Fort Wayne, Ind.; North Judson, Ind.; Elkhart, Ind.; Cicero, Ind.; Centerville, Iowa; West Des Moines, Iowa; Denver, Colo.; Albuquerque, N. Mex.; Jackson, Miss.; Columbus, Ohio; Toledo, Ohio; Kingsport, Tenn.; Knoxville, Tenn.; South Pittsburgh (Richard City), Tenn.; Atlanta, Ga.; Salisbury, N.C.; Cabot, Pa.; Nazareth, Pa.; North Arlington, N.J.; and Newton, Kans., to points in the United States, except Alaska, Connecticut, Hawaii, Maine, Massachusetts, New Hampshire, New York, Rhode Island, and Vermont; and (2) *materials, equipment and supplies* (except in bulk) used in the manufacture and distribution of commodities named in (1) above, from points in the United States, except Alaska, Connecticut, Hawaii, Maine, Massachusetts, New Hampshire, New York, Rhode Island, and Vermont, to facilities of or utilized by Penn-Dixie Industries, Inc., Penn-Dixie Steel Corp., and subsidiaries of the foregoing companies, at or near points named in (1) above.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held in Indianapolis, Ind., Chicago, Ill., or Washington, D.C. Prehear-

ing conference, January 31, 1978, at 9:30 a.m., local time, at the offices of the Interstate Commerce Commission in Washington, D.C.

No. MC 75281 (Sub-No. 12), filed December 1, 1977. Applicant: RIGHTER TRUCKING CO., INC., 1238 Meadowbrook Drive, Cape Girardeau, Mo. 63701. Applicant's representative: Frank D. Hall, Suite 713, 3384 Peachtree Road NE., Atlanta, Ga. 30326. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Ground silica*, from Alexander County, Ill., to points in Alabama, Arizona, Arkansas, California, Colorado, Connecticut, Florida, Georgia, Idaho, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, Nevada, New Jersey, New York, North Carolina, Ohio, Oregon, Pennsylvania, South Carolina, Tennessee, Texas, Utah, Virginia, West Virginia, and Wisconsin.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Cairo, Ill.

No. MC 78400 (Sub-No. 57), filed November 28, 1977. Applicant: BEAUFORT TRANSFER CO., a corporation, P.O. Box 151, Gerald, Mo. 63037. Applicant's representative: Ernest A. Brooks II, 1301 Ambassador Building, St. Louis, Mo. 63101. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Glasshouse pots and accessories*, requiring protection from freezing service; and, (2) *refractory and refractory products*, from the plantsite and facilities of Laclede-Christy Clay Products Co. at Owensville, Mo., to points in the United States (except Alaska and Hawaii).

NOTE.—If a hearing is deemed necessary, applicant requests it be held at St. Louis or Jefferson City, Mo.

No. MC 82079 (Sub-No. 56), filed December 2, 1977. Applicant: KELLER TRANSFER LINE, INC., 5635 Clay Avenue SW., Grand Rapids, Mich. 49508. Applicant's representative: Edward Malinzak, 900 Old Kent Building, Grand Rapids, Mich. 49503. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Candy and confectionery products* (except in bulk), in mechanically refrigerated vehicles, from the plantsites and warehouse facilities of E. J. Brach & Sons, Inc., in Chicago and Carol Stream, Ill., to points in Michigan on, east and south of a line beginning at the intersection of U.S. Highway 23 and the Michigan-Ohio State line, and extending along U.S. Highway 23 north to its junction with Michigan Highway 21, then east along Michigan Highway 21 to its junction with Michigan Highway 15, then along Michigan Highway 15 to Bay City, Mich., restricted to traffic



originating at the named origins and destined to the named destinations.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Lansing, Mich. or Chicago, Ill.

No. MC 84739 (Sub-No. 27), filed: November 28, 1977. Applicant: SEVERSON TRANSPORT, INC., 621 Albion Road, Edgerton, Wis. 53534. Applicant's representative: Michael S. Varda, 121 South Pinckney Street, Madison, Wis. 53703. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Canned goods*, from the facilities of Krier Preserving Co. located at or near Belgium and Random Lake, Wis. to points in Pennsylvania on and west of U.S. Highway 15.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 97699 (Sub-No. 47), filed November 28, 1977. Applicant: BARBER TRANSPORTATION CO., a corporation, P.O. Drawer 1970, Rapid City, S. Dak. 57701. Applicant's representative: Leslie R. Kehl, Suite 1660 Lincoln Center, 1600 Lincoln Street, Denver, Colo. 80264. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities (except household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), serving points in Campbell, Sheridan, Johnson, Weston and Crook Counties, Wyo., as off-route points in connection with the carrier's authorized regular-route operations between Spearfish, S. Dak. and Billings, Mont.,*

NOTE.—If a hearing is deemed necessary, applicant requests that it be held at Rapid City, S. Dak.

No. MC 103993 (Sub-No. 911), filed December 5, 1977. Applicant: MORGAN DRIVE-AWAY, INC., 28651 U.S. 20 West, Elkhart, Ind. 46514. Applicant's representative: Paul D. Borghesani, (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Plastic pipe and fittings*, from Tulsa, Okla., to points in Arkansas, Colorado, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Michigan, Minnesota, Mississippi, Missouri, Nebraska, New Mexico, New York, North Carolina, North Dakota, Ohio, South Carolina, South Dakota, Tennessee, Texas, Wisconsin, Alabama, Pennsylvania, Maryland, New Jersey, West Virginia, Virginia and Delaware.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Tulsa, Okla.

No. MC 106674 (Sub-No. 273), filed December 2, 1977. Applicant: SCHILLI MOTOR LINES, INC., P.O. Box 123,

Remington, Ind. 47977. Applicant's representative: Linda J. Sundry, P.O. Box 123, Remington, Ind. 47977. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Nitrogen fertilizer solution* from the storage facilities of CF Industries, Inc., at or near Burns Harbor, Ind. to points in Michigan and Wisconsin.

NOTE.—If a hearing is deemed necessary, applicant requests it be held in Chicago, Ill., or Indianapolis, Ind.

No. MC 108676 (Sub-No. 114), filed November 28, 1977. Applicant: A. J. METLER HAULING & RIGGING, INC., 117 Chicamauga Avenue, Knoxville, Tenn. 37917. Applicant's representative: Louis J. Amato, P.O. Box E, Bowling Green, Ky. 42101. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Aluminum products and aluminum extrusions, and parts, materials and attachments* used in the assembly thereof, from the plantsite of Jarl Extrusions, Inc. located at Elizabethton, Tenn., to points in the United States (except Alaska and Hawaii).

NOTE.—If a hearing is deemed necessary, applicant requests it be held at either Nashville, Tenn. or Atlanta, Ga.

No. MC 110525 (Sub-No. 1216), filed November 2, 1977. Applicant: CHEMICAL LEAMAN TANK LINES, INC., 520 East Lancaster Avenue, Downingtown, Pa. 19335. Applicant's representative: Thomas J. O'Brien (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Chicken fat*, in bulk, in tank vehicles, from Linville and Winchester, Va. to Maspeth, N.Y.

NOTE.—If a hearing is deemed necessary, applicant requests that it be held in New York, N.Y.

No. MC 110817 (Sub-No. 23), filed November 18, 1977. Applicant: E. L. FARMER & CO., a corporation, P.O. Box 3512, Odessa, Tex. 79760. Applicant's representative: J. Michael Alexander, 136 Wynnewood Professional Building, Dallas, Tex. 75224. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Bentonite* (except those commodities described in the Mercer description) from points in Big Horn County, Wyo. to points in Texas, New Mexico, and Oklahoma.

NOTE.—If a hearing is deemed necessary, applicant requests that it be held at (1) Houston, Tex. or (2) Dallas, Tex.

No. MC 111231 (Sub-No. 223), filed November 14, 1977. Applicant: JONES TRUCK LINES, INC., 610 East Emma Avenue, Springdale, Ark. 72764. Applicant's representative: James B. Blair, 111 Holcomb Street, P.O. Box 869,

Springdale, Ark. 72764. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk and commodities requiring special equipment), (1) between New Orleans, La., and Hattiesburg, Miss., serving all intermediate points: From New Orleans over U.S. Highway 90 to junction U.S. Highway 11, thence over U.S. Highway 11 via Slidell, La., to Hattiesburg, and return over the same route; (2) between Mobile, Ala., and Poplarville, Miss., serving the intermediate point of Wiggins, Miss.: From Mobile over U.S. Highway 98 to junction Mississippi Highway 26 near Lucedale, Miss., thence over Mississippi Highway 26 to Poplarville, and return over the same route; (3) between Livingston, Ala., and Hattiesburg, Miss., serving all intermediate points: From Livingston over U.S. Highway 11 (also over Interstate Highway 59) to Hattiesburg, and return over the same route; (4) between Vicksburg, Miss., and Meridian, Miss., serving all intermediate points: From Vicksburg over U.S. Highway 80 (also 20) to Meridian, and return over the same route; (5) between Jackson, Miss., and New Orleans, La., serving all intermediate points: From Jackson over U.S. Highway 51 to its junction with Interstate Highway 10, thence over Interstate Highway 10 to New Orleans (also Interstate Highway 55 and Interstate Highway 10), and return over the same route; (6) between Brookhaven, Miss., and Laurel, Miss., serving all intermediate points: From Brookhaven over U.S. Highway 84 to Laurel, and return over the same route; (7) between Jackson, Miss., and Gulfport, Miss., serving all intermediate points: From Jackson over U.S. Highway 49 to Gulfport, and return over the same route; (8) between Hattiesburg, Miss., and Lucedale, Miss., serving all intermediate points: from Hattiesburg over U.S. Highway 98 to Lucedale, and return over the same route; (9) between Mobile, Ala., and the junction of U.S. Highway 11 and Interstate Highway 10 near Slidell, La., serving all intermediate points in Louisiana: from Mobile over Interstate Highway 10 (also U.S. Highway 90) to its junction with U.S. Highway 11 near Slidell, and return over the same route; (10) Between Slidell, La., and Lafayette, La., serving all intermediate points: from Slidell over U.S. Highway 190 (also over Interstate Highway 12 and Interstate Highway 10), and return over the same route; (11) between Baton Rouge, La., and New Orleans, La., serving all intermediate points: from Baton Rouge over U.S. Highway 61 to New Orleans, and return over the same route; (12) be-



tween Hattiesburg, Miss., and McComb, Miss., serving all intermediate points: from Hattiesburg over U.S. Highway 98 to McComb, and return over the same route; (13) between Leland, Miss., and Vicksburg, Miss., serving no intermediate points: from Leland over U.S. Highway 61 to its junction with Interstate Highway 20, thence over Interstate Highway 20 to Vicksburg, and return over the same route; (14) Serving as off-route points in connection with the regular routes described above, points in Louisiana and Mississippi within 200 miles of Poplarville, Miss.; alternate routes for operating convenience only: (15) between junction U.S. Highway 61 and 80 and Interstate Highway 20 bypass north and east of Vicksburg, Miss., and Baton Rouge, La., in connection with carrier's regular-route operations serving no intermediate points but serving Vicksburg, Miss., for purpose of joinder and local service. From junction U.S. Highways 61 and 80 and Interstate Highway 20 bypass north and east of Vicksburg, Miss., over U.S. Highway 61 to junction U.S. Highway 80 and Interstate Highway 20, thence over combined U.S. Highway 80 and Interstate Highway 20 to junction U.S. Highway 61, thence over U.S. Highway 61 to Baton Rouge, and return over the same route.

NOTE.—Any duplication of authority requested herein shall not be construed as conferring more than one operating right.

It is further requested that the certificate requested herein supersede certificate number MC 111231, Sub-No. 192 dated January 23, 1976. Said application intends to convert irregular-route authority to regular-route authority. If a hearing is deemed necessary, the applicant requests it be held in Jackson, Gulfport and Biloxi, Miss., Baton Rouge and New Orleans, La.

No. MC 111310 (Sub-No. 27), filed December 1, 1977. Applicant: BEER TRANSIT, INC., P.O. Box 352, Black River Falls, Wis. 54615. Applicant's representative: Wayne W. Wilson, P.O. Box 8004, Madison, Wis. 53708. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) *Malt beverages and related advertising materials and supplies and malt beverage dispensing equipment* when shipped therewith from Milwaukee, Wis. to St. Cloud, Minn.; (2) *rejected shipments and empty malt beverage containers* from St. Cloud, Minn., to Milwaukee, Wis.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at either Madison or Black River Falls, Wis.

No. MC 112520 (Sub-No. 246), filed November 28, 1977. Applicant: MCKENZIE TANK LINES, INC., P.O. Box 1200, Tallahassee, Fla. 32302. Ap-

plicant's representative: Thomas F. Panebianco (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Chemicals, in bulk, in tank vehicles, between points in Monroe County, Ala., on the one hand, and, on the other, points in Georgia, Florida, Alabama, Mississippi, Louisiana, Arkansas, and Tennessee.*

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests that it be held at Mobile, Ala., or Atlanta, Ga.

No. MC 113855 (Sub-No. 394), filed December 1, 1977. Applicant: INTERNATIONAL TRANSPORT, INC., 2450 Marion Road SE., Rochester, Minn. 55901. Applicant's representative: Alan Foss, 502 First National Bank Building, Fargo, N. Dak. 58102. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, in interstate or foreign commerce, transporting: *Agricultural implements and agricultural implement parts, between Big Stone County, Minn., and Ward County, N. Dak., on the one hand, and, on the other, points in the United States, including Alaska but excluding Hawaii.*

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at Minneapolis, Minn.

No. MC 114045 (Sub-No. 488), filed November 28, 1977. Applicant: TRANS-COLD EXPRESS, INC., P.O. Box 61228, Dallas-Fort Worth Airport, Tex. 75261. Applicant's representative: Arnold L. Burke, 180 N. LaSalle Street, Chicago, Ill. 60601. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Citrus products, frozen and nonfrozen, from Weslaco, Tex., to points in California, Colorado, Oklahoma, Oregon, and Washington.*

NOTE.—If a hearing is deemed necessary, applicant requests that it be held at Dallas, Tex., or Brownsville, Tex. Common control may be involved.

No. MC 114552 (Sub-No. 143), filed November 30, 1977. Applicant: SENN TRUCKING CO., a corporation, P.O. Drawer 220, Newberry, S.C. 29108. Applicant's representative: William P. Jackson, Jr., 3426 North Washington Boulevard, P.O. Box 1267, Arlington, Va. 22210. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Plywood, core stock, panelling, and composition board, from Savannah, Ga., to points in the United States in and east of North Dakota, South Dakota, Nebraska, Kansas, Oklahoma and Texas.*

NOTE.—If an oral hearing is deemed necessary, applicant requests that it be held in Savannah, Ga.

No. MC 114569 (Sub-No. 202), filed December 5, 1977. Applicant: SHAFFER TRUCKING, INC., P.O. Box 418, New Kingstown, Pa. 17072. Applicant's representative: N. L. Cummins (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Meats, meat products, meat byproducts, and articles distributed by meat packing-houses, as described in sections A and C of appendix I to the report in Descriptions in Motor Carrier Certificates, 61 MCC 209 and 766 (except hides and commodities in bulk, in tank vehicles), between the facilities of Premier Bone-less Meats, Inc., at or near Lyons, Nebr., and points in the United States (except Alaska and Hawaii).*

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at either Omaha, Nebr., or Washington, D.C.

No. MC 114890 (Sub-No. 76), filed December 1, 1977. Applicant: C. E. REYNOLDS TRANSPORT, INC., P.O. Box A, Joplin, Mo. 64801. Applicant's representative: T. M. Brown, 223 Ciudad Building, Oklahoma City, Okla. 73112. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Nitrogen fertilizer solutions, in bulk, in tank vehicles, from Trenton, Mo., to points in Kansas, Nebraska, Iowa, and Illinois.*

NOTE.—If a hearing is deemed necessary, applicant requests that it be held in Memphis, Tenn., or St. Louis, Mo.

No. MC 115841 (Sub-No. 579), filed November 8, 1977. Applicant: COLONIAL REFRIGERATED TRANSPORTATION, INC., Suite 110, 9041 Executive Park Drive, Knoxville, Tenn. 37919. Applicant's representative: E. Stephen Heisley, 805 McLachlen Bank Building, 666 11th Street NW., Washington, D.C. 20001. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) *New furniture, crated, and new furniture, uncrated, as described in appendix II to the report in Descriptions in Motor Carrier Certificates, 61 MCC 209, from points in Alamance, Beaufort, Chat-ham, Davie, Davidson, Forsyth, Guilford, Lee, Moore, Nash, Orange, Randolph, Rowan, Stanly, Surry, and Wayne Counties, N.C., to points in Arkansas, Louisiana, Mississippi, Texas, and Oklahoma. Restriction: New furniture, uncrated, moving to points in Oklahoma and Texas, shall be transported only in mixed loads with new furniture, crated; (2) *new furniture, crated and uncrated, as described in appendix II to the report in Descriptions in Motor Carrier Certificates, 61 MCC 209, from Toccoa, Ga., to points in Alabama, Arkansas, Florida, Kentucky, Louisiana, Mississippi, Oklaho-**



ma, South Carolina, Tennessee, and Texas; (3) *new furniture*, from points in that part of North Carolina on, east, and south of a line beginning at the Virginia-North Carolina State line and extending along U.S. Highway 29 to Reidsville, N.C., thence along U.S. Highway 158 to Mocksville, N.C., thence along U.S. Highway 64 to Statesville, N.C., thence along U.S. Highway 21, to Charlotte, N.C., thence along U.S. Highway 29 to the North Carolina-South Carolina State line to points in Georgia, South Carolina, Florida, and Alabama; and (4) *new furniture*, from points in North Carolina east of Transylvania, Haywood, Madison, Yancey, Mitchell, Avery, Watauga, Ashe, and Alleghany Counties to points in Georgia, Florida, Alabama, Arkansas, Louisiana, Oklahoma, Texas, and Mississippi.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Raleigh, N.C.

No. MC 115904 (Sub-No. 887, filed November 30, 1977. Applicant: GROVER TRUCKING CO., 1710 West Braodway, Idaho Falls, Idaho 83401. Applicant's representative: Irene Warr, 430 Judge Building, Salt Lake City, Utah 84111. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Plastic, plastic articles, plastic pipe, tubing, fittings, connections and materials, supplies and accessories used in the manufacture and installation, thereof* (except in bulk in tank vehicles), between the facilities of Robintech, Inc., located at or near Grinnell, Iowa, Rolla, Mo., and Hillsboro, Tex., on the one hand and on the other points in and west of Minnesota, Iowa, Missouri, Arkansas and Louisiana (except Alaska and Hawaii).

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Fort Worth, Tex., or Washington, D.C. Common control may be involved.

No. MC 116880 (Sub-No. 8), filed December 5, 1977. Applicant: WALTER D. DAVIS, INC., Bangor Street, Houlton, Maine 04730. Applicant's representative: Peter L. Murray, 30 Exchange Street, Portland, Maine 04111. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Citrus juices*, in bottles, in mixed loads with exempt commodities, from Boston, Mass., to ports of entry on the international boundary line between the United States and Canada located at or near Houlton and Calais, Maine, under a continuing contract or contracts with Atlantic Wholesalers.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Portland, Maine or Boston, Mass.

No. MC 117613 (Sub-No. 23), filed November 25, 1977. Applicant: D. M.

BOWMAN, INC., Route 9, Box 26, Hagerstown, Md. 21740. Applicant's representative: Edward N. Button, 1329 Pennsylvania Avenue, P.O. Box 1417, Hagerstown, Md. 21740. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Waste oils*, from points in New Jersey, Pennsylvania, and Delaware, to Baltimore, Md., under a continuing contract, or contracts, with Maryland Liquid Disposal, Inc.

NOTE.—Applicant holds motor common authority in No. MC-138438 (Sub-No. 7) and subs thereunder, therefore dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 118159 (Sub-No. 234) filed November 25, 1977. Applicant: NATIONAL REFRIGERATED TRANSPORT, INC., P.O. Box 51366, Dawson Station, Tulsa, Okla. 74151. Applicant's representative: Warren Taylor (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Malt beverages and related advertising materials* from Eden, N.C. to points in and east of Wisconsin, Illinois, Missouri, Louisiana, and Arkansas; and (2) *materials, equipment, and supplies* used in the manufacture, sale, and distribution of malt beverages, and *returned empty malt beverage containers* (except commodities in bulk), from points in and east of Wisconsin, Illinois, Missouri, Louisiana, and Arkansas to Eden, N.C.; and (3) *malt beverages and related advertising materials* between Fulton, N.Y.; Eden, N.C.; Milwaukee, Wis.; and Fort Worth, Tex.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 118202 (Sub-No. 82), filed November 30, 1977. Applicant: SCHULTZ TRANSIT, INC., P.O. Box 406, 323 Bridge Street, Winona, Minn. 55987. Applicant's representative: Thomas J. Beener, Waterloo Savings Bank Building, Suite 340, West Part at Cedar, P.O. Box 5,000, Waterloo, Iowa 50704. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, meat by-products, and articles* distributed by *meat packinghouses* as described in section A and C of appendix I to the report in Descriptions in Motor Carrier Certificates, 61 MCC 209 and 766 (except hides and commodities in bulk, from the facilities of Illini Beef Packers, Inc., at or near Joslin, Ill., to points in Iowa, Kentucky, Minnesota, and Wisconsin).

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Chicago, Ill.

No. MC 119531 (Sub-No. 164), filed November 30, 1977. Applicant: SUN

EXPRESS, INC., P.O. Box 1031, Warren, Ohio 44482. Applicant's representative: Paul F. Beery, 275 East State Street, Columbus, Ohio, 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Metal containers and covers*, from Leetsdale, Pa. to points in Illinois.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests that it be held in Columbus, Ohio.

No. MC 119917 (Sub-No. 47), filed December 1, 1977. Applicant: DUDLEY TRUCKING CO., INC., 724 Memorial Drive SE., Atlanta, Ga. 30316. Applicant's representative: William F. Dudley, 724 Memorial Drive SE., Atlanta, Ga. 30316. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Glass containers* from the facilities of Midland Glass Co. located at or near Warner Robins, Ga., to points in Williamsburg, Va. and points within its commercial zone.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Newark, N.J. or Atlanta, Ga.

No. MC 123069 (Sub-No. 21), filed December 5, 1977. Applicant: ALLER & SHARP, INC., 817 West Fifth Avenue, Columbus, Ohio 43212. Applicant's representative: Paul R. Bergant, 10 South La Salle Street, Suite 1600, Chicago, Ill. 60603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Salt and salt products, in packages* from Rittman, Fairport, and Lodi, Ohio to points in Indiana and the Chicago, Ill. Commercial Zone.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 123069 (Sub-No. 22), filed December 5, 1977. Applicant: ALLER & SHARP, INC., 817 West Fifth Avenue, Columbus, Ohio 43212. Applicant's representative: Paul R. Bergant, 10 South La Salle Street, Suite 1600, Chicago, Ill. 60603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Salt and salt products, in packages*, from Akron, Ohio, to points in Indiana and the Chicago, Ill. Commercial Zone.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 123407 (Sub-No. 417), filed November 28, 1977. Applicant: SAWYER TRANSPORT, INC., South Haven Square, U.S. Highway 6, Valparaiso, Ind. 46383. Applicant's representative: H. E. Miller, Jr. (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Pipe, fittings, valves, hy-*



drants, castings, and materials and supplies used in the installation thereof from Birmingham, Ala., to points in Utah and points in the United States in and east of North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, and Texas.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 123407 (Sub-No. 418), filed December 1, 1977. Applicant: SAWYER TRANSPORT, INC., South Haven Square, U.S. Highway 6, Valparaiso, Ind. 46383. Applicant's representative: H. E. Miller, Jr. (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Iron and steel articles* from Chicago Heights, Ill., to points in Indiana, Wisconsin, Ohio, Michigan, Kentucky, and Missouri.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests that it be held at Chicago, Ill.

No. MC 123407 (Sub-No. 419), filed December 1, 1977. Applicant: SAWYER TRANSPORT, INC., South Haven Square, U.S. Highway 6, Valparaiso, Ind. 46383. Applicant's representative: H. E. Miller, Jr. (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Pipe, fittings, valves, hydrants, castings, and materials and supplies used in the installation thereof* (except commodities in bulk) from the plantsite and storage facilities of Clow Corp., near Lincoln, Talladega County, Ala., to points in the United States (except Alaska, Hawaii, Iowa, Michigan, Minnesota, Nebraska, North Dakota, South Dakota, and Wisconsin).

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests that it be held at Chicago, Ill.

No. MC 123579 (Sub-No. 4), filed November 28, 1977. Applicant: HARBOUT AIR FREIGHT SERVICE, INC., 3570 Quakerbridge Road, P.O. Box 3215, Trenton, N.J. 08619. Applicant's representative: Russell S. Bernhard, 1625 K Street NW., Washington, D.C. 20006. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), between Philadelphia International Airport, Philadelphia, Pa., on the one hand, and, on the other, John F. Kennedy International Airport, New York, N.Y., restricted to transportation of traffic having a prior or subsequent movement by air.

NOTE.—If a hearing is deemed necessary, applicant requests that it be held at Philadelphia, Pa. Common control may be involved.

delphia, Pa. Common control may be involved.

No. MC 124078 (Sub-No. 758), filed November 2, 1977. Applicant: SCHWERMANN TRUCKING CO., a corporation, 611 South 28 Street, Milwaukee, Wis. 53215. Applicant's representative: Richard H. Prevette, P.O. Box 1601, Milwaukee, Wis. 53201. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Vegetable oils and products thereof*, in bulk, in tank vehicles, (1) from the plantsite and/or warehouse facilities of Cargill, Inc., located at or near Gainesville, Ga., to points in the United States in and east of Minnesota, Iowa, Nebraska, Kansas, Oklahoma and Texas; and (2) from points in Alabama, Arkansas, Delaware, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maryland, Minnesota, Mississippi, Missouri, Nebraska, North Carolina, Ohio, Oklahoma, South Carolina, Tennessee, Texas and Virginia, to the plantsite and/or warehouse facilities of Cargill, Inc. located at or near Gainesville, Ga.

NOTE.—If a hearing is deemed necessary, applicant requests that it be held at Atlanta, Ga. Common control may be involved.

No. MC 124078 (Sub-No. 765), filed December 1, 1977. Applicant: SCHWERMANN TRUCKING CO., a corporation, 611 South 28 Street, Milwaukee, Wis. 53215. Applicant's representative: James R. Ziperski, P.O. Box 1601, Milwaukee, Wis. 53201. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Plastic materials*, dry, in bulk, in tank vehicles, from Illiopolis, Ill., to points in Iowa, Missouri, Minnesota, Wisconsin, Michigan, Indiana, Ohio, Kentucky, Virginia, Tennessee, Mississippi, Georgia, and Massachusetts.

NOTE.—If a hearing is deemed necessary, applicant requests that it be held at Columbus, Ohio or Chicago, Ill. Common control may be involved.

No. MC 124692 (Sub-No. 188), filed December 20, 1977. Applicant: SAMMONS TRUCKING, P.O. Box 4347, Missoula, Mont. 59806. Applicant's representative: Donald W. Smith, Suite 945, 9000 Keystone Crossing, Indianapolis, Ind. 46240. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) *Iron, steel, zinc, lead, and articles or products thereof, building materials, construction materials, supplies and equipment*, and (2) *materials, supplies and equipment used in the manufacture and distribution of commodities named in (1) above* (except in bulk), from (A) the plantsites and warehouse facilities of Penn-Dixie Steel Corp. and Penn-Dixie Steel Industries, Inc., and Stephens Spring Co. located at or near Kokomo and Elkhart, Ind.;

Toledo and Columbus, Ohio; Lansing and Grand Rapids, Mich.; Denver, Colo.; Albuquerque, N. Mex.; Centerville, Iowa; Blue Island and Joliet, Ill.; Nazareth and Cabot, Pa.; Petoskey, Holland and Detroit, Mich.; Chicago, Ill.; Milwaukee, Wis.; West Des Moines, Iowa; Richard City, Tex.; North Judson, Ind.; Cicero, Ind. and Newton, Kans., to points in the U.S. (except Alaska, Hawaii, Maine, Vermont, New Hampshire, Massachusetts, Connecticut, District of Columbia, New Jersey, New York, Delaware, Maryland, West Virginia, Virginia, North Carolina, Tennessee, South Carolina, Georgia, Alabama, Mississippi and Florida); and (B) from points in the United States (except Alaska, Hawaii, Maine, Vermont, New Hampshire, Massachusetts, Connecticut, District of Columbia, New Jersey, New York, Delaware, Maryland, West Virginia, Virginia, North Carolina, Tennessee, South Carolina, Georgia, Alabama, Mississippi and Florida), to the plantsites and warehouse facilities of Penn-Dixie Steel Corp., Penn-Dixie Steel Industries, Inc., and Stephens Spring Co. located at or near Kokomo, Ft. Wayne, and Elkhart, Ind.; Toledo and Columbus, Ohio; Albuquerque, N. Mex.; Centerville, Iowa; Blue Island, Ill.; Joliet, Ill.; Petoskey, Holland and Detroit, Mich.; Chicago, Ill.; Milwaukee, Wis.; West Des Moines, Iowa; Richard City, Tex.; Atlanta, Ga.; Salisbury, N.C.; North Arlington, N.J.; North Judson, and Cicero, Ind. and Newton, Kans.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill. Prehearing conference, January 31, 1978 at 9:30 a.m. at the Offices of the Interstate Commerce Commission, Washington, D.C.

No. MC 124774 (Sub-No. 101), filed December 1, 1977. Applicant: MIDWEST REFRIGERATED EXPRESS, INC., 4440 Buckingham Drive, P.O. Box 7344, Omaha, Nebr. 68107. Applicant's representative: Edward A. O'Donnell, 1004 29th Street, Sioux City, Iowa 51104. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Meats, meat products, meat byproducts, and articles distributed by meat packinghouses* as described in sections A and C of appendix I to the report in descriptions in motor carrier certificates 61 MCC 209 and 766 (except hides and commodities in bulk, in tank vehicles), from the plantsites and storage facilities of Premier Boneless Meats at or near Lyons, Nebr. to points in Connecticut, Delaware, Illinois, Indiana, Maine, Maryland, Massachusetts, Michigan, New Hampshire, New Jersey, New York, Ohio, Pennsylvania, Rhode Island, Vermont, Virginia, West Virginia, Wisconsin, and the District of Columbia. Restriction: Restricted to the transportation of shipments originating at the above-de-



scribed shipper plantsites and storage facilities at or near the named origins and destined to the named destination points (except when moving in foreign commerce).

NOTE.—If a hearing is deemed necessary, applicant requests that it be held in Omaha, Nebr.

No. MC 126305 (Sub-No. 88), filed November 30, 1977. Applicant: BOYD BROTHERS TRANSPORTATION CO., INC., R.D. 1, Clayton, Ala. 36016. Applicant's representative: George A. Olsen, P.O. Box 357, Gladstone, N.J. 07934. Authority sought to operate as a common carrier, over irregular routes, transporting: (1) *Iron and steel, iron and steel articles, pipe and pipe fittings, valves, hydrants, parts thereof and accessories therefor*, from Birmingham, Ala., to points in the United States east of and including the States of North Dakota, South Dakota, Nebraska, Colorado, and New Mexico, and (2) *materials, equipment, machinery, and supplies* used in the manufacturing, processing, and distribution of the commodities named in (1) above, from points in the States named in (1) above to Birmingham, Ala.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Montgomery or Birmingham, Ala.

No. MC 127739 (Sub-No. 5), filed November 28, 1977. Applicant: BOYCE BRUCE, 417 North Metts Street, Louisville, Miss. 39339. Applicant's representative: John A. Crawford, 1700 Deposit Guaranty Plaza, P.O. Box 22567, Jackson, Miss. 39205. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: *Brick and Structural tile*, (1) between the plant and facilities of Delta-Shuqualak Brick & Tile Co., Inc., at or near Shuqualak, Miss., on the one hand, and, on the other, points in Alabama, Arkansas, Florida, Georgia, Kentucky, Louisiana, Missouri, Oklahoma, Tennessee, and Texas; (2) from points in Indiana, to the plant and facilities of Delta-Shuqualak Brick & Tile Co., Inc., at or near Shuqualak, Miss.; (3) between the plant and facilities of Delta Brick & Tile Co., Inc., at or near Indianola, Miss., on the one hand, and, on the other, points in Alabama, Arkansas, Florida, Georgia, Kentucky, Louisiana, Missouri, Oklahoma, Tennessee, and Texas; and (4) from points in Indiana to the plant and facilities of Delta Brick & Tile Co., Inc., at or near Indianola, Miss. Restriction: The operations authorized herein are limited to a transportation service to be performed under a continuing contract or contracts with Delta Brick & Tile Co., Inc.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Jackson, Miss.

No. MC 129226 (Sub-No. 5), filed November 28, 1977. Applicant: TO-JON

TRUCKING, INC., 6 Verly Court, Bethpage, N.Y. 11714. Applicant's representative: Morton E. Kiel, Suite 6193, 5 World Trade Center, New York, N.Y. 10048. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: *Such commodities as are dealt in by persons who operate retail drug stores and materials, supplies, and equipment used in the conduct of such business (except in bulk)*, between Melville, N.Y., on the one hand, and, on the other, points in New Jersey and those in Rockland and Orange Counties, N.Y., under a continuing contract or contracts with Genovese Drug Stores, Inc., located at Melville, N.Y.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at New York, N.Y.

No. MC 134064 (Sub-No. 8), filed November 23, 1977. Applicant: INTER-STATE TRANSPORT, INC., 1820 Atlanta Highway, Gainesville, Ga. 30501. Applicant's representative: Charles M. Williams, 350 Capitol Life Center, 1600 Sherman Street, Denver, Colo. 80203. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: I. *petroleum and petroleum products, vehicle body sealer, and/or sound deadener compound (except in bulk)*, and filters, from points in Marion county, Tenn., to the District of Columbia and in the States in and east of Wisconsin, Iowa, Missouri, Oklahoma, and Texas, restricted to traffic originating at points in Marion County, Tenn.; II. *materials, supplies, and equipment used in the manufacture, sale, and distribution of the commodities named in part I above (except in bulk)*, from points in Ohio, West Virginia, Pennsylvania, Alabama, Georgia, Virginia, and Kentucky, to Marion County, Tenn., restricted to traffic destined to points in Marion County, Tenn.; and III. *petroleum and petroleum products, vehicle body sealer, and/or sound deadener compound (except in bulk)*, and filters, from points in Ohio, New York, Rhode Island, Pennsylvania, and West Virginia, to points in Marion county, Tenn., restricted to traffic destined to Marion County, Tenn.

NOTE.—Common control may be involved. If a hearing is deemed necessary, Applicant requests that it be held in Washington, D.C., or Atlanta, Ga.

No. MC 134262 (Sub-No. 13), filed November 28, 1977. Applicant's name: FARMERS FEED & SUPPLY TRANSPORTATION, INC., Boyden, Iowa 51234. Applicant's representative: Bradford E. Kistler, P.O. Box 82028, Lincoln, Neb. 68501. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: (1) *Calcium chloride*, (a) from Ludington, Mich., and

Boyden, Iowa, to points in North Dakota, Nebraska, Oklahoma, Missouri, Illinois, Indiana, and Wisconsin; (b) from Midland, Mich., to points in Iowa, Kansas, Minnesota, South Dakota, North Dakota, Nebraska, Oklahoma, Missouri, Illinois, Indiana, and Wisconsin; (2) *salt*, from points in Utah in and north of Tooele, Utah, Wasatch and Summit Counties, Utah, to points in Iowa, Nebraska, Minnesota, South Dakota, Kansas, Missouri, and Wisconsin; and (3) *lignin pitch*, from Green Bay and Rothschild, Wis., to points in Texas, Oklahoma, and Louisiana. Restricted against the transportation of liquids in bulk, and further restricted to a transportation service to be performed under a continuing contract, or contracts, with Farmers Feed & Supply, Inc., of Boyden, Iowa.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Omaha, Nebr.

No. MC 134286 (Sub-No. 37), filed November 30, 1977. Applicant: ILLINI EXPRESS, INC., P.O. Box 1564, Sioux City, Iowa 51102. Applicant's representative: Charles J. Kimball, 350 Capitol Life Center, 1600 Sherman Street, Denver, Colo. 80203. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Meats, meat products, meat by products, and articles distributed by meat packinghouses* as described in sections A, B, and C of appendix I to the report in Descriptions in Motor Carrier Certificates, 61 MCC 209 and 766 (except hides and commodities in bulk), in vehicles equipped with mechanical refrigeration, from the plantsites and storage facilities utilized by John Morrell & Co. at or near Sioux Falls, S. Dak., and Sioux City, Estherville, and Humboldt, Iowa, to points in Tennessee, North Carolina, South Carolina, Georgia, Florida, Alabama, Mississippi, and Louisiana, restricted to traffic originating at the above-named origins, and destined to points in named destination States.

NOTE.—Common control may be involved. If a hearing is deemed necessary, Applicant requests that it be held at Sioux City, Iowa, or Omaha, Nebr.

No. MC 134286 (Sub-No. 38), filed November 30, 1977. Applicant: ILLINI EXPRESS, INC., P.O. Box 1564, Sioux City, Iowa 51102. Applicant's representative: Charles J. Kimball, 350 Capitol Life Center, 1600 Sherman Street, Denver, Colo. 80203. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Meats, meat products, meat by products, and articles distributed by meat packinghouses* as described in sections A, B, and C of appendix I to the report in Descriptions in Motor Carrier Certificates, 61 MCC 209 and 766 (except hides and com-



modities in bulk), in vehicles equipped with mechanical refrigeration, from the plantsites and storage facilities utilized by John Morrell & Co. at or near Sioux Falls, S. Dak., and Sioux City, Estherville, and Humboldt, Iowa, to points in Maine, New Hampshire, Vermont, Massachusetts, Rhode Island, Connecticut, New York, Pennsylvania, Delaware, New Jersey, Maryland, West Virginia, and the District of Columbia, restricted to traffic originating at the above-named origins, and destined to points in named destination States.

NOTE.—Common control may be involved. If a hearing is deemed necessary, Applicant requests that it be held at Sioux City, Iowa, or Omaha, Nebr.

No. MC 134755 (Sub-No. 122), filed November 21, 1977. Applicant: CHARTER EXPRESS, INC., P.O. Box 3772, Springfield, Mo. 65804. Applicant's representative: Larry D. Knox, 600 Hubbell Building, Des Moines, Iowa 50309. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum, petroleum products, vehicle body sealers, deadner compounds (except in bulk), oil filters, and air filters*, (1) from Bradford and Petrolia, Pa., to points in Arizona, California, Colorado, Idaho, Kansas, Missouri, Montana, Nevada, New Mexico, Oregon, Utah, Washington, and Wyoming; (2) from Emlenton, Farmers Valley, and New Kensington, Pa.; Congo and St. Marys, W. Va.; and Buffalo, N.Y., to points in Arizona, California, Colorado, Idaho, Kansas, Missouri, Montana, Nevada, New Mexico, Oklahoma, Oregon, Texas, Utah, Washington, and Wyoming; and (3) from Portland, Oreg., to points in Washington, Montana, Idaho, Utah, North Dakota, South Dakota, and Wyoming.

NOTE.—Applicant holds contract carrier authority in MC 138398 (Sub-No. 2) and sub numbers thereunder, therefore, dual operation may be involved. Common control may also be involved. If a hearing is deemed necessary, applicant requests it be held at Kansas City, Mo., or Pittsburgh, Pa.

No. MC 136818 (Sub-No. 21), filed December 1, 1977. Applicant: SWIFT TRANSPORTATION CO., INC., 335 West Elwood, P.O. Box 3902, Phoenix, Ariz. 85030. Applicant's representative: Donald E. Fernaays, Suite 320, 4040 East McDowell Road, Phoenix, Ariz. 85008. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Merchandise dealt in by wholesale, retail, chain grocery, and food business houses*, in vehicles equipped with mechanical refrigeration (except commodities in bulk, in tank vehicles) from the plant and warehouse facilities of Kraft, Inc., at Springfield, Miss., to points in Alabama, Arizona,

Arkansas, California, Colorado, Florida, Georgia, Kansas, Kentucky, Louisiana, Mississippi, New Mexico, North Carolina, Oklahoma, South Carolina, Tennessee, Texas, and Virginia. Restricted to traffic originating at the above-named origin and destined to the above destination States.

NOTE.—Applicant holds motor contract carrier authority in No. MC 136897 and sub numbers thereunder, therefore dual operations may be involved. If a hearing is deemed necessary, applicant requests that it be held at Chicago, Ill., or Phoenix, Ariz.

No. MC 138875 (Sub-No. 65), filed November 30, 1977. Applicant: SHOE-MAKER TRUCKING CO., a corporation, 11900 Franklin Road, Boise, Idaho 83705. Applicant's representative: F. L. Sigloh, 11900 Franklin Road, Boise, Idaho 83705. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Such products as are dealt in by wholesale and retail distributors of floor, wall, ceiling, and counter coverings (except products in bulk) from Pensacola, Fla.; Newark and Salem, N.J.; Owensboro, Ky.; Beaver Falls and Marietta, Pa.; Dyersburg, Tenn.; and Houston, Miss.; to the facilities of Construction Specialties Co., Inc., located in Ada and Canyon Counties, Idaho.*

NOTE.—If a hearing is deemed necessary, applicant requests that it be held at Boise, Idaho, or Salt Lake City, Utah.

No. MC 139495 (Sub-No. 289), filed November 30, 1977. Applicant: NATIONAL CARRIERS, INC., 1501 East 8th Street, P.O. Box 1358, Liberal, Kans. 67901. Applicant's representative: Herbert Alan dubin, 1320 Fenwick Lane, Suite 500, Silver Spring, Md. 20910. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Intravenous solutions, related drugs, medicines, and related medical supplies from the plantsite and storage facilities of Travenol Laboratories, Inc., located at or near Memphis, Tenn., to Mansfield, Mass.; Lockland, Ohio; Cleveland, Ohio; Melvindale, Mich.; Buffalo, N.Y.; Indianapolis, Ind.; Morton Grove, Ill.; Minneapolis, Minn.; and McKees Rocks, Pa.*

NOTE.—If a hearing is deemed necessary, applicant requests that it be held at Washington, D.C.

No. MC 139923 (Sub-No. 38), filed December 2, 1977. Applicant: MILLER TRUCKING CO., INC., P.O. Drawer D, Stroud, Okla. 74079. Applicant's representative: Jack H. Blanshan, Suite 200, 205 West Touhy Avenue, Park Ridge, Ill. 60068. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Cheese, cheese products and synthetic cheese*, (except commodities in bulk), from the plant-

sites and storage facilities of or utilized by L. D. Schreiber Cheese Co., Inc., located in Barry, Jasper, Lawrence and Newton Counties, Mo., to points in Arizona, California, Colorado, Idaho, Nevada, Oregon, Utah, and Washington, restricted to the transportation of traffic originating at the named origins and destined to the named destinations.

NOTE.—Applicant holds contract carrier authority in MC-139926 (Sub-No. 2), therefore dual operations may be involved. If a hearing is deemed necessary, the applicant requests it be held at either Chicago, Ill. or Milwaukee, Wis.

No. MC 140543 (Sub-No. 3), filed December 5, 1977. Applicant: Frank Garretson, R.R. No. 2, Morrison, Tenn. 35357. Applicant's representative: Boyd B. Ferris, 50 West Broad Street, Columbus, Ohio 43215. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Lumber, rough, from Jackson County, Ala., to points in Tennessee, North Carolina, Alabama, Virginia, Mississippi, Georgia, and Florida. Restricted to the transportation of shipments originating at or destined to the facilities of Word-Mead in Jackson County, Ala., under a continuing contract, or contracts, with the Mead Corporation, of Dayton, Ohio.*

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Huntsville, Ala.

No. MC 140587 (Sub-No. 5), filed November 30, 1977. Applicant: Cecil Claxton, Box 7, Route 3, Wrightsville, Ga. Applicant's representative: Ronald K. Kolins, 1055 Thomas Jefferson Street NW., Washington, D.C. 20007. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Malt beverages and related advertising materials*, from Eden, N.C., to points in Alabama, Florida, Georgia, and South Carolina, and (2) *materials, supplies, and equipment used in the manufacture, sale, and distribution of malt beverages, and returned empty malt beverage containers*, (except commodities in bulk), from points in Alabama, Florida, Georgia, and South Carolina to Eden, N.C.

NOTE.—If a hearing is deemed necessary the applicant requests it be held at Washington, D.C. Applicant also holds contract carrier authority MC 133492 (Sub. 1) and subs thereunder. Therefore dual operations may be involved.

No. MC-140829 (Sub-No. 65) filed December 1, 1977. Applicant: CARGO CONTRACT CARRIER CORP., P.O. Box 206, U.S. Highway 20, Sioux City, Iowa 51102. Applicant's representative, William J. Hanlon, 55 Madison Ave., Morristown, N.J. 07960. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular



routes, transporting: *Meat, meat products, meat by-products* and articles distributed by meat packinghouses, as described in Section A of Appendix I to the report in Descriptions in Motor Carrier Certificates, 61 M.C.C. 209 and 766 (except hides and commodities in bulk), in vehicles equipped with mechanical refrigeration, from the plant site and storage facilities utilized by John Morrell & Co. at or near Sioux Falls, S. Dak.; Estherville, Humboldt and Sioux City, Iowa to points in Connecticut, Delaware, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York, Pennsylvania, Rhode Island, Vermont, Virginia, West Virginia, and the District of Columbia, restricted to the transportation of traffic originating at the named origins and destined to points in the above named destination states.

NOTE.—Applicant holds contract carrier authority in MC-136408 Sub. & and other subs thereunder; therefore dual operations may be involved. If a hearing is deemed necessary the applicant requests it to be held in Washington, D.C.

No. MC 141312 (Sub-No. 3), filed November 28, 1977. Applicant: DOKTER TRUCKING CORP., P.O. Box 408, Weeping Water, Nebr. 68463. Applicant's representative: Bradford E. Kistler, P.O. Box 82028, Lincoln, Nebr. 68501. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Mineral filler*, from Weeping Water, Nebraska to the facilities of Certain-Teed Corp. at Kansas City, Mo., under a continuing contract, or contracts, with CertainTeed Corp.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Omaha, Nebr. or Kansas City, Mo.

No. MC 141635 (Sub-No. 2), filed December 5, 1977. Applicant: LAVERN GIBSON d.b.a. GIBSON SERVICE CO., P.O. Box 1123, Henderson, Tex. 75652. Applicant's representative: Billy R. Reid, P.O. Box 9093, Fort Worth, Tex. 76107. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Wrecked, disabled, repossessed, and replacement vehicles and trailers* (except mobile homes) by wrecker equipment, between points in Texas, on the one hand, and, on the other, points in the United States (except Alaska and Hawaii).

NOTE.—If a hearing is deemed necessary, it is requested that such hearing be held at Dallas or Fort Worth, Tex.

No. MC 141914 (Sub-No. 27) (Correction), filed October 31, 1977, published in the FEDERAL REGISTER issue of December 15, 1977, and republished as corrected, this issue. Applicant: FRANKS AND SON, INC., Route 1, Box 108A, Big Cabin, Okla. 74332. Applicant's representative: Kathrena J.

Franks (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Candies and confectionaries*, in temperature controlled vehicles, from Salt Lake City, Utah, to points in Alabama, Arkansas, California, Oregon, South Carolina, Tennessee, Texas, Oklahoma, and Washington.

NOTE.—Commission records reveal that dual operations are not involved. If a hearing is deemed necessary, applicant requests it be held at Salt Lake City, Utah. The purpose of this correction is to show correct dual operations statement.

No. MC 141914 (Sub-No. 28) (Correction), filed October 31, 1977, published in the FEDERAL REGISTER issue of December 15, 1977, and republished, as corrected, this issue. Applicant: FRANKS AND SON, INC., Route 1, Box 108A, Big Cabin, Okla. 74332. Applicant's representative: Kathrena J. Franks (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Paint and paint materials, stains, varnishes, protective coating materials, athletic field surfacing materials and the component materials* contained therein, and *advertising material* related thereto, between the plantsite of California Products Corp., Cambridge, Mass., on the one hand, and, on the other, points in the United States (except Alaska and Hawaii).

NOTE.—Commission records reveal that dual operations are not involved. If a hearing is deemed necessary, applicant requests it be held at Tulsa, Okla. or St. Louis, Mo. The purpose of this correction is to show correct dual operations statement.

No. MC 142062 (Sub-No. 8), filed November 28, 1977. Applicant: VICTORY FREIGHTWAY SYSTEM, INC., P.O. Box 62, Sellersburg, Ind. 47172. Applicant's representative: William P. Jackson, Jr., 3426 North Washington Boulevard, Post Office Box 1267, Arlington, Va. 22210. Authority sought to operate as a *contract carrier*, over irregular routes, transporting: (1) *Aluminum and aluminum products*, and such other commodities as are manufactured or distributed by a manufacturer of aluminum products, from facilities of Reynolds Metals Company at or near Louisville, Ky., to points in California, Oregon, and Washington; and (2) returned, refused or rejected shipments of the foregoing commodities, from points in California, Oregon, and Washington, to facilities of Reynolds Metals Co. at or near Louisville, Ky. Restriction: Restricted to the transportation of shipments under a continuing contract or contracts with Reynolds Metal Co.

NOTE.—If a oral hearing is deemed necessary, applicant requests that it be held in Louisville, Ky.

No. MC 142335 (Sub-No. 2), filed November 23, 1977. Applicant: C & E TRUCKING CO., INC., 8434 Tepic Drive, Paramount, Calif. 90723. Applicant's representative: Richard Celio, 1415 West Garvey Avenue, Suite 102, West Covina, Calif. 91790. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Waste and scrap paper for recycling*, from points in Arizona, to plant facilities utilized by Crown Zellerbach, Corp., located at or near Antioch, Calif.

NOTE.—If a hearing is deemed necessary, applicant requests that it be held at Los Angeles, Calif.

No. MC 142351 (Sub-No. 5), filed November 28, 1977. Applicant: CHEYENNE TRUCK LEASING, INC., 6500 Jerico Turnpike, Commack, N.Y. 11725. Applicant's representative: A. Charles Tell, 100 East Broad Street, Columbus, Ohio 43215. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Hibachis, barbecues, accessories and components, lawn chairs, charcoal, folding cots, zorries*, from Hicksville, Long Island, N.Y., to Illinois, Indiana, Florida, Pennsylvania, North Carolina, Ohio, Maine, Michigan, New Jersey, Virginia, Georgia, South Carolina, Connecticut, West Virginia, Maryland, and Delaware, under a continuing contract, or contracts, with Ivy Mar Corp.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at either New York, N.Y., or Washington, D.C. Applicant has pending common carrier authority in No. MC 142351 Sub-No. 7 therefore, dual operations may be involved.

No. MC 142608 (Sub-No. 4), filed November 28, 1977. Applicant: ASCENZO BROTHERS, INC., 535 Brush Avenue, Bronx, N.Y. 10465. Applicant's representative: John L. Alfano, 550 Mamaroneck Avenue, Harrison, N.Y. 10528. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel articles*, as described in Appendix V to the report in Descriptions in Motor Carrier Certificates, 61 M.C.C. 209, from Wallingford, Conn. to points in New York, New Jersey, and Pennsylvania, under a continuing contract or contracts with Cosid, Inc., located at New York, N.Y.

NOTE.—If a hearing is deemed necessary, applicant requests that it be held at New York, N.Y.

No. MC 142959 (Sub-No. 2), filed November 28, 1977. Applicant: DONALD L. AMENT and ROBERT ROBBEN-NOLT, a co-partnership d.b.a. A & R TRANSPORT, No. 5 King Henry Place, Billings, Mont. 59101. Applicant's representative: Jerome Anderson, 100 Transwestern Building, Billings, Mont. 59101. Authority sought to



operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Brick, building block, tile, sewer pipe, and allied clay products*, from the plant-site of The Lovell Clay Products Co. at Lewistown, Mont., to points in Wyoming and points in Colorado lying on the north of U.S. Highway 50; and (2) *Clay*, from points in Big Horn County, Wyo., to the plant-site of The Lovell Clay Products Co. at Lewistown, Mont. under continuing contract or contracts with The Lovell Clay Products Co.

NOTE.—If hearing is deemed necessary applicant requests it be held at Billings or Helena, Mont.

No. MC 143117 (Sub-No. 2), filed November 28, 1977. Applicant: SAV-ON TRANSPORTATION, INC., 143 Frontage Road, Manchester, N.H. 03103. Applicant's representative: Harry C. Pappas (same address as applicant). Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Meat, meat products, and meat by-products*, and articles distributed by meat packinghouses as described in Sections A and C of Appendix I to the report in Description in Motor Carriers Certificates, 61 M.C.C. 209,766 (except hides and pieces thereof and commodities in bulk), from the plant-site and storage facilities of the Great Plains Beef Co. at or near Council Bluffs, Iowa, to points in Alabama, Florida, Georgia, North Carolina, and South Carolina, under a continuing contract or contracts with Great Plains Beef Packers, Inc.

NOTE.—If a hearing is deemed necessary, applicant requests that it be held at Concord, N.H., or Boston, Mass. Applicant seeks common carrier authority in No. MC 141921 (Sub-No. 8); therefore dual operations may be involved.

No. MC 143228 (Sub-No. 1), filed December 1, 1977. Applicant: EDWARD C. BRAUN AND WILLIAM R. BRAUN, d.b.a. BRAUN TRUCKING SERVICE, P.O. Box 33, Hecker, Ill. 62248. Applicant's representative: Ernest A. Brooks, II, 1301 Ambassador Bldg. St. Louis, Mo. 63101. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Malt beverages*, from St. Louis, Mo. and Belleville, Ill., to St. Paul, Minn., and *Empty malt beverage containers and pallets* on return, under a continuing contract or contracts with Capitol City Distributing Co., Inc. and; (2) *Malt beverages*, from St. Paul, Minn., to Belleville, Ill., and empty malt beverage containers and pallets on return, under a continuing contract or contracts with The Universal Beverage Co., Inc.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at either St. Louis, Mo. or Springfield, Ill.

No. MC 143254 (Sub-No. 2), filed November 30, 1977. Applicant: BOSTON CONTRACT CARRIER, INC., P.O. Box 68, Brookline, Mass. 02167. Applicant's representative: Henry U. Snaveley, 410 Pine Street, Vienna, Va. 22180. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Adhesives*; (2) *Fabrics*; (3) *Fabrics laminated to urethane foam*; and (4) *equipment, materials, and supplies* used in the manufacture and distribution of the above commodities, between the facilities of R. H. Wyner Associates, Inc., in Stoughton, Mass., on the one hand, and, on the other, points in the United States (except Alaska and Hawaii), restricted (a) against the transportation of commodities in bulk, and (b) to the performance of a transportation service under a continuing contract or contracts with R. H. Wyner Associates, Inc., of Stoughton, Mass.

NOTE.—If a hearing is deemed necessary, applicant requests that it be held at Boston, Mass., or Washington, D.C.

No. MC 143472 (Sub-No. 2), filed December 1, 1977. Applicant: GMG ENTERPRISES, INC., 1479 Urbandale, Florissant, Mo. 63031. Applicant's representative: Gregory M. Rebman, Suite 1230, Marquette Building, 314 North Broadway, St. Louis, Mo. 63102. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Non-alcoholic beverages* from St. Louis, Mo., and its commercial zone to points in Illinois, Indiana, Iowa, Kansas, Kentucky, Ohio, Oklahoma, Tennessee (except Shelby County), and Wisconsin; (2) *glass bottles, non-alcoholic beverage cases and containers and pallets*, from points in Illinois, Indiana, Iowa, Kansas, Kentucky, Ohio, Oklahoma, Tennessee (except Shelby County), and Wisconsin to St. Louis, Mo., and its commercial zone, under a continuing contract or contracts with Taylor Beverages, Inc.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at St. Louis, Mo.

No. MC 143661 (Sub-No. 1), filed December 5, 1977. Applicant: SOLAR TRANSPORT, INC., P.O. Box 296, Palestine, Tex. 75801. Applicant's representative: Kenneth R. Hoffman, 1100 Milam Building, Suite 3300, Houston, Tex. 77002. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Solar panels and parts and accessories for solar panels*, from the facilities of Solar Manufacturing, Inc. located at or near Palestine, Tex., to all points in the United States (except Alaska and Hawaii) and (2) *Materials, equipment and supplies utilized in the manufacture, distribution, sales and installation of the com-*

*modities referred to in Part (1) above* (except commodities in bulk), from all points in the United States (except Alaska and Hawaii) to Palestine, Tex., under a continuing contract, or contracts, with Solar Manufacturing, Inc.

NOTE.—If a hearing is deemed necessary, applicant requests that it be held at Dallas or Houston, Tex. Common control may be involved.

No. MC 143677 (Sub-No. 1), filed December 2, 1977. Applicant: JIMMIE W. LEE d.b.a. LEE'S LOWBOY SERVICE, 13506 Giles Road, Omaha, Nebr. 68138. Applicant's representative: Joseph Winter, 33 N. LaSalle Street, Chicago, Ill. 60602. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Concrete and concrete products* (except commodities in bulk), from points in Nebraska to points in Colorado, Illinois, Iowa, Kansas, Minnesota, Missouri, North Dakota, South Dakota, and Wyoming.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Omaha, Nebr.

No. MC 143813 (Sub-No. 1), filed December 5, 1977. Applicant: P/C TRANSPORTATION LINES, INC., 830 West Fifth Avenue, Columbus, Ohio 43215. Applicant's representative: A. Charles Tell, 100 East Broad Street, Columbus, Ohio 43215. Applicant seeks authority to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Show or display cases and parts thereof*, and materials used in the manufacture, distribution or sale thereof, between Bellevue and Columbus, Ohio, on the one hand, and, on the other, points in the United States, including Alaska, and (except Hawaii), under a continuing contract or contracts, with the Columbus Show Case Co., of Columbus, Ohio.

NOTE.—If a hearing is deemed necessary, applicant requests it be held in Columbus, Ohio.

No. MC 143922, filed October 31, 1977. Applicant: HOLTZMAN DELIVERY SERVICE, INC., 1340 Schulte Road, St. Louis, Mo. 63141. Applicant's representative: David C. Drury, 111 South Meramec, Suite 506, Clayton, Mo. 63105. Authority is sought to operate as a *contract carrier*, over irregular routes, in the transportation of *new and used furniture, appliances and parts thereof*, between the warehouse facilities of Wickes Corp., located in Maryland Heights, Mo., and points in Bond, Calhoun, Fayette, Greene, Jefferson, Jersey, Madison, Macoupin, Marion, Montgomery, Perry, Randolph, St. Clair, and Washington Counties, Ill., under a continuing contract or contracts with Wickes Furniture Division of the Wickes Corp.



NOTE.—If a hearing is deemed necessary, the applicant requests that it be held at either Clayton or St. Louis, Mo.

No. MC 144003, filed November 3, 1977. Applicant: TIEDT TRUCKING CO., a corporation, R.R. 5, Lemont and Bluff Roads, Lemont, Ill. 60439. Applicant's representative: Donald S. Mullins, 4704 West Irving Park Road, Chicago, Ill. 60641. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Pre-cast concrete products*, (1) from the facilities of Chicago Pre-cast Products, Division of Condux International, Inc., located at or near Naperville, Ill., to points in Indiana, Iowa, Michigan, and Wisconsin, (2) from the facilities of Janesville Concrete Products, Division of Condux International, Inc., located at or near Janesville, Wis., to points in Illinois, Indiana, Iowa, and Michigan, under a continuing contract or contracts in (1) and (2) above with Chicago Pre-cast Products, Division of Condux International, Inc., and (3) from the facilities of Material Service Corp., located at or near Lockport, Ill., to points in Indiana, Iowa, Michigan, and Wisconsin, under a continuing contract or contracts with Material Service Corp.

NOTE.—If a hearing is deemed necessary, the applicant requests that it be held at Chicago, Ill.

No. MC 144011 (Clarification), filed November 14, 1977, published in the FEDERAL REGISTER issue of January 12, 1978, and republished, this issue. Applicant: HALL SYSTEMS, INC., 212 South 10th Street, Birmingham, Ala. 35233. Applicant's representative: Robert D. Hunter, 1700 First Alabama Bank Building, Birmingham, Ala. 35203. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, livestock, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment): (1) Between Birmingham, Ala., and New Orleans, La., from Birmingham over Interstate Highway 65 to junction Interstate Highway 10 thence over Interstate Highway 10 to New Orleans and return over the same route, (2) between Birmingham, Ala., and New Orleans, La., from Birmingham over U.S. Highway 31 to junction U.S. Highway 90 thence over U.S. Highway 90 to New Orleans and return over the same route. In connection with route 1 and route 2 above serving all intermediate points on route 2 from the Mississippi-Alabama state line to New Orleans and serving those same points as off-route points on route 1. In connection with route 1 above, serving Gainesville, Miss., as an off-route point. (3) Between Birmingham, Ala., and New Orleans, La., from

Birmingham over Interstate Highway 59 to New Orleans and return over the same route, (4) between Birmingham, Ala., and New Orleans, La., from Birmingham over U.S. Highway 11 to New Orleans and return over the same route. In connection with route 3 and route 4 above, serving Meridian, Miss., Laurel, Miss., Hattiesburg, Miss., and Slidell, La., as intermediate points and serving Gainesville, Miss., as an off-route point. Also serving all intermediate points on route 4 from the Mississippi-Alabama state line to New Orleans and serving the same points as off-route points on route 3. (5) Between Birmingham, Ala., and Jackson, Miss., from Birmingham over Interstate Highway 20 to Jackson and return over the same route, (6) between Birmingham, Ala., and Jackson, Miss., from Birmingham over U.S. Highway 11 to junction U.S. Highway 80 thence over U.S. Highway 80 to Jackson and return over the same route. In connection with route 5 and route 6 above, serving Meridian, Miss., as an intermediate point on both routes. Also serving all intermediate points on route 6 from the Mississippi-Alabama state line to Jackson, Miss., and serving those same points as off-route points on route 5, (7) between Jackson, Miss., and Gulfport, Miss., from Jackson over U.S. Highway 49 to Gulfport and return over the same route. In connection with route 7 above, serving all intermediate points between Jackson and Gulfport. Restrictions: No service from New Orleans, La., to points in Mississippi. No service to any Alabama points not in the commercial zone of Birmingham, Ala.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Birmingham, Ala., New Orleans, La. or Meridian, Miss. The purpose of this republication is to clarify number assigned to this applicant.

No. MC 144020 (Sub-No. 1), filed December 5, 1977. Applicant: LANE TRUCKING INC., 12642 O Street, Omaha, Nebr. 68137. Applicant's representative: Marshall D. Becker, Suite 530, Univac Building, 7100 West Center Road, Omaha, Nebr. 68106. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, and meat byproducts* (except hides and commodities in bulk) as described in Appendix I, Sections A and C of Descriptions in Motor Carrier Certificates, 61 MCC at 273: From Davenport, Dubuque, Cedar Rapids, Ottumwa, Marshalltown, Iowa Falls, Waterloo, Estherville, Des Moines, Fort Dodge, Sioux City, Cherokee, Denison, Glenwood, Perry, Storm Lake, and Columbus Junction, Iowa, Omaha, Fremont, Crete, Madison, Lyons, Schuyler, and Dakota City, Nebr., Minneapolis, St. Paul, Austin, Albert Lea, and Worthington, Minn.,

Huron, Mitchell, and Sioux Falls, S. Dak., Kansas City, Arkansas City, Great Bend, and Garden City, Kans., St. Louis and Marshall, Mo., to Merced, Stanislaus, San Joaquin, Alameda, San Francisco, Santa Clara, Yolo, Los Angeles, San Mateo, Sacramento, and Fresno Counties, Calif., under a continuing contract, or contracts, with Pacific Provisions, Inc.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at either Omaha, Nebr. or San Francisco, Calif.

#### PASSENGERS

No. MC 143851, filed October 14, 1977. Applicant: JAMES SULESKI, 11 Harwood Road, Marlton, N.J. 08053. Applicant's representative: James Suleski (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, in the transportation of *passengers*, having a prior or subsequent movement by air and such individuals associated in the movement of such passengers in specialized equipment, in special operations between John F. Kennedy Airport, Jamaica, N.Y., LaGuardia Airport, Queens, N.Y., Teterboro Airport, Teterboro, N.J., Newark International Airport, Newark, N.J., Philadelphia International Airport, Philadelphia, Pa., Bader Field, Atlantic City, N.J., Pomona Airport, Pomona, N.J., and Atlantic and Cape May Counties, N.J.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at either, Atlantic City, N.J. or Philadelphia, Pa.

No. MC 143998 (Correction), filed November 8, 1977, published in the FEDERAL REGISTER issue of December 30, 1977 as MC 144011, and republished, as corrected, this issue. Applicant: CLIFFORD T. GLENN, d.b.a. TALLY-HO CHARTER SERVICE, 1501 North Stanton, No. 6, El Paso, Tex. 79902. Applicant's representative: Clifford T. Glenn (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, in the transportation of *passengers, and their baggage* in same vehicle with passengers, in special and charter party operations, beginning and ending in El Paso, Tex., and extending to points in New Mexico, Arizona, and points on and east of U.S. Highway 15 in Utah, and points on and west of U.S. Highways 25 and 90 in Wyoming, and points on and west of U.S. Highway 25 in Colorado. Limited to twelve passengers including chauffeur in limousines.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at either El Paso, Tex., or Albuquerque, N. Mex. The purpose of this correction is to show correct number assigned as MC 143998.

#### FINANCE APPLICATIONS

The following applications seek approval to consolidate, purchase, merge,



lease operating rights and properties, or acquire control through ownership of stock, or rail carriers or motor carriers pursuant to sections 5(2) or 210a(b) of the Interstate Commerce Act.

An original and two copies of protests against the granting of the requested authority must be filed with the Commission within 30 days after the date of this FEDERAL REGISTER notice. Such protests shall comply with Special Rules 240(c) or 240(d) of the Commission's General Rules of Practice (49 CFR 1100.240) and shall include a concise statement of protestant's interest in the proceeding. A copy of the protest shall be served concurrently upon applicant's representative, or applicant, if no representative is named.

No. MC-F-12720. Authority sought to reopen the proceeding for amendment of the original application to seek authority for the merger of H. M. WITMYER, INC., 15 South Wolf Street, Manheim, Pa., into CENTRAL TRANSFER CO., 1080 Springfield Road, Union, N.J., for ownership, management, and operation, and for control by P. A. Albanese, of Union, N.J., of the operating rights and properties of H. M. Witmyer, Inc., through the merger. Applicant's attorney: A. David Millner, P.O. Box 1409, 167 Fairfield Road, Fairfield, N.J. 07006. Operating rights sought to be controlled: *General commodities*, with exceptions, as a *common carrier* over regular routes between Manheim, Pa., and Philadelphia, Pa., serving the intermediate points of Lititz and Lancaster, Pa., and *truck casters, machinery and parts, leather belting and leather*, as a *common carrier* over irregular routes between Manheim and Lancaster, Pa., on the one hand, and, on the other, Camden, N.J. Central Transfer Co., is authorized to operate as a *common carrier* in New York, New Jersey, and Pennsylvania. By order entered November 5, 1976, the Commission granted the original application by which Central Transfer Co. sought control of H. M. Witmyer, Inc. By order entered September 16, 1977, the Commission granted the requested reopening, permitted amendment of the application, and granted authority for the merger of H. M. Witmyer, Inc., into Central Transfer Co., for ownership, management, and operation, and for control by P. A. Albanese of the operating rights and properties of H. M. Witmyer, Inc., through the merger, subject to publication in the FEDERAL REGISTER of notice of filing of the amendment seeking merger.

No. MC-F-13443. Authority sought for purchase by DUFF TRUCK LINE, INC., Broadway and Vine Streets, Lima, Ohio, 45802, of a portion of the operating rights of Eastern Express, Inc., 1450 Wabash Avenue, Terre

Haute, Ind., 47808, and for acquisition by L. Eugene Duff, also of Broadway and Vine Streets, Lima, Ohio, of control of such rights through the purchase. Applicants' attorneys: A. David Millner, P.O. Box 1409, 167 Fairfield Road, Fairfield, N.J., 07006, and Roland Rice, 501 Perpetual Building, 1111 E Street N.W., Washington, D.C. 20004. Operating rights sought to be transferred: (1) That portion of Certificate No. MC-106943, authorizing the transportation of: *general commodities*, with the usual exceptions, as a *common carrier* over regular routes, (a) serving to and from points in Marion County, Ind., as intermediate or off-route points in connection with carrier's regular route operations to or from Indianapolis, Ind., (b) between Huntington, Ind., and Fort Wayne, Ind., serving no points, but serving the off-route point of Marion, Ind.: From Huntington over U.S. Highway 24 to Fort Wayne, and return over the same route, with restrictions; (c) between Indianapolis, Ind., and Huntington, Ind., serving the intermediate point of Marion, Ind.: From Indianapolis over Indiana Highway 37 to Huntington, and return over the same route, with restrictions; (d) between Indianapolis, Ind., and Cincinnati, Ohio, serving no intermediate points: From Indianapolis over U.S. Highway 52 to Cincinnati, and return over the same route. (2) That portion of Certificate No. 106943 (Sub-No. 51) authorizing the transportation of general commodities, except those of unusual value, Class A and B explosives other than small-arms ammunition, livestock, household goods as defined by the Commission, and liquids in bulk in tank trucks, between Indianapolis, Ind., and Cincinnati, Ohio, serving no intermediate points. From Indianapolis over U.S. Highway 52 to Cincinnati, and return over the same route. Vendee is authorized to operate as a *common carrier* in Illinois, Indiana, Kentucky, Michigan, Missouri, and Ohio. Application has been filed for temporary authority under Section 210a(b).

NOTE.—MC-14314 (Sub-No. 26) is a directly related matter.

No. MC-F-13463. Authority sought for purchase by THE LAKE SHORE MOTOR FREIGHT CO., 1200 South State Street, Girard, Ohio, 44420 of the operating rights of Olson Express, Inc., Ronald H. Gordon, Receiver, 309 Broadway Building, Lorain, Ohio, 44052, and for acquisition by Howard J. O'Malley, Jr., of 1200 South State Street, Girard, Ohio, 44420, John J. O'Malley of 2620 Thorntree Drive, Pittsburgh, Pa., and Lucille A. O'Linn of 30301 Windsor Drive, Bay Village, Ohio, of control of such rights through the purchase. Attorneys for transferor: Michael Spurlock and Paul Berry, Esquire, 275 East State Street, Columbus, Ohio, 43215. Transferee's

attorneys: John P. Tynan and A. David Millner, Esquire, c/o Bowes, Millner, Rodgers, Libenstein, & Werner, P.O. Box 1409, 167 Fairfield Road, Fairfield, N.J., 07006. Operating rights sought to be transferred: Under a Certificate of Registration in Docket No. MC-99038, authorizing the transportation of property from and to Lorain County, Ohio, also household goods, office furniture and fixtures to and from any point in Lorain County, Ohio, or within the State of Ohio. Vendee is authorized to operate as a motor *common carrier* in Connecticut, Illinois, Indiana, Kentucky, Maryland, Michigan, New Jersey, New York, Ohio, Pennsylvania, West Virginia, and Wisconsin. Application has been filed for temporary authority under section 210a(b).

NOTE.—MC-13569 (Sub-Nos. 34 and 35) is a directly related matter.

No. MC-F-13473. Authority sought for purchase by CENTRAL TRANSPORT, INC., P.O. Box 7007, Uwharrie Road, High Point, N.C., 27264, of a portion of the operating rights of Spector Freight System, Inc., 1050 Kingery Highway, Bensenville, Ill., 60106, and for acquisition by A. L. Honbarrier, P.O. Box 7007, Uwharrie Road, High Point, N.C., 27264, of control of such rights through the transaction. Applicants' representatives: Earle O. Jones, director, traffic and sales, P.O. Box 7007, High Point, N.C., 27264; E. Stephen Heisley, 666 Eleventh Street NW., Washington, D.C., 20001; and Jack Goodman, Axelrod, Goodman, Steiner & Bazelon, 39 South LaSalle Street, Chicago, Ill., 60603. Operating rights sought to be acquired: *Chemicals*, in bulk, over irregular routes, from Jersey City, N.J. to Charlotte, N.C. (portion of MC-69116). Vendee is authorized to operate as a *common carrier* in Alabama, Arkansas, Connecticut, Delaware, District of Columbia, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Louisiana, Maine, Maryland, Massachusetts, Michigan, Mississippi, Missouri, Nebraska, New Hampshire, New Jersey, New York, North Carolina, North Dakota, Ohio, Oklahoma, Pennsylvania, Rhode Island, South Carolina, South Dakota, Tennessee, Texas, Virginia, and West Virginia. Application has not been filed for temporary authority under Section 210a(b).

NOTE.—MC-118831 (Sub-No. 155) is a directly related matter.

No. MC-F-13476. Authority sought for purchase by COLONIAL TRANSPORTATION, INC., 38 May Avenue, Brockton, Mass., 02401 of the operating rights of Superior Motor Transportation Co., Inc., 69 Proctor Street, Boston, Mass., 02119, and for acquisition by Richard Bodel, 38 Hillcrest Drive, Pembroke, Mass., 02359 and John A. Buckley, 38 May Avenue,



Brockton, Mass., 02401 of control of such rights through the purchase. Transferee's attorney: Frank J. Weiner, 15 Court Square, Boston, Mass., 02108. Transferors attorney: Kenneth B. Williams, 84 State Street, Boston, Mass., 02109. Operating rights sought to be purchased: (I) *General commodities* (with exceptions), as a *common carrier*, over (A) regular routes, between (1) Boston, Mass. and Providence, R.I.; (2) Boston, Mass. and Worcester, Mass.; and (3) Boston, Mass. and Lynn, Mass.; (B) irregular routes between (1) Boston, Mass. and points in Massachusetts within 10 miles of Lowell, on the one hand, and, on the other, Boston, Mass. and points and places in Massachusetts within 12 miles of Boston; and, (II) *specific commodities*, over irregular routes, as more fully described in Certificates of Public Convenience and Necessity Nos. MC-2123 and MC-2123 (Sub-No. 3). Vendee is authorized to operate as a common carrier in Massachusetts pursuant to Certificate of Registration No. MC-120799 (Sub-No. 1). Application has been filed for temporary authority under Section 210a(b). A directly related application seeking conversion of vendee's certificate of registration to a certificate of public convenience and necessity is being simultaneously filed. Application has been filed for temporary authority under Section 210a(b).

NOTE.—MC-120799 (Sub-No. 2) is a directly related matter.

No. MC-F-13477. Authority sought for purchase by ARLEDGE TRANSFER, INC., 1100 Arnold Drive, West Burlington, Iowa, 52632, of the operating rights and property of Eugene C. Warren, d.b.a. Warren Trucking Co., Box 1144, Keokuk, Iowa 52632, and for acquisition by James G. Arledge, 2330 Mason Road, Burlington, Iowa 52601, and Arnold G. Arledge, 1426 Pine Street, Burlington, Iowa 52601, of control of such rights through the purchase. Applicants' representative: Thomas E. Leahy, Jr., 1980 Financial Center, Des Moines, Iowa, 50309. Operating rights sought to be transferred: *General commodities*, with exceptions as a *common carrier* over irregular routes between Elvaston, Ill., on the one hand, and, on the other, points in Illinois, Iowa, and Missouri within 85 miles of Elvaston, Ill., as set forth in Certificate MC-141139. Vendee is authorized to operate as a *common carrier* in Iowa, Illinois, and Missouri. Application has been filed for temporary authority under section 210a(b).

NOTE.—If a hearing is required, applicant requests assignment at Chicago, Ill. Application states Transferee intends to join Transferor's irregular route authority with Transferee's present regular route authority.

No. MC-F-13481. Authority sought for purchase by MORGAN TRUCK-

ING CO., 1201 E. 5th Street, P.O. Box 714, Muscatine, Iowa, 52761, of the operating rights and property of Glen R. Dusenberry, an individual, 1414 Grandview Ave., Muscatine, Iowa 52761, and for acquisition by Donald L. Morgan, 1201 E. Fifth Street, Muscatine, Iowa 52761, of control of such rights through the purchase. Applicants' attorney: Larry D. Knox, 600 Hubbell Building, Des Moines, Iowa 50309. Operating rights sought to be transferred: *Meats, meat products, meat by-products, and articles distributed by meat packinghouses* as described in Sections A and C of Appendix I to the report in Descriptions in Motor Carrier Certificates, 61 M.C.C. 209 and 766 (except hides and commodities in bulk), as a *common carrier* over irregular routes from Columbus Junction and Waterloo, Iowa, to points in Illinois, with restrictions; from the facilities of Wilson & Co., Inc., at Cedar Rapids, Iowa, to Chicago, Ill., with restrictions; from Columbus Junction and Waterloo, Iowa, to points in Missouri. Vendee is authorized to operate as a *common carrier* in all the States in the United States (except Alaska and Hawaii) including the District of Columbia. Application has been filed for temporary authority under section 210a(b).

No. MC-F-13486. Authority sought for purchase by WITTE TRANSPORTATION CO., P.O. Box 43564, St. Paul, Minn., 55164, of a portion of the operating rights of Scott's Transportation Service, Inc., P.O. Box 1136, Cedar Rapids, Iowa 52406, and for acquisition by Space Center, Inc., 444 Lafayette Road, St. Paul, Minn. 55101, of control of such rights through the transaction. Transferee's attorney: William S. Rosen, 630 Osborn Building, St. Paul, Minn. 55102; Transferor's attorney: James R. Madler, 120 West Madison, Chicago, Ill. 60602. Operating rights sought to be purchased: *General commodities*, with exceptions as a *common carrier*, over irregular routes, between points in Iowa and Illinois within 25 miles of Rock Island, Ill., including Rock Island, Ill.; *General commodities*, with exceptions as a *common carrier* over irregular routes, from Iowa City, Iowa, to points within 25 miles of Iowa City, except those located on or north of U.S. Highway 30; *General commodities*, with exceptions as a *common carrier*, over irregular and regular routes, from Chicago, Illinois to Iowa City, Iowa, serving intermediate and off route points in Cook County, Ill.; From Chicago over irregular routes to Bristol, Ill., thence over U.S. Highway 34 to junction Illinois Highway 92, thence over Illinois Highway 92 to junction U.S. Highway 6, and thence over U.S. Highway 6 to Iowa City, and return over the same route; as more fully described in Certificate No. MC-115554. Vendee is au-

thorized to operate as a common carrier in the states of Minnesota, Wisconsin, Iowa, and Missouri under authority contained in Certificate No. MC-8964 and subs thereunder. Approval of the transaction will not result in dual operations, splitting of operating authority, or duplicating authority. Application has been filed for temporary authority under section 210a(b).

#### OPERATING RIGHTS APPLICATION(S) DIRECTLY RELATED TO FINANCE PROCEEDINGS

The following operating rights application(s) are filed in connection with pending finance applications under section 5(2) of the Interstate Commerce Act, or seek tacking and/or gateway elimination in connection with transfer applications under Section 212(b) of the Interstate Commerce Act.

An original and two copies of protests to the granting of the authorities must be filed with the Commission within 30 days after the date of this FEDERAL REGISTER notice. Such protests shall comply with Special Rules 247(d) of the Commission's General Rules of Practice (49 CFR 1100.247) and include a concise statement of protestant's interest in the proceeding and copies of its conflicting authorities. Verified statements in opposition should not be tendered at this time. A copy of the protest shall be served concurrently upon applicant's representative, or applicant if no representative is named.

Each applicant states that there will be no significant effect on the quality of the human environment resulting from approval of its application.

No. MC 1647 (Sub-No. 7), filed December 28, 1977. Applicant: READING VAN AND STORAGE CO., a corporation, 1846 N.W. Boulevard, Vineland, N.J. 08360. Applicant's representative: Robert J. Gallagher, 1000 Connecticut Avenue NW., Suite 1200, Washington, D.C. 20036. Authority sought to operate as a *common carrier* by motor vehicle, over irregular routes, in the transportation of: *Household Goods* as defined by the Commission, Between points in New Jersey, Delaware, and New York City, N.Y., and Philadelphia, Pa., on the one hand, and, on the other, points in New York, New Jersey, Delaware, Maryland, Virginia, Pennsylvania, Massachusetts, Rhode Island, Connecticut, Georgia, North Carolina, South Carolina, Ohio, West Virginia, Florida, and the District of Columbia.

NOTE.—This is a gateway elimination application and is a matter directly related to FC-76849, published in the FEDERAL REGISTER issue of February 22, 1977. If a hearing is deemed necessary, applicant requests it be held at Vineland, N.J.

No. MC 13569 (Sub-No. 34), filed December 15, 1977. Applicant: THE



**LAKE SHORE MOTOR FREIGHT CO.**, a corporation, 1200 South State Street, Girard, Ohio 44420. Applicant's attorneys: A. David Millner, P.O. Box 1409, 167 Fairfield Road, Fairfield, N.J. 07006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General Commodities*, (except those of unusual value, Classes A & B explosives, and household goods), between Lorain, Ohio, on the one hand, and, on the other, points in Ohio, *household goods, office furniture and fixtures*, between points in Lorain County, Ohio, on the one hand, and, on the other, points in Ohio.

**NOTE.**—This application is directly related to MC-F-13463, The Lake Shore Motor Freight Co.—Purchase—Olson Express, Inc., published in a previous section of this FEDERAL REGISTER issue, and is for the purpose of converting the Certificates of Registration of Olson to a Certificate of Public Convenience and Necessity. If a hearing is deemed necessary, applicant requests that it be held at Columbus, Ohio.

No. MC 13569 (Sub-No. 35), filed December 15, 1977. Applicant: **THE LAKE SHORE MOTOR FREIGHT CO.**, a corporation, 1200 South State Street, Girard, Ohio 44420. Applicant's attorneys: A. David Millner, P.O. Box 1409, 167 Fairfield Road, Fairfield, N.J. 07006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General Commodities*, (except those of unusual value, Classes A & B explosives, livestock, household goods as defined by the Commission, commodities in bulk, and commodities requiring special equipment), between points in Ohio, on the one hand, and, on the other, points and places in Ohio, that part of New York, south of U.S. Highway 104 and west of U.S. Highway 11, that part of Pennsylvania west of a line beginning at the Pennsylvania-New York State Line and extending along U.S. Highway 11 to Pittston, Pa., thence along U.S. Highway 309 to Hazleton, Pa., thence along Pennsylvania Highway 29 to Tamaqua, Pa., thence along U.S. Highway 209 to Pottsville, Pa., thence along U.S. Highway 122 to Oxford, Pa., and thence along U.S. Highway 1 to the Pennsylvania-Maryland State Line, and those in that part of West Virginia west of U.S. Highway 19 and north of U.S. Highway 60, including points and places on the indicated portions of the highways specified; and points in Essex, Union, Bergen, Passaic, Hudson and Middlesex Counties, N.J.

**NOTE.**—This application is directly related to MC-F-13463, The Lake Shore Motor Freight Co.—Purchase—Olson Express, Inc., published in a previous section of this FEDERAL REGISTER issue. The Lake Shore Motor Freight Co., holds authority to transport general commodities, with the usual exceptions, over irregular routes in Certificate MC-13569 and Sub 11 thereto. The purpose

of this GATEWAY ELIMINATION application is to provide for tacking of the authority sought to be acquired in MC-F-13463 with that presently held under Certificate MC-13569 and Subs. If a hearing is deemed necessary, applicant requests that it be held at Columbus, Ohio.

No. MC 14314 (Sub-No. 26), filed November 29, 1977. Applicant: **DUFF TRUCKLINE, INC.**, Broadway and Vine Street, Lima, Ohio 45802. Applicant's representative: A. David Millner, P.O. Box 1409, 167 Fairfield Road, Fairfield, N.J. 07006. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: (1) *General commodities*, (except Class A and B explosives, livestock, grain, petroleum products, in bulk, household goods as defined by the Commission, and commodities requiring special equipment), serving to and from points in Marion County, Ind., as intermediate or off-route points in connection with carrier's regular route operations to or from Indianapolis, Ind. between Huntington, Ind., and Fort Wayne, Ind., serving no points, but serving the off-route point of Marion, Ind.; from Huntington over U.S. Highway 24 to Fort Wayne, and return over the same route. Between Indianapolis, Ind., and Huntington, Ind., serving the intermediate point of Marion, Ind.; from Indianapolis over Indiana Highway 37 to Huntington, and return over the same route. Alternate routes for operating convenience only: between Indianapolis, Ind., and Cincinnati, Ohio, serving no intermediate points; from Indianapolis over U.S. Highway 52 to Cincinnati, and return over the same route. (2) *General commodities*, (except those of unusual value, Class A and B explosives other than small-arms ammunition, livestock, household goods as defined by the Commission, and liquids in bulk in tank trucks), between Indianapolis, Ind., and Cincinnati, Ohio, serving no intermediate points, from Indianapolis over U.S. Highway 52 to Cincinnati, and return over the same route.

**NOTE.**—This application is directly related to MC-F-13443 Duff Truck Line, Inc.—Purchase portion—Eastern Express, Inc., published in a previous section of this FEDERAL REGISTER issue. The purpose of this filing is to eliminate certain restrictions contained in the authority of Eastern Express, Inc., sought to be purchased by applicant. If a hearing is deemed necessary, applicant requests that it be held at Columbus, Ohio or Washington, D.C.

No. MC 63837 (Sub-No. 6), filed September 9, 1977. Applicant: **DIGGINS & ROSE, INC.** 3 Sagamore Park Road, Hudson, N.H. 03051. Applicant's representative: Francis E. Barrett, Jr., 10 Industrial Park Road, Hingham, Mass. 02043. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods* (1) between points in

Massachusetts, New Hampshire, Maine, Vermont, Rhode Island, Connecticut, New York, New Jersey, Pennsylvania, Maryland, Delaware, and the District of Columbia; and (2) between Auburn and Lewiston, Me. on the one hand, and, on the other, points in Maine, New Hampshire, and Massachusetts and ports of entry on the United State-Canada boundary line at or near Caanan, Norton, Derby Line and Troy, Vt.

**NOTE.**—This application is directly related to transfer application simultaneously filed in Docket No. MC-FC-77457. The purpose of this application is to tack transferor's and Transferee's certificates and eliminate the gateway of 25 miles of Boston, Mass.

No. MC 118831 (Sub-No. 155), filed December 29, 1977. Applicant: **CENTRAL TRANSPORT, INC.**, P.O. Box 7007, High Point, N.C. 27264. Applicant's representative: Earlie O. Jones (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Chemicals*, in bulk, over irregular routes, from Jersey City, N.J., to points in Alabama, Arkansas, Florida, Georgia, Illinois, Indiana, Kentucky, Michigan, Mississippi, Missouri, North Carolina, Ohio, South Carolina, Tennessee, Virginia, West Virginia (except Kanawha County), and Wisconsin; and (2) *dry chemicals*, in bulk, over irregular routes from Jersey City, N.J., to points in Iowa, Kansas, Louisiana, Minnesota, Oklahoma, and Texas.

**NOTE.**—This application is directly related to the application filed by Central Transport, Incorporated in MC-F-13473 to purchase a portion of the operating rights to Spector Freight System, Inc. Applicant seeks to eliminate the gateways at Charlotte, N.C.; Lanette, Ala., and Robertson County, Tenn. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C. or Chicago, Ill.

No. MC 120799 (Sub-No. 2), filed December 28, 1977. Applicant: **COLONIAL TRANSPORTATION, INC.**, 38 May Avenue, Brockton, Mass. 02401. Applicant's representative: Frank J. Weiner, 15 Court Square, Boston, Mass. 02108. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined in Practices of Motor Common Carriers of Household Goods, 17 M.C.C. 467, commodities in bulk and those commodities requiring special equipment), between points in Massachusetts.

**NOTE.**—The purpose of this filing is to convert a Certificate of Registration to a Certificate of Public Convenience and Necessity. This matter is directly related to a Section 5(2) finance proceeding in Docket No. MC-F-13476 published in a previous section of this FEDERAL REGISTER issue. If a hearing is



deemed necessary, applicant requests that it be held at Boston, Mass.

#### MOTOR CARRIER ALTERNATE ROUTE DEVIATIONS

The following letter-notices to operate over deviation routes for operating convenience only have been filed with the Commission under the Deviation Rules—Motor Carrier of Property (49 CFR 1042.4(c)(11)).

Protests against the use of any proposed deviation route herein described may be filed with the Commission in the manner and form provided in such rules at any time, but will not operate to stay commencement of the proposed operations unless filed within 30 days from the date of this FEDERAL REGISTER notice.

Each applicant states that there will be no significant effect on the quality of the human environment resulting from approval of its request.

#### MOTOR CARRIERS OF PROPERTY

No. MC 1074 (Deviation No. 11), ALLEGHENY FREIGHT LINES, INC., P.O. Box 2080, Winchester, Va. 22601, filed January 13, 1978. Carrier proposes to operate as a *common carrier*, by motor vehicle, of: *General commodities*, with certain exceptions, over a deviation route as follows: From Cincinnati, Ohio, over Interstate Highway 71 North to junction Interstate Highway 270 East, thence over Interstate Highway 270 to junction Interstate Highway 70, thence over Interstate Highway 70 to junction Interstate Highway 79, thence over Interstate Highway 79 to Morgantown, W. Va., and return over the same route for operating convenience only. The notice indicates that the carrier is presently authorized to transport the same commodities over a pertinent service route as follows: From Cincinnati, Ohio, over U.S. Highway 50 to junction Interstate Highway 79, thence over Interstate Highway 79 to Morgantown, W. Va., and return over the same route.

No. MC 2202 (Deviation No. 165), ROADWAY EXPRESS, INC., P.O. Box 471, 1077 Gorge Boulevard, Akron, Ohio 44309, filed January 11, 1978. Carrier proposes to operate as a *common carrier*, by motor vehicle, of: *General commodities*, with certain exceptions, over a deviation route as follows: From Pryor, Okla., over Oklahoma Highway 20 to Claremore, Okla., and return over the same route for operating convenience only. The notice indicates that the carrier is presently authorized to transport the same commodities over a pertinent service route as follows: From Pryor, Okla., over U.S. Highway 69 to junction U.S. Highway 66, thence over U.S. Highway 66 to Claremore, Okla., and return over the same route.

No. MC 109533 (Deviation No. 15), OVERNITE TRANSPORTATION CO., P.O. Box 1216, Richmond, Va. 23209, filed January 11, 1978. Carrier proposes to operate as a *common carrier*, by motor vehicle, of: *General commodities*, with certain exceptions, over a deviation route as follows: From Hagerstown, Md., over Interstate Highway 81 to junction Interstate Highway 64, thence over Interstate Highway 64 to Lexington, Va., and return over the same route for operating convenience only. The notice indicates that the carrier is presently authorized to transport the same commodities over a pertinent service route as follows: From Hagerstown, Md., over Interstate Highway 70 to junction Interstate Highway 270, thence over Interstate Highway 270 to junction Interstate Highway 495, thence over Interstate Highway 495 to junction Interstate Highway 66, thence over Interstate Highway 66 to junction U.S. Highway 29 thence over U.S. Highway 29 to junction Interstate Highway 64, thence over Interstate Highway 64 to junction Interstate Highway 81, thence over Interstate Highway 81 to junction U.S. Highway 11, thence over U.S. Highway 11 to Lexington, Va., and return over the same route.

#### MOTOR CARRIER INTRASTATE APPLICATION(S)

The following application(s) for motor common carrier authority to operate in intrastate commerce seek concurrent motor carrier authorization in interstate or foreign commerce within the limits of the Intrastate authority sought, pursuant to section 206(a)(6) of the Interstate Commerce Act. These applications are governed by special rule 245 of the Commission's general rules of practice (49 CFR 1100.245), which provides, among other things, that protests and requests for information concerning the time and place of State commission hearings or other proceedings, any subsequent changes therein, and any other related matters shall be directed to the State commission with which the application is filed and shall not be addressed to or filed with the Interstate Commerce Commission.

California Docket No. A. 57752, filed December 20, 1977. Applicant: ARVO LYLY & SONS, a copartnership, end of Old Hollow Tree Road, P.O. Box 483, Ukiah, Calif. 95482. Applicant's representative: Alvin A. Lyly (same address as applicant). Certificate of public convenience and necessity sought to operate freight service, as follows: Transportation of: *Iron and steel products and lumber and forest products*, (1) between the San Francisco territory as described in note A of appendix hereto, on the one hand, and all points in the counties of Del Norte,

Humboldt, Mendocino, Shasta, Sonoma, and Tehama, on the other hand; (2) between the Los Angeles territory as described in note B of appendix hereto on the one hand, and all points in the counties of Del Norte, Humboldt, Mendocino, Shasta, Sonoma, and Tehama, on the other hand; (3) between all points in the counties of Humboldt and Del Norte, on the one hand, and all points in the counties of Shasta and Tehama, on the other hand. Such authority does not include the right to render service from, to or between intermediate points. Forest products, whether or not creosoted or otherwise chemically treated, viz.: Atmospheric water cooling towers, knocked down; and iron or steel fixtures for same, consisting of castings, tie rods, not exceeding 30 feet in length, and turnbuckles, weight of such fixtures not to exceed 10 percent of the total weight of shipments, bark, bee hives, knocked down, blocks, wooden paving, creosoted or uncreosoted, boards, particles, bolts, wooden brackets, insulator (wooden), cants, wheel, wooden, in the rough, covers, guy wire, cross arms, wooden, with or without riveted ends, and with or without wooden pins attached, heading, honey box lumber, lath, lumber, pencil slats, pickets, piles, pins, insulator, pipe material, wooden, pipe, wooden, poles, plant, plain, creosoted or stained, poles, telegraph and telephone, posts, sawdust, shakes, shavings, shingles, shin knees, shook, box and crate, silo material, wooden, and fixtures, stakes, plain creosoted or stained, staves, steps, pole (wooden), stock, battery separator, machined, viz.: grooved, farrowed, or corrugated, not treated with caustic soda, asphaltum, or other solution, tank material, wooden, and fixtures, ties, railroad, timbers, rough, timbers, mining, wedges, mine, woodpulp. San Francisco territory includes all the city of San Jose and that area embraced by the following boundary: Beginning at the point the San Francisco-San Mateo County line meets the Pacific Ocean; thence easterly along said county line to a point 1 mile west of State Highway 82; southerly along an imaginary line 1 mile west of and paralleling State Highway 82 to its intersection with Southern Pacific Co. right-of-way at Arastradero Road; southeasterly along the Southern Pacific Co. right-of-way to Pollard Road, including industries served by the Southern Pacific Co. spur line extending approximately 2 miles southwest from Simla to Permanente; easterly along Pollare Road to West Parr Avenue; easterly along West Parr Avenue to Capri Drive; southerly along Capri Drive to Division Street; easterly along Division Street to the Southern Pacific Co. right-of-way; southerly along the Southern Pacific Co. right-of-way to



the Campbell-Los Gatos City limits; easterly along said limits and the prolongation thereof to South Bascom Avenue (formerly San Jose-Los Gatos Road); northeasterly along South Bascom Avenue to Foxworthy Avenue; easterly along Foxworthy Avenue to Almaden Road; southerly along Almaden Road to Hillsdale Avenue; easterly along Hillsdale Avenue to State Highway 82; northwesterly along State Highway 82 to Tully Road; northeasterly along Tully Road and the prolongation thereof to White Road; northwesterly along White Road to McKee Road; southwesterly along McKee Road to Capitol Avenue; northwesterly along Capitol Avenue to State Highway 238 (Oakland Road); northerly along State Highway 238 to Warm Springs; northerly along State Highway 238 (Mission Boulevard) via Mission San Jose and Niles to Hayward; northerly along Foothill Boulevard and MacArthur Boulevard to Seminary Avenue; easterly along Seminary Avenue to Mountain Boulevard; northerly along Mountain Boulevard to Warren Boulevard (State Highway 13); northerly along Warren Boulevard to Broadway Terrace; westerly along Broadway Terrace to College Avenue; northerly along College Avenue to Dwight Way; easterly along Dwight Way to the Berkeley-Oakland boundary line; northerly along said boundary line to the campus boundary of the University of California; westerly,

northerly, and easterly along the campus boundary to Euclid Avenue; northerly along Euclid Avenue to Marin Avenue; westerly along Marin Avenue to Arlington Avenue; northerly along Arlington Avenue to San Pablo Avenue (State Highway 123); northerly along San Pablo Avenue to and including the city of Richmond to Point Richmond; southerly along an imaginary line from Point Richmond to the San Francisco waterfront at the foot of Market Street; westerly along said waterfront and shoreline to the Pacific Ocean; southerly along the shoreline of the Pacific Ocean to point of beginning.

NOTE B.—The Los Angeles territory includes that area embraced by the following boundary: Beginning at the intersection of Sunset Boulevard and State Highway 1; thence northeasterly on Sunset Boulevard to Interstate Highway 405; thence northerly along Interstate Highway 405 to State Highway 118 at San Fernando (including the city of San Fernando); thence southeasterly along State Highway 118 to and including the city of Pasadena; thence easterly along Foothill Boulevard from the intersection of Foothill Boulevard and Michilinda Avenue to Valencia Way; northerly on Valencia Way to Hillcrest Boulevard; easterly and northerly along Hillcrest Boulevard to Grand Avenue; easterly and southerly along Grand Avenue to Greystone Avenue; easterly on Greystone Avenue and the prolongation thereof to the west side of Sawpit Wash; southerly on Sawpit Wash to the intersection of Mountain Avenue and Royal

Oaks Drive; easterly along Royal Oaks Drive to Buena Vista Street; south on Buena Vista Street and due south on a prolongation thereof to the west bank of the San Gabriel River; southerly along the west bank of the San Gabriel River to Beverly Boulevard; southeasterly on Beverly Boulevard to Painter Avenue in the city of Whittier; southerly on Painter Avenue to Telegraph Road; westerly on Telegraph Road to the west bank of the San Gabriel River; southerly along the west bank of the San Gabriel River to Imperial Highway (State Highway 90); westerly on Imperial Highway to Lakewood Boulevard (State Highway 19); southerly along Lakewood Boulevard to its intersection with State Highway 1 at Ximeno Street; southerly along Ximeno Street and its prolongation to the Pacific Ocean; westerly and northerly along the shoreline of the Pacific Ocean to a point directly south of the intersection of Sunset Boulevard and State Highway 1; thence northerly along an imaginary line to point of beginning. Intrastate, interstate, and foreign commerce authority sought.

Hearing: Date, time, and place not yet fixed. Requests for procedural information should be addressed to California Public Utilities Commission, California State Building, 350 McAllister Street, San Francisco, Calif. 94102, and should not be directed to the Interstate Commerce Commission.

By the Commission.

H. G. HOMME, Jr.,  
Acting Secretary.

[FR Doc. 78-2149 Filed 1-25-78; 8:45 am]



# sunshine act meetings

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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### [6351-01]

1

#### COMMODITY FUTURES TRADING COMMISSION.

TIME AND DATE: 11 a.m., January 27, 1978.

PLACE: 2033 K Street NW., Washington, D.C., 8th Floor Conference Room.

STATUS: Closed.

MATTERS TO BE CONSIDERED: Market Surveillance meeting.

CONTACT PERSON FOR MORE INFORMATION:

Jane Stuckey, 254-6314.

[S-191-78 Filed 1-24-78; 3:24 pm]

### [6355-01]

2

#### CONSUMER PRODUCT SAFETY COMMISSION.

LOCATION: 3rd Floor Hearing Room, 1111 18th Street NW., Washington, D.C.

TIME AND DATE: February 1, 1978, 9:30 a.m.

STATUS: Open.

MATTERS TO BE CONSIDERED:

NOTICE OF PROCEEDING TO DEVELOP STANDARDS FOR CELLULOSE HOME INSULATION

At its November 10, 1977 Meeting, the Commission directed the staff to

prepare a notice to initiate a proceeding to develop a mandatory safety standard for cellulose home insulation, in response to a petition from the Metropolitan Denver District Attorney's Office. In this briefing, the staff and Commission will discuss issues related to this possible proceeding.

#### CONTACT PERSON FOR ADDITIONAL INFORMATION:

Sheldon D. Butts, Assistant Secretary, Office of the Secretary, Suite 300, 1111 18th Street NW., Washington, D.C. 20207, telephone 202-634-7700.

[S-179-78 Filed 1-24-78; 9:07 am]

### [6355-01]

3

#### CONSUMER PRODUCT SAFETY COMMISSION.

LOCATION: 3rd Floor Hearing Room, 1111 18th Street, NW., Washington, D.C.

TIME AND DATE: 10 a.m., February 2, 1978.

STATUS: Partly Open, Partly Closed.

MATTERS TO BE CONSIDERED:

##### A. Open to the Public

1. *Recommendation to Accept Corrective Action Plan: Deere & Co. lawn tractors, ID 77-71.* The staff has recommended that the Commission accept the corrective action plan which Deere has implemented to deal with a possible brake hazard in certain lawn tractors it manufactures.

2. *Recommendation to Accept Corrective Action Plan: Caloric Corp. waist-high gas ranges, ID 77-83.* The staff has recommended that the Commission accept the corrective action plan which Caloric has implemented to deal with a possible gas leak hazard in certain gas ranges.

3. *Petition Seeking Labeling for Coal- and Wood-burning Stoves, AP 77-2.* The Commission will consider a petition in which Adam Paul Banner, Midland, Mich., has asked for a mandatory rule requiring manufacturers of coal- and wood-burning stoves to label these products with warnings on chimney clearance and chimney types.

4. *Unvented Gas-Fired Space Heaters.* In September 1977, the Commission published a finding that a standard for unvented gas-fired space heaters was not feasible, and that only

a ban could sufficiently protect the public from the hazards of carbon monoxide poisoning or asphyxiation which these products present. At this meeting, the Commission will consider whether or not to issue such a ban.

##### B. Closed to the Public

5. *Requests for Authorization to Seek Consent Agreements: Cases No. 770210, No. 770069, and No. 770040.* The staff has recommended that the Commission authorize it to seek consent agreements in these three carpet cases under the Flammable Fabrics Act.

Agenda Approved January 19, 1978.

#### CONTACT PERSON FOR ADDITIONAL INFORMATION:

Sheldon D. Butts, Assistant Secretary, Office of the Secretary, Suite 300, 1111 18th Street NW., Washington, D.C. 20207, telephone 202-634-7700.

[S-178-78 Filed 1-24-78; 9:07 am]

### [6714-01]

4

#### FEDERAL DEPOSIT INSURANCE CORPORATION.

Pursuant to the provisions of the "Government in the Sunshine Act" (5 U.S.C. 552b), notice is hereby given that the Board of Directors of the Federal Deposit Insurance Corporation met in closed session at 9:20 p.m. on January 19, 1978, by telephone conference call, to (1) accept sealed bids for the purchase of certain assets of and the assumption of the deposit liabilities of The Drovers National Bank of Chicago, Chicago, Ill., which was closed by the Comptroller of the Currency as of the close of business on January 19, 1978; (2) approve a resulting application from Drovers Bank of Chicago, Chicago, Ill., for insurance and for consent to purchase assets of and assume the deposit liabilities of the closed bank; and (3) provide such financial assistance, pursuant to section 13(c) of the Federal Deposit Insurance Act (12 U.S.C. 1823(c)), as was necessary to effect the purchase and assumption transaction.

In calling the meeting, the Board of Directors determined, on motion of Chairman George A. LeMaistre, seconded by Director John G. Heimann (Comptroller of the Currency), that Corporation business required its consideration of the matter on less than 7 days' notice to the public; that no ear-



lier notice of the meeting was practicable; that the public interest did not require consideration of the matter in a meeting open to public observation; and that the meeting was exempt from the open meeting requirements of the "Government in the Sunshine Act" by subsections (c)(8) and (c)(9)(A)(ii) thereof (5 U.S.C. 552b(c)(8) and (c)(9)(A)(ii)).

Dated: January 20, 1978.

For the Federal Deposit Insurance Corporation.

ALAN R. MILLER,  
Executive Secretary.

[S-180-78 Filed 1-24-78; 9:07 am]

#### [6714-01]

5

#### FEDERAL DEPOSIT INSURANCE CORPORATION.

Notice of change in subject matter of agency meeting.

Pursuant to the provisions of subsection (e)(2) of the "Government in the Sunshine Act" (5 U.S.C. 552b(e)(2)), notice is hereby given that on January 20, 1978, Chairman George A. LeMaistre and Director John G. Heilmann (Comptroller of the Currency) voted to add the following item to the agenda for the previously announced open meeting of the Corporation's Board of Directors scheduled for 3 p.m. on Wednesday, January 25, 1978:

Memorandum and resolution establishing procedures for the initiation of enforcement actions against certain insured banks which have not yet submitted, or were delinquent in submitting, reports required by the recent survey on bank stock loans, insider loans, and overdrafts.

In voting to add the item to the agenda, the Board determined that Corporation business required its consideration of the item on less than seven days' notice to the public and that no earlier notice of a change in the subject matter of the meeting was practicable.

Dated: January 23, 1978.

For the Federal Deposit Insurance Corporation.

ALAN R. MILLER,  
Executive Secretary.

[S-181-78 Filed 1-24-78; 9:07 am]

#### [6740-02]

6

#### FEDERAL ENERGY REGULATORY COMMISSION.

"FEDERAL REGISTER" CITATION OF PREVIOUS ANNOUNCEMENT: (Published January 20, 1978, 43 FR 3009).

PREVIOUSLY ANNOUNCED TIME AND DATE OF MEETING: January 25, 1978, 10 a.m.

CHANGE IN MEETING: The following item has been added:

Item No., Docket No., and Company.

CP-8.—CP78-403, Texas Gas Transmission Corp., CP78-76, Transcontinental Gas Pipe Line Corp., CP78-86, Texas Eastern Transmission Corp.

LOIS D. CASHELL,  
Acting Secretary.

[S-183-78 Filed 1-24-78 11:15 am]

#### [6740-02]

7

#### FEDERAL ENERGY REGULATORY COMMISSION.

TIME AND DATE: January 31, 1978, 11:30 a.m.

PLACE: 825 North Capitol Street, Hearing Room A.

STATUS: Open.

#### MATTERS TO BE CONSIDERED:

Docket No. CI75-45, Tenneco Oil Co.  
Docket No. EA78-1, Motor Gasoline.  
Decentral and Transition Regulation.

#### CONTACT PERSON FOR MORE INFORMATION:

Lois D. Cashell, Acting Secretary,  
telephone 202-275-4166.

[S-189-78; Filed 1-24-78; 2:02 p.m.]

#### [6730-01]

8

#### FEDERAL MARITIME COMMISSION.

TIME AND DATE: February 1, 1978, 10 a.m.

PLACE: Room 12126, 1100 L Street NW., Washington, D.C. 20573.

STATUS: Parts of the meeting will be open to the public. The rest of the meeting will be closed to the public.

#### MATTERS TO BE CONSIDERED:

Portions open to the public;

1. Agreement No. 7680-36: Modification of the American West African Freight Conference to establish intermodal authority.

2. Agreement No. 10285: Establishment of rate agreement between the Straits/New York Conference and four mini-landbridge carriers.

3. Agreement No. 10064-2: Application for extension for two years of a cooperative working arrangement in the United States Gulf-Colombia trade between Lykes Bros. Steamship Co. and Flota Mercante Grancolombiana S.A.

4. Special Docket No. 530: *EME Norlett AB v. Sea-Land Service, Inc.*—Consideration of initial decision.

5. Docket No. 74-8: *European Trade Specialists, Inc. v. Prudential-Grace Lines, Inc. and The Hipage Co., Inc.*—Determination on hearing of oral argument.

Portion closed to the public:

1. Docket No. 74-8: *European Trade Specialists, Inc. and Kunzle & Tazin v. Prudential-Grace Lines, Inc. and The Hipage Company, Inc.*—Consideration of Complainant's motion to set aside the initial decision on remand.

#### CONTACT PERSON FOR MORE INFORMATION:

Francis C. Hurney, Secretary, 202-523-5727.

[S-182-78 Filed 1-24-78; 9:07 am]

#### [6750-01]

9

#### FEDERAL TRADE COMMISSION.

TIME AND DATE: 10 a.m., Tuesday, January 31, 1978.

PLACE: Room 432, Federal Trade Commission Building, 6th Street and Pennsylvania Avenue NW., Washington, D.C. 20580.

STATUS: Closed.

#### MATTERS TO BE CONSIDERED:

The Commission has not yet scheduled any matters for discussion at this meeting. If no item is placed on the agenda by 10:00 a.m., on Tuesday, January 31, 1978, the meeting will automatically be cancelled. Any item that is placed on the agenda before that time will be announced in accordance with the Additional Information procedures posted with Commission Meeting Notices outside Room 130 of the Federal Trade Commission Building.

#### CONTACT PERSON FOR MORE INFORMATION:

Wilbur T. Weaver, Office of Public Information 202-523-3830, recorded message: 202-523-3806.

[S-192-78 Filed 1-24-78; 3:53 pm]

#### [6750-01]

10

#### FEDERAL TRADE COMMISSION.

TIME AND DATES: 10 a.m., Tuesday, January 31, and Wednesday, February 1, 1978.

PLACE: Room 432, Federal Trade Commission Building, Sixth Street and Pennsylvania Avenue NW., Washington, D.C. 20580.

STATUS: Open.

#### MATTERS TO BE CONSIDERED:



## SUNSHINE ACT MEETINGS

Consideration of proposed trade regulation rule concerning proprietary vocational and home study schools and proposed May 15, 1975, 40 FR 21048, Proposed 16 CFR, Part 438.

(It is possible that this item will be deleted from Wednesday's open meeting agenda if the Commission completes discussion of the item at Tuesday's open meeting.)

## CONTACT PERSON FOR MORE INFORMATION:

Wilbur T. Weaver, Office of Public Information, 202-523-3830, recorded message, 202-523-3806.

[S-193-78 Filed 1-24-78; 3:53 pm]

[6770-01]

11

[F.C.S.C. Meeting Notice No. 17-77]

## FOREIGN CLAIMS SETTLEMENT COMMISSION.

## ANNOUNCEMENT IN REGARD TO COMMISSION MEETINGS AND HEARINGS

The Foreign Claims Settlement Commission, pursuant to its regulations (45 CFR Part 504) and the Government in the Sunshine Act (5 U.S.C. 552b), hereby gives notice in regard to the scheduling of open meetings and oral hearings for the transaction of routine Commission business and other matters specified, as follows:

## Date, time, and subject matter

Wednesday, February 1, 1978, at 10:30 a.m., routine business.  
Wednesday, February 8, 1978, at 10:30 a.m., routine business.  
Wednesday, February 15, 1978, at 10:30 a.m., routine business.  
Wednesday, February 22, 1978, at 10:30 a.m., routine business.

Subject matter listed above, not disposed of at the scheduled meeting, may be carried over to the agenda of the following meeting.

All meetings are held at the Foreign Claims Settlement Commission, 1111 20th Street NW., Washington, D.C. Requests for information, or advance notices of intention to observe a meeting, may be directed to: Executive Director, Foreign Claims Settlement Commission, 1111 20th Street NW., Washington, D.C. 20579, telephone 202-653-6156.

Dated at Washington, D.C., on January 19, 1978.

FRANCIS T. MASTERSON,  
Executive Director.

[S-186-78 Filed 1-24-78; 11:15 am]

[7030-01]

12

## INDIAN CLAIMS COMMISSION.

TIME AND DATE: 10:15 a.m., February 1, 1978.

PLACE: Room 600, 1730 K Street NW., Washington, D.C.

PORTION OF THE MEETING OPEN TO THE PUBLIC: Docket 229, Navajo, second quarter fiscal year 1978 financial plan.

PORTION OF THE MEETING CLOSED TO THE PUBLIC: Personnel.

NOTE.—Commission business required consideration of a status report to Congress at its meeting of January 18, 1978, as an additional agenda item, by vote of the three commissioners present. No earlier notice was possible.

## FOR MORE INFORMATION:

David H. Bigelow, Executive Director, Room 640, 1730 K Street NW., Washington, D.C. 20006, telephone 202-653-6174.

[S-187-78 Filed 1-24-78; 11:26 am]

[4910-58]

13

## NATIONAL TRANSPORTATION SAFETY BOARD.

TIME AND DATE: 9:30 a.m., Thursday, February 2, 1978 (NM-78-6).

PLACE: NTSB Board Room, National Transportation Safety Board, 800 Independence Avenue SW., Washington, D.C. 20594.

STATUS: The first five items will be open to the public; the sixth item will be closed (exemption 10 of the Government in the Sunshine Act.)

## MATTERS TO BE CONSIDERED:

1. *Aircraft Accident Report*.—Johnson & Johnson, Inc., Grumman Gulfstream II (N500J), Hot Springs, Va., September 26, 1976.
2. *Marine Accident Report*.—Tank Barge B-924, Fire and Explosion With Loss of Life, Greenville, Miss., November 13, 1975.
3. *Discussion*.—Proposed En Banc Hearing on Derailments and Carriage of Hazardous Materials.
4. *Discussion*.—Railroad Recommendation Closeouts (Recommendations R-76-42 and R-76-43 to Massachusetts Bay Transportation Authority and to Port Authority Trans-Hudson Corp.).
5. *Discussion*.—Communications with Accident Investigation Parties.
6. *Opinion and Order*.—Administrator v. Frankel, Docket SE-3573; Disposition of Respondent's Appeal.

## CONTACT PERSON FOR MORE INFORMATION:

Sharon Flemming, 202-472-6022.

[S-190-78 Filed 1-24-78 3:24 p.m.]

[7590-01]

14

## NUCLEAR REGULATORY COMMISSION.

TIME AND DATE: Monday, January 23 and Tuesday, January 24, 1978.

PLACE: Commissioners' Conference Room, 1717 H Street NW., Washington, D.C.

STATUS: Closed.

## MATTERS TO BE CONSIDERED:

Tuesday, January 24: 1:30 p.m.: Discussion of notification of Congress with regard to international safeguards matters. Approximately 1 hour. Closed—Exemption 1.

Rescheduled from January 23, 1978. Replaces "Briefing by Department of State Representatives on Export Matters" which is cancelled.

## CONTACT PERSON FOR MORE INFORMATION:

Walter Magee, 202-634-1410.

Dated: January 23, 1978.

WALTER MAGEE,  
Office of the Secretary.

[S-184-78 Filed 1-24-78; 11:15 am]

[3210-01]

15

## OVERSEAS PRIVATE INVESTMENT CORPORATION.

TIME AND DATE: Meeting of the OPIC Board of Directors: Tuesday, January 31, 1978, at 9 a.m. (closed portion) and 10:30 a.m. (open portion).

PLACE: Offices of the Corporation, 7th floor board room, 1129 20th Street NW., Washington, D.C.

STATUS: The first part of the meeting from 9 a.m. to 10:30 a.m., will be closed to the public. The open portion of the meeting will start at 10:30 a.m.

## MATTERS TO BE CONSIDERED:

(Closed to the Public: 9 a.m. to 10:30 a.m.)

1. Personnel matters.
2. Joint venture (Central America).
3. Claims report.
4. Information reports.
5. Reinsurance proposal.

## FURTHER MATTERS TO BE CONSIDERED:

(Open to the Public: 10:30 a.m.)

1. Approval of minutes of previous meeting.
2. Confirmation of scheduled board meetings.
3. Country eligibility: OPIC programs.
4. Environmental policy.
5. Financial statement.
6. Information reports.

## CONTACT PERSON FOR INFORMATION:

Information with regard to this meeting may be obtained from the Secretary of the Corporation at 202-632-1839.

ELIZABETH A. BURTON,  
Corporate Secretary.  
[S-188-78 Filed 1-24-78; 2:02 p.m.]



[4410-01]

16

## PAROLE COMMISSION.

TIME AND DATE: Wednesday, January 25, 1978, 2:30 p.m.

PLACE: Room 338, 320 First Street NW., Washington, D.C.

STATUS: Closed.

CHANGES IN THE MEETING: By majority vote on January 23, 1978, the Commission determined pursuant to 5 U.S.C. § 552b(e)(2) (A) and (B) and § 16.204(c) (1) and (2) that the following item be added to the agenda of the above meeting.

Ratification of the Chairman's action in preparing and forwarding the Commission's fiscal year 1979 Authorization Request pursuant to section 204 of Pub. L. 94-503.

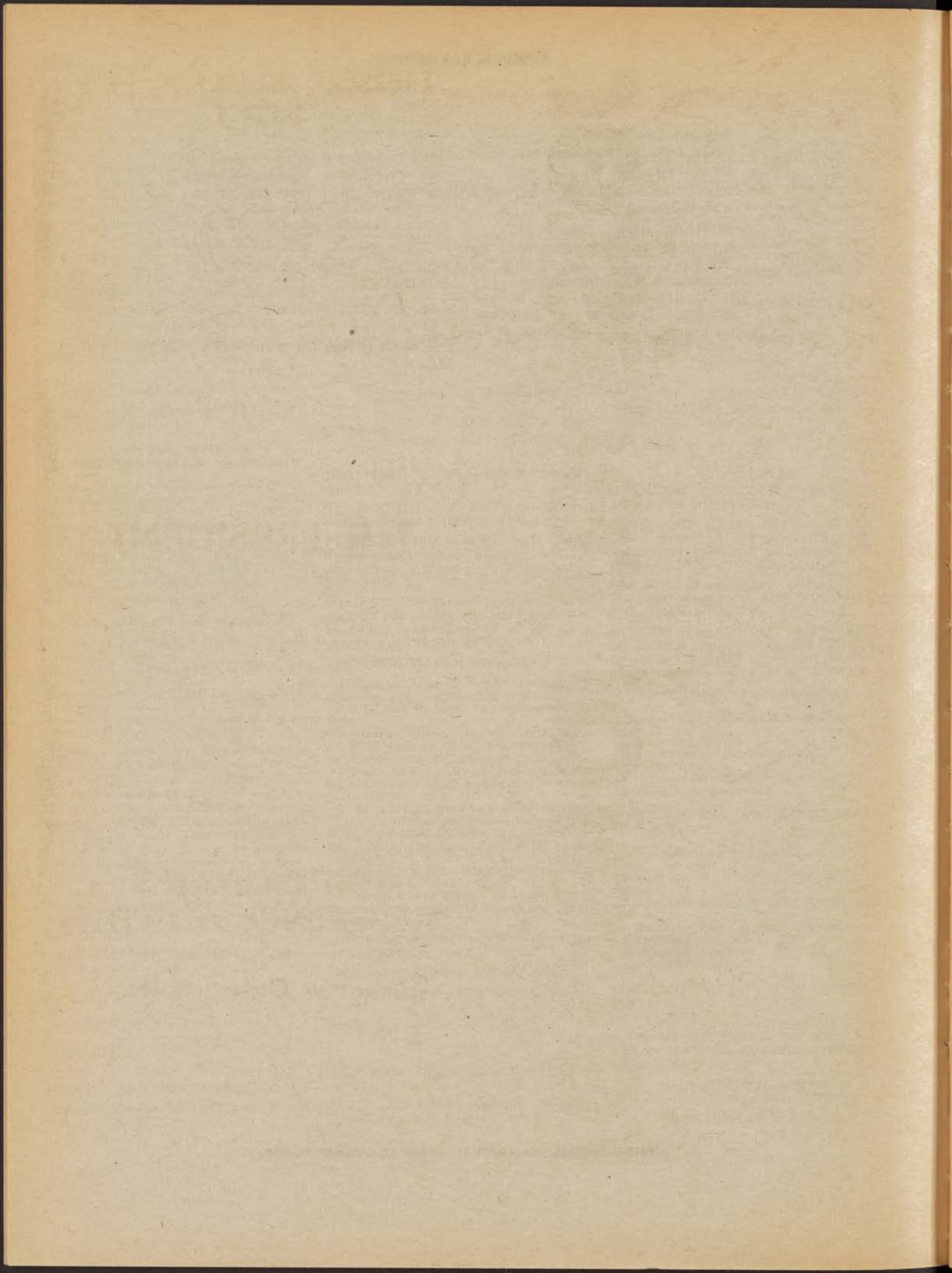
The Commission further determined that Commission business requires that this agenda item be held on less than one week's notice and that no earlier announcement of the change is possible.

## CONTACT PERSON FOR MORE INFORMATION:

M. E. Malin Foehrkolb, 202-724-3117.

[S-185-78; Filed 1-24-78 11:15 am]







Registered  
Federal Property

THURSDAY, JANUARY 26, 1978  
PART II



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## THE PRESIDENT

■

### UNITED STATES INTELLIGENCE ACTIVITIES

Executive Order 12036



# presidential documents

[3195-01]

## Title 3—The President

Executive Order 12036

January 24, 1978

### United States Intelligence Activities

By virtue of the authority vested in me by the Constitution and statutes of the United States of America including the National Security Act of 1947, as amended, and as President of the United States of America, in order to provide for the organization and control of United States foreign intelligence activities, it is hereby ordered as follows:

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## SECTION 1

## DIRECTION, DUTIES AND RESPONSIBILITIES WITH RESPECT TO THE NATIONAL INTELLIGENCE EFFORT\*

1-1. *National Security Council.*

1-101. *Purpose.* The National Security Council (NSC) was established by the National Security Act of 1947 to advise the President with respect to the integration of domestic, foreign, and military policies relating to the national security. The NSC shall act as the highest Executive Branch entity that provides review of, guidance for, and direction to the conduct of all national foreign intelligence and counterintelligence activities.

1-102. *Committees.* The NSC Policy Review Committee and Special Coordination Committee, in accordance with procedures established by the Assistant to the President for National Security Affairs, shall assist in carrying out the NSC's responsibilities in the foreign intelligence field.

1-2. *NSC Policy Review Committee.*

1-201. *Membership.* The NSC Policy Review Committee (PRC), when carrying out responsibilities assigned in this Order, shall be chaired by the Director of Central Intelligence and composed of the Vice President, the Secretary of State, the Secretary of the Treasury, the Secretary of Defense, the Assistant to the President for National Security Affairs, and the Chairman of the Joint Chiefs of Staff, or their designees, and other senior officials, as appropriate.

1-202. *Duties.* The PRC shall:

- (a) Establish requirements and priorities for national foreign intelligence;
- (b) Review the National Foreign Intelligence Program and budget proposals and report to the President as to whether the resource allocations for intelligence capabilities are responsive to the intelligence requirements of the members of the NSC.
- (c) Conduct periodic reviews of national foreign intelligence products, evaluate the quality of the intelligence product, develop policy guidance to ensure quality intelligence and to meet changing intelligence requirements; and
- (d) Submit an annual report on its activities to the NSC.

1-203. *Appeals.* Recommendations of the PRC on intelligence matters may be appealed to the President or the NSC by any member of PRC.

1-3. *NSC Special Coordination Committee.*

1-301. *Membership.* The NSC Special Coordination Committee (SCC) is chaired by the Assistant to the President for National Security Affairs and its membership includes the statutory members of the NSC and other senior officials, as appropriate.

1-302. *Special Activities.* The SCC shall consider and submit to the President a policy recommendation, including all dissents, on each special activity. When meeting for this purpose, the members of the SCC shall include the Secretary of State, the Secretary of Defense, the Attorney General, the Director of the Office of Management and Budget, the Assistant to the President for National Security Affairs, the Chairman of the Joint Chiefs of Staff, and the Director of Central Intelligence.

1-303. *Sensitive Foreign Intelligence Collection Operations.* Under standards established by the President, proposals for sensitive foreign intelligence collection operations shall be reported to the Chairman by the Director of Central Intelligence for appropriate review and approval. When meeting for the purpose of reviewing proposals for sensitive foreign intelligence collection operations,

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\*Certain technical terms are defined in Section 4-2.



the members of the SCC shall include the Secretary of State, the Secretary of Defense, the Attorney General, the Assistant to the President for National Security Affairs, the Director of Central Intelligence, and such other members designated by the Chairman to ensure proper consideration of these operations.

1-304. *Counterintelligence.* The SCC shall develop policy with respect to the conduct of counterintelligence activities. When meeting for this purpose the members of the SCC shall include the Secretary of State, the Secretary of Defense, the Attorney General, the Director of the Office of Management and Budget, the Assistant to the President for National Security Affairs, the Chairman of the Joint Chiefs of Staff, the Director of Central Intelligence, and the Director of the FBI. The SCC's counterintelligence functions shall include:

- (a) Developing standards and doctrine for the counterintelligence activities of the United States;
- (b) Resolving interagency differences concerning implementation of counterintelligence policy;
- (c) Developing and monitoring guidelines consistent with this Order for the maintenance of central records of counterintelligence information;
- (d) Submitting to the President an overall annual assessment of the relative threat to United States interests from intelligence and security services of foreign powers and from international terrorist activities, including an assessment of the effectiveness of the United States counterintelligence activities; and
- (e) Approving counterintelligence activities which, under such standards as may be established by the President, require SCC approval.

1-305. *Required Membership.* The SCC shall discharge the responsibilities assigned by sections 1-302 through 1-304 only after consideration in a meeting at which all designated members are present or, in unusual circumstances when any such member is unavailable, when a designated representative of the member attends.

1-306. *Additional Duties.* The SCC shall also:

- (a) Conduct an annual review of ongoing special activities and sensitive national foreign intelligence collection operations and report thereon to the NSC; and
- (b) Carry out such other coordination and review activities as the President may direct.

1-307. *Appeals.* Any member of the SCC may appeal any decision to the President or the NSC.

#### 1-4. *National Foreign Intelligence Board.*

1-401. *Establishment and Duties.* There is established a National Foreign Intelligence Board (NFIB) to advise the Director of Central Intelligence concerning:

- (a) Production, review, and coordination of national foreign intelligence;
- (b) The National Foreign Intelligence Program budget;
- (c) Interagency exchanges of foreign intelligence information;
- (d) Arrangements with foreign governments on intelligence matters;
- (e) The protection of intelligence sources and methods;
- (f) Activities of common concern; and
- (g) Other matters referred to it by the Director of Central Intelligence.

1-402. *Membership.* The NFIB shall be chaired by the Director of Central Intelligence and shall include other appropriate officers of the CIA, the Office of the Director of Central Intelligence, the Department of State, the Department of Defense, the Department of Justice, the Department of the Treasury, the Department of Energy, the Defense Intelligence Agency, the offices within the Department of Defense for reconnaissance programs, the National Security Agency and the FBI. A representative of the Assistant to the President for National Security Affairs may attend meetings of the NFIB as an observer.



1-403. *Restricted Membership and Observers.* When the NFIB meets for the purpose of section 1-401(a), it shall be composed solely of the senior intelligence officers of the designated agencies. The senior intelligence officers of the Army, Navy and Air Force may attend all meetings of the NFIB as observers.

1-5. *National Intelligence Tasking Center.*

1-501. *Establishment.* There is established a National Intelligence Tasking Center (NITC) under the direction, control and management of the Director of Central Intelligence for coordinating and tasking national foreign intelligence collection activities. The NITC shall be staffed jointly by civilian and military personnel including designated representatives of the chiefs of each of the Department of Defense intelligence organizations engaged in national foreign intelligence activities. Other agencies within the Intelligence Community may also designate representatives.

1-502. *Responsibilities.* The NITC shall be the central mechanism by which the Director of Central Intelligence:

(a) Translates national foreign intelligence requirements and priorities developed by the PRC into specific collection objectives and targets for the Intelligence Community;

(b) Assigns targets and objectives to national foreign intelligence collection organizations and systems;

(c) Ensures the timely dissemination and exploitation of data for national foreign intelligence purposes gathered by national foreign intelligence collection means, and ensures the resulting intelligence flow is routed immediately to relevant components and commands;

(d) Provides advisory tasking concerning collection of national foreign intelligence to departments and agencies having information collection capabilities or intelligence assets that are not a part of the National Foreign Intelligence Program. Particular emphasis shall be placed on increasing the contribution of departments or agencies to the collection of information through overt means.

1-503. *Resolution of Conflicts.* The NITC shall have the authority to resolve conflicts of priority. Any PRC member may appeal such a resolution to the PRC; pending the PRC's decision, the tasking remains in effect.

1-504. *Transfer of Authority.* All responsibilities and authorities of the Director of Central Intelligence concerning the NITC shall be transferred to the Secretary of Defense upon the express direction of the President. To maintain readiness for such transfer, the Secretary of Defense shall, with advance agreement of the Director of Central Intelligence, assume temporarily during regular practice exercises all responsibilities and authorities of the Director of Central Intelligence concerning the NITC.

1-6. *The Director of Central Intelligence.*

1-601. *Duties.* The Director of Central Intelligence shall be responsible directly to the NSC and, in addition to the duties specified elsewhere in this Order, shall:

(a) Act as the primary adviser to the President and the NSC on national foreign intelligence and provide the President and other officials in the Executive Branch with national foreign intelligence;

(b) Be the head of the CIA and of such staff elements as may be required for discharge of the Director's Intelligence Community responsibilities;

(c) Act, in appropriate consultation with the departments and agencies, as the Intelligence Community's principal spokesperson to the Congress, the news media and the public, and facilitate the use of national foreign intelligence products by the Congress in a secure manner;

(d) Develop, consistent with the requirements and priorities established by the PRC, such objectives and guidance for the Intelligence Community as will



enhance capabilities for responding to expected future needs for national foreign intelligence;

(e) Promote the development and maintenance of services of common concern by designated foreign intelligence organizations on behalf of the Intelligence Community;

(f) Ensure implementation of special activities;

(g) Formulate policies concerning intelligence arrangements with foreign governments, and coordinate intelligence relationships between agencies of the Intelligence Community and the intelligence or internal security services of foreign governments;

(h) Conduct a program to protect against overclassification of foreign intelligence information;

(i) Ensure the establishment by the Intelligence Community of common security and access standards for managing and handling foreign intelligence systems, information and products;

(j) Participate in the development of procedures required to be approved by the Attorney General governing the conduct of intelligence activities;

(k) Establish uniform criteria for the determination of relative priorities for the transmission of critical national foreign intelligence, and advise the Secretary of Defense concerning the communications requirements of the Intelligence Community for the transmission of such intelligence;

(l) Provide appropriate intelligence to departments and agencies not within the Intelligence Community; and

(m) Establish appropriate committees or other advisory groups to assist in the execution of the foregoing responsibilities.

1-602. *National Foreign Intelligence Program Budget.* The Director of Central Intelligence shall, to the extent consistent with applicable law, have full and exclusive authority for approval of the National Foreign Intelligence Program budget submitted to the President. Pursuant to this authority:

(a) The Director of Central Intelligence shall provide guidance for program and budget development to program managers and heads of component activities and to department and agency heads;

(b) The heads of departments and agencies involved in the National Foreign Intelligence Program shall ensure timely development and submission to the Director of Central Intelligence of proposed national programs and budgets in the format designated by the Director of Central Intelligence, by the program managers and heads of component activities, and shall also ensure that the Director of Central Intelligence is provided, in a timely and responsive manner, all information necessary to perform the Director's program and budget responsibilities;

(c) The Director of Central Intelligence shall review and evaluate the national program and budget submissions and, with the advice of the NFIB and the departments and agencies concerned, develop the consolidated National Foreign Intelligence Program budget and present it to the President through the Office of Management and Budget;

(d) The Director of Central Intelligence shall present and justify the National Foreign Intelligence Program budget to the Congress;

(e) The heads of the departments and agencies shall, in consultation with the Director of Central Intelligence, establish rates of obligation for appropriated funds;

(f) The Director of Central Intelligence shall have full and exclusive authority for reprogramming National Foreign Intelligence Program funds, in accord with guidelines established by the Office of Management and Budget, but shall do so only after consultation with the head of the department affected and appropriate consultation with the Congress;



(g) The departments and agencies may appeal to the President decisions by the Director of Central Intelligence on budget or reprogramming matters of the National Foreign Intelligence Program.

(h) The Director of Central Intelligence shall monitor National Foreign Intelligence Program implementation and may conduct program and performance audits and evaluations.

1-603. *Responsibility For National Foreign Intelligence.* The Director of Central Intelligence shall have full responsibility for production and dissemination of national foreign intelligence and have authority to levy analytic tasks on departmental intelligence production organizations, in consultation with those organizations. In doing so, the Director of Central Intelligence shall ensure that diverse points of view are considered fully and that differences of judgment within the Intelligence Community are brought to the attention of national policymakers.

1-604. *Protection of Sources, Methods and Procedures.* The Director of Central Intelligence shall ensure that programs are developed which protect intelligence sources, methods and analytical procedures, provided that this responsibility shall be limited within the United States to:

(a) Using lawful means to protect against disclosure by present or former employees of the CIA or the Office of the Director of Central Intelligence, or by persons or organizations presently or formerly under contract with such entities; and

(b) Providing policy, guidance and technical assistance to departments and agencies regarding protection of intelligence information, including information that may reveal intelligence sources and methods.

1-605. *Responsibility of Executive Branch Agencies.* The heads of all Executive Branch departments and agencies shall, in accordance with law and relevant Attorney General procedures, give the Director of Central Intelligence access to all information relevant to the national intelligence needs of the United States and shall give due consideration to requests from the Director of Central Intelligence for appropriate support for CIA activities.

1-606. *Access to CIA Intelligence.* The Director of Central Intelligence, shall, in accordance with law and relevant Attorney General procedures, give the heads of the departments and agencies access to all intelligence, developed by the CIA or the staff elements of the Office of the Director of Central Intelligence, relevant to the national intelligence needs of the departments and agencies.

1-7. *Senior Officials of the Intelligence Community.* The senior officials of each of the agencies within the Intelligence Community shall:

1-701. Ensure that all activities of their agencies are carried out in accordance with applicable law;

1-702. Make use of the capabilities of other agencies within the Intelligence Community in order to achieve efficiency and mutual assistance;

1-703. Contribute in their areas of responsibility to the national foreign intelligence products;

1-704. Establish internal policies and guidelines governing employee conduct and ensure that such are made known to each employee;

1-705. Provide for strong, independent, internal means to identify, inspect, and report on unlawful or improper activity;

1-706. Report to the Attorney General evidence of possible violations of federal criminal law by an employee of their department or agency, and report to the Attorney General evidence of possible violations by any other person of those federal criminal laws specified in guidelines adopted by the Attorney General;



1-707. In any case involving serious or continuing breaches of security, recommend to the Attorney General that the case be referred to the FBI for further investigation;

1-708. Furnish the Director of Central Intelligence, the PRC and the SCC, in accordance with applicable law and Attorney General procedures, the information required for the performance of their respective duties;

1-709. Report to the Intelligence Oversight Board, and keep the Director of Central Intelligence appropriately informed, concerning any intelligence activities of their organizations which raise questions of legality or propriety;

1-710. Protect intelligence and intelligence sources and methods consistent with guidance from the Director of Central Intelligence and the NSC;

1-711. Disseminate intelligence to cooperating foreign governments under arrangements established or agreed to by the Director of Central Intelligence;

1-712. Execute programs to protect against overclassification of foreign intelligence;

1-713. Instruct their employees to cooperate fully with the Intelligence Oversight Board; and

1-714. Ensure that the Inspectors General and General Counsel of their agencies have access to any information necessary to perform their duties assigned by this Order.

1-8. *The Central Intelligence Agency.* All duties and responsibilities of the CIA shall be related to the intelligence functions set out below. As authorized by the National Security Act of 1947, as amended, the CIA Act of 1949, as amended, and other laws, regulations and directives, the CIA, under the direction of the NSC, shall:

1-801. Collect foreign intelligence, including information not otherwise obtainable, and develop, conduct, or provide support for technical and other programs which collect national foreign intelligence. The collection of information within the United States shall be coordinated with the FBI as required by procedures agreed upon by the Director of Central Intelligence and the Attorney General;

1-802. Produce and disseminate foreign intelligence relating to the national security, including foreign political, economic, scientific, technical, military, geographic and sociological intelligence to meet the needs of the President, the NSC, and other elements of the United States Government;

1-803. Collect, produce and disseminate intelligence on foreign aspects of narcotics production and trafficking;

1-804. Conduct counterintelligence activities outside the United States and coordinate counterintelligence activities conducted outside the United States by other agencies within the Intelligence Community;

1-805. Without assuming or performing any internal security functions, conduct counterintelligence activities within the United States, but only in coordination with the FBI and subject to the approval of the Attorney General;

1-806. Produce and disseminate counterintelligence studies and reports;

1-807. Coordinate the collection outside the United States of intelligence information not otherwise obtainable;

1-808. Conduct special activities approved by the President and carry out such activities consistent with applicable law;

1-809. Conduct services of common concern for the Intelligence Community as directed by the NSC;

1-810. Carry out or contract for research, development and procurement of technical systems and devices relating to authorized functions;

1-811. Protect the security of its installations, activities, information and personnel by appropriate means, including such investigations of applicants,



employees, contractors, and other persons with similar associations with the CIA as are necessary;

1-812. Conduct such administrative and technical support activities within and outside the United States as are necessary to perform the functions described in sections 1-801 through 1-811 above, including procurement and essential cover and proprietary arrangements.

1-813. Provide legal and legislative services and other administrative support to the Office of the Director of Central Intelligence.

1-9. *The Department of State.* The Secretary of State shall:

1-901. Overtly collect foreign political, sociological, economic, scientific, technical, political-military and associated biographic information;

1-902. Produce and disseminate foreign intelligence relating to United States foreign policy as required for the execution of the Secretary's responsibilities;

1-903. Disseminate, as appropriate, reports received from United States diplomatic and consular posts abroad;

1-904. Coordinate with the Director of Central Intelligence to ensure that national foreign intelligence activities are useful to and consistent with United States foreign policy;

1-905. Transmit reporting requirements of the Intelligence Community to the Chiefs of United States Missions abroad; and

1-906. Support Chiefs of Mission in discharging their statutory responsibilities for direction and coordination of mission activities.

1-10. *The Department of the Treasury.* The Secretary of the Treasury shall:

1-1001. Overtly collect foreign financial and monetary information;

1-1002. Participate with the Department of State in the overt collection of general foreign economic information;

1-1003. Produce and disseminate foreign intelligence relating to United States economic policy as required for the execution of the Secretary's responsibilities; and

1-1004. Conduct, through the United States Secret Service, activities to determine the existence and capability of surveillance equipment being used against the President of the United States, the Executive Office of the President, and, as authorized by the Secretary of the Treasury or the President, other Secret Service protectees and United States officials. No information shall be acquired intentionally through such activities except to protect against such surveillance, and those activities shall be conducted pursuant to procedures agreed upon by the Secretary of the Treasury and the Attorney General.

1-11. *The Department of Defense.* The Secretary of Defense shall:

1-1101. Collect national foreign intelligence and be responsive to collection tasking by the NITC;

1-1102. Collect, produce and disseminate foreign military and military-related intelligence information, including scientific, technical, political, geographic and economic information as required for execution of the Secretary's responsibilities;

1-1103. Conduct programs and missions necessary to fulfill national and tactical foreign intelligence requirements;

1-1104. Conduct counterintelligence activities in support of Department of Defense components outside the United States in coordination with the CIA, and within the United States in coordination with the FBI pursuant to procedures agreed upon by the Secretary of Defense and the Attorney General, and produce and disseminate counterintelligence studies and reports;



1-1105. Direct, operate, control and provide fiscal management for the National Security Agency and for defense and military intelligence and national reconnaissance entities;

1-1106. Conduct, as the executive agent of the United States Government, signals intelligence and communications security activities, except as otherwise directed by the NSC;

1-1107. Provide for the timely transmission of critical intelligence, as defined by the Director of Central Intelligence, within the United States Government;

1-1108. Review budget data and information on Department of Defense programs within the National Foreign Intelligence Program and review budgets submitted by program managers to the Director of Central Intelligence to ensure the appropriate relationship of the National Foreign Intelligence Program elements to the other elements of the Defense program;

1-1109. Monitor, evaluate and conduct performance audits of Department of Defense intelligence programs;

1-1110. Carry out or contract for research, development and procurement of technical systems and devices relating to authorized intelligence functions;

1-1111. Together with the Director of Central Intelligence, ensure that there is no unnecessary overlap between national foreign intelligence programs and Department of Defense intelligence programs and provide the Director of Central Intelligence all information necessary for this purpose;

1-1112. Protect the security of Department of Defense installations, activities, information and personnel by appropriate means including such investigations of applicants, employees, contractors and other persons with similar associations with the Department of Defense as are necessary; and

1-1113. Conduct such administrative and technical support activities within and outside the United States as are necessary to perform the functions described in sections 1-1101 through 1-1112 above.

1-12. *Intelligence Components Utilized by the Secretary of Defense.* In carrying out the responsibilities assigned in sections 1-1101 through 1-1113, the Secretary of Defense is authorized to utilize the following:

1-1201. *Defense Intelligence Agency*, whose responsibilities shall include:

(a) Production or, through tasking and coordination, provision of military and military-related intelligence for the Secretary of Defense, the Joint Chiefs of Staff, other Defense components, and, as appropriate, non-Defense agencies;

(b) Provision of military intelligence for national foreign intelligence products;

(c) Coordination of all Department of Defense intelligence collection requirements for departmental needs;

(d) Management of the Defense Attache system; and

(e) Provision of foreign intelligence and counterintelligence staff support as directed by the Joint Chiefs of Staff.

1-1202. *National Security Agency (NSA)*, whose responsibilities shall include:

(a) Establishment and operation of an effective unified organization for signals intelligence activities, except for the delegation of operational control over certain operations that are conducted through other elements of the Intelligence Community. No other department or agency may engage in signals intelligence activities except pursuant to a delegation by the Secretary of Defense;

(b) Control of signals intelligence collection and processing activities, including assignment of resources to an appropriate agent for such periods and tasks as required for the direct support of military commanders;

(c) Collection of signals intelligence information for national foreign intelligence purposes in accordance with tasking by the NITC;



(d) Processing of signals intelligence data for national foreign intelligence purposes consistent with standards for timeliness established by the Director of Central Intelligence;

(e) Dissemination of signals intelligence information for national foreign intelligence purposes to authorized elements of the Government, including the military services, in accordance with guidance from the NITC;

(f) Collection, processing, and dissemination of signals intelligence information for counterintelligence purposes;

(g) Provision of signals intelligence support for the conduct of military operations in accordance with tasking, priorities and standards of timeliness assigned by the Secretary of Defense. If provision of such support requires use of national collection systems, these systems will be tasked within existing guidance from the Director of Central Intelligence;

(h) Executing the responsibilities of the Secretary of Defense as executive agent for the communications security of the United States Government;

(i) Conduct of research and development to meet needs of the United States for signals intelligence and communications security;

(j) Protection of the security of its installations, activities, information and personnel by appropriate means including such investigations of applicants, employees, contractors and other persons with similar associations with the NSA as are necessary; and

(k) Prescribing, within its field of authorized operations, security regulations covering operating practices, including the transmission, handling and distribution of signals intelligence and communications security material within and among the elements under control of the Director of the NSA, and exercising the necessary supervisory control to ensure compliance with the regulations.

1-1203. *Offices for the collection of specialized intelligence through reconnaissance programs*, whose responsibilities shall include:

(a) Carrying out consolidated reconnaissance programs for specialized intelligence;

(b) Responding to tasking through the NITC; and

(c) Delegating authority to the various departments and agencies for research, development, procurement, and operation of designated means of collection.

1-1204. *The foreign intelligence and counterintelligence elements of the military services*, whose responsibilities shall include:

(a) Collection, production and dissemination of military and military-related foreign intelligence, including information on indications and warnings, foreign capabilities, plans and weapons systems, scientific and technical developments and narcotics production and trafficking. When collection is conducted in response to national foreign intelligence requirements, it will be tasked by the NITC. Collection of national foreign intelligence, not otherwise obtainable, outside the United States shall be coordinated with the CIA, and such collection within the United States shall be coordinated with the FBI;

(b) Conduct of counterintelligence activities outside the United States in coordination with the CIA, and within the United States in coordination with the FBI, and production and dissemination of counterintelligence studies or reports; and

(c) Monitoring of the development, procurement and management of tactical intelligence systems and equipment and conducting related research, development, and test and evaluation activities.

1-1205. *Other offices within the Department of Defense* appropriate for conduct of the intelligence missions and responsibilities assigned to the Secretary of Defense. If such other offices are used for intelligence purposes, the provisions of Sections 2-101 through 2-309 of this Order shall apply to those offices when used for those purposes.



1-13. *The Department of Energy.* The Secretary of Energy shall:

1-1301. Participate with the Department of State in overtly collecting political, economic and technical information with respect to foreign energy matters;

1-1302. Produce and disseminate foreign intelligence necessary for the Secretary's responsibilities;

1-1303. Participate in formulating intelligence collection and analysis requirements where the special expert capability of the Department can contribute; and

1-1304. Provide expert technical, analytical and research capability to other agencies within the Intelligence Community.

1-14. *The Federal Bureau of Investigation.* Under the supervision of the Attorney General and pursuant to such regulations as the Attorney General may establish, the Director of the FBI shall:

1-1401. Within the United States conduct counterintelligence and coordinate counterintelligence activities of other agencies within the Intelligence Community. When a counterintelligence activity of the FBI involves military or civilian personnel of the Department of Defense, the FBI shall coordinate with the Department of Defense;

1-1402. Conduct counterintelligence activities outside the United States in coordination with the CIA, subject to the approval of the Director of Central Intelligence;

1-1403. Conduct within the United States, when requested by officials of the Intelligence Community designated by the President, lawful activities undertaken to collect foreign intelligence or support foreign intelligence collection requirements of other agencies within the Intelligence Community;

1-1404. Produce and disseminate foreign intelligence, counterintelligence and counterintelligence studies and reports; and

1-1405. Carry out or contract for research, development and procurement of technical systems and devices relating to the functions authorized above.

1-15. *The Drug Enforcement Administration.* Under the supervision of the Attorney General and pursuant to such regulations as the Attorney General may establish, the Administrator of DEA shall:

1-1501. Collect, produce and disseminate intelligence on the foreign and domestic aspects of narcotics production and trafficking in coordination with other agencies with responsibilities in these areas;

1-1502. Participate with the Department of State in the overt collection of general foreign political, economic and agricultural information relating to narcotics production and trafficking; and

1-1503. Coordinate with the Director of Central Intelligence to ensure that the foreign narcotics intelligence activities of DEA are consistent with other foreign intelligence programs.

## SECTION 2

### RESTRICTIONS ON INTELLIGENCE ACTIVITIES

2-1. *Adherence to Law.*

2-101. *Purpose.* Information about the capabilities, intentions and activities of foreign powers, organizations, or persons and their agents is essential to informed decision-making in the areas of national defense and foreign relations. The measures employed to acquire such information should be responsive to legitimate governmental needs and must be conducted in a manner that preserves and respects established concepts of privacy and civil liberties.

2-102. *Principles of Interpretation.* Sections 2-201 through 2-309 set forth limitations which, in addition to other applicable laws, are intended to achieve



the proper balance between protection of individual rights and acquisition of essential information. Those sections do not authorize any activity not authorized by sections 1-101 through 1-1503 and do not provide any exemption from any other law.

2-2. *Restrictions on Certain Collection Techniques.*

2-201. *General Provisions.*

(a) The activities described in Sections 2-202 through 2-208 shall be undertaken only as permitted by this Order and by procedures established by the head of the agency concerned and approved by the Attorney General. Those procedures shall protect constitutional rights and privacy, ensure that information is gathered by the least intrusive means possible, and limit use of such information to lawful governmental purposes.

(b) Activities described in sections 2-202 through 2-205 for which a warrant would be required if undertaken for law enforcement rather than intelligence purposes shall not be undertaken against a United States person without a judicial warrant, unless the President has authorized the type of activity involved and the Attorney General has both approved the particular activity and determined that there is probable cause to believe that the United States person is an agent of a foreign power.

2-202. *Electronic Surveillance.* The CIA may not engage in any electronic surveillance within the United States. No agency within the Intelligence Community shall engage in any electronic surveillance directed against a United States person abroad or designed to intercept a communication sent from, or intended for receipt within, the United States except as permitted by the procedures established pursuant to section 2-201. Training of personnel by agencies in the Intelligence Community in the use of electronic communications equipment, testing by such agencies of such equipment, and the use of measures to determine the existence and capability of electronic surveillance equipment being used unlawfully shall not be prohibited and shall also be governed by such procedures. Such activities shall be limited in scope and duration to those necessary to carry out the training, testing or countermeasures purpose. No information derived from communications intercepted in the course of such training, testing or use of countermeasures may be retained or used for any other purpose.

2-203. *Television Cameras and Other Monitoring.* No agency within the Intelligence Community shall use any electronic or mechanical device surreptitiously and continuously to monitor any person within the United States, or any United States person abroad, except as permitted by the procedures established pursuant to Section 2-201.

2-204. *Physical Searches.* No agency within the Intelligence Community except the FBI may conduct any unconsented physical searches within the United States. All such searches conducted by the FBI, as well as all such searches conducted by any agency within the Intelligence Community outside the United States and directed against United States persons, shall be undertaken only as permitted by procedures established pursuant to Section 2-201.

2-205. *Mail Surveillance.* No agency within the Intelligence Community shall open mail or examine envelopes in United States postal channels, except in accordance with applicable statutes and regulations. No agency within the Intelligence Community shall open mail of a United States person abroad except as permitted by procedures established pursuant to Section 2-201.

2-206. *Physical Surveillance.* The FBI may conduct physical surveillance directed against United States persons or others only in the course of a lawful investigation. Other agencies within the Intelligence Community may not undertake any physical surveillance directed against a United States person unless:



(a) The surveillance is conducted outside the United States and the person being surveilled is reasonably believed to be acting on behalf of a foreign power, engaging in international terrorist activities, or engaging in narcotics production or trafficking;

(b) The surveillance is conducted solely for the purpose of identifying a person who is in contact with someone who is the subject of a foreign intelligence or counterintelligence investigation; or

(c) That person is being surveilled for the purpose of protecting foreign intelligence and counterintelligence sources and methods from unauthorized disclosure or is the subject of a lawful counterintelligence, personnel, physical or communications security investigation.

(d) No surveillance under paragraph (c) of this section may be conducted within the United States unless the person being surveilled is a present employee, intelligence agency contractor or employee of such a contractor, or is a military person employed by a non-intelligence element of a military service. Outside the United States such surveillance may also be conducted against a former employee, intelligence agency contractor or employee of a contractor or a civilian person employed by a non-intelligence element of an agency within the Intelligence Community. A person who is in contact with such a present or former employee or contractor may also be surveilled, but only to the extent necessary to identify that person.

2-207. *Undisclosed Participation in Domestic Organizations.* No employees may join, or otherwise participate in, any organization within the United States on behalf of any agency within the Intelligence Community without disclosing their intelligence affiliation to appropriate officials of the organization, except as permitted by procedures established pursuant to Section 2-201. Such procedures shall provide for disclosure of such affiliation in all cases unless the agency head or a designee approved by the Attorney General finds that non-disclosure is essential to achieving lawful purposes, and that finding is subject to review by the Attorney General. Those procedures shall further limit undisclosed participation to cases where:

(a) The participation is undertaken on behalf of the FBI in the course of a lawful investigation;

(b) The organization concerned is composed primarily of individuals who are not United States persons and is reasonably believed to be acting on behalf of a foreign power; or

(c) The participation is strictly limited in its nature, scope and duration to that necessary for other lawful purposes relating to foreign intelligence and is a type of participation approved by the Attorney General and set forth in a public document. No such participation may be undertaken for the purpose of influencing the activity of the organization or its members.

2-208. *Collection of Nonpublicly Available Information.* No agency within the Intelligence Community may collect, disseminate or store information concerning the activities of United States persons that is not available publicly, unless it does so with their consent or as permitted by procedures established pursuant to Section 2-201. Those procedures shall limit collection, storage or dissemination to the following types of information:

(a) Information concerning corporations or other commercial organizations or activities that constitutes foreign intelligence or counterintelligence;

(b) Information arising out of a lawful counterintelligence or personnel, physical or communications security investigation;

(c) Information concerning present or former employees, present or former intelligence agency contractors or their present or former employees, or applicants for any such employment or contracting, which is needed to protect foreign intelligence or counterintelligence sources or methods from unauthorized disclosure;



(d) Information needed solely to identify individuals in contact with those persons described in paragraph (c) of this section or with someone who is the subject of a lawful foreign intelligence or counterintelligence investigation;

(e) Information concerning persons who are reasonably believed to be potential sources or contacts, but only for the purpose of determining the suitability or credibility of such persons;

(f) Information constituting foreign intelligence or counterintelligence gathered abroad or from electronic surveillance conducted in compliance with Section 2-202 or from cooperating sources in the United States;

(g) Information about a person who is reasonably believed to be acting on behalf of a foreign power, engaging in international terrorist activities or narcotics production or trafficking, or endangering the safety of a person protected by the United States Secret Service or the Department of State;

(h) Information acquired by overhead reconnaissance not directed at specific United States persons;

(i) Information concerning United States persons abroad that is obtained in response to requests from the Department of State for support of its consular responsibilities relating to the welfare of those persons;

(j) Information collected, received, disseminated or stored by the FBI and necessary to fulfill its lawful investigative responsibilities; or

(k) Information concerning persons or activities that pose a clear threat to any facility or personnel of an agency within the Intelligence Community. Such information may be retained only by the agency threatened and, if appropriate, by the United States Secret Service and the FBI.

### 2-3. *Additional Restrictions and Limitations.*

2-301. *Tax Information.* No agency within the Intelligence Community shall examine tax returns or tax information except as permitted by applicable law.

2-302. *Restrictions on Experimentation.* No agency within the Intelligence Community shall sponsor, contract for, or conduct research on human subjects except in accordance with guidelines issued by the Department of Health, Education and Welfare. The subject's informed consent shall be documented as required by those guidelines.

2-303. *Restrictions on Contracting.* No agency within the Intelligence Community shall enter into a contract or arrangement for the provision of goods or services with private companies or institutions in the United States unless the agency sponsorship is known to the appropriate officials of the company or institution. In the case of any company or institution other than an academic institution, intelligence agency sponsorship may be concealed where it is determined, pursuant to procedures approved by the Attorney General, that such concealment is necessary to maintain essential cover or proprietary arrangements for authorized intelligence purposes.

2-304. *Restrictions on Personnel Assigned to Other Agencies.* An employee detailed to another agency within the federal government shall be responsible to the host agency and shall not report to the parent agency on the affairs of the host agency unless so directed by the host agency. The head of the host agency, and any successor, shall be informed of the employee's relationship with the parent agency.

2-305. *Prohibition on Assassination.* No person employed by or acting on behalf of the United States Government shall engage in, or conspire to engage in, assassination.

2-306. *Restrictions on Special Activities.* No component of the United States Government except an agency within the Intelligence Community may conduct any special activity. No such agency except the CIA (or the military services in wartime) may conduct any special activity unless the President determines, with



the SCC's advice, that another agency is more likely to achieve a particular objective.

2-307. *Restrictions on Indirect Participation in Prohibited Activities.* No agency of the Intelligence Community shall request or otherwise encourage, directly or indirectly, any person, organization, or government agency to undertake activities forbidden by this Order or by applicable law.

2-308. *Restrictions on Assistance to Law Enforcement Authorities.* Agencies within the Intelligence Community other than the FBI shall not, except as expressly authorized by law:

(a) Provide services, equipment, personnel or facilities to the Law Enforcement Assistance Administration (or its successor agencies) or to state or local police organizations of the United States; or

(b) Participate in or fund any law enforcement activity within the United States.

2-309. *Permissible Assistance to Law Enforcement Authorities.* The restrictions in Section 2-308 shall not preclude:

(a) Cooperation with appropriate law enforcement agencies for the purpose of protecting the personnel and facilities of any agency within the Intelligence Community;

(b) Participation in law enforcement activities, in accordance with law and this Order, to investigate or prevent clandestine intelligence activities by foreign powers, international narcotics production and trafficking, or international terrorist activities; or

(c) Provision of specialized equipment, technical knowledge, or assistance of expert personnel for use by any department or agency or, when lives are endangered, to support local law enforcement agencies. Provision of assistance by expert personnel shall be governed by procedures approved by the Attorney General.

2-310. *Permissible Dissemination and Storage of Information.* Nothing in Sections 2-201 through 2-309 of this Order shall prohibit:

(a) Dissemination to appropriate law enforcement agencies of information which indicates involvement in activities that may violate federal, state, local or foreign laws;

(b) Storage of information required by law to be retained;

(c) Dissemination of information covered by Section 2-208 (a)-(j) to agencies within the Intelligence Community or entities of cooperating foreign governments; or

(d) Lawful storage or dissemination of information solely for administrative purposes not related to intelligence or security.

### SECTION 3

#### OVERSIGHT OF INTELLIGENCE ORGANIZATIONS

##### 3-1. *Intelligence Oversight Board.*

3-101. *Membership.* The President's Intelligence Oversight Board (IOB) shall function within the White House. The IOB shall have three members who shall be appointed by the President and who shall be from outside the government and be qualified on the basis of ability, knowledge, diversity of background and experience. No member shall have any personal interest in any contractual relationship with any agency within the Intelligence Community. One member shall be designated by the President as chairman.

3-102. *Duties.* The IOB shall:

(a) Review periodically the practices and procedures of the Inspectors General and General Counsel with responsibilities for agencies within the Intelligence Community for discovering and reporting to the IOB intelligence



activities that raise questions of legality or propriety, and consider written and oral reports referred under Section 3-201;

(b) Review periodically for adequacy the internal guidelines of each agency within the Intelligence Community concerning the legality or propriety of intelligence activities;

(c) Report periodically, at least quarterly, to the President on its findings; and report in a timely manner to the President any intelligence activities that raise serious questions of legality or propriety;

(d) Forward to the Attorney General, in a timely manner, reports received concerning intelligence activities in which a question of legality has been raised or which the IOB believes to involve questions of legality; and

(e) Conduct such investigations of the intelligence activities of agencies within the Intelligence Community as the Board deems necessary to carry out its functions under this Order.

3-103. *Restriction on Staff.* No person who serves on the staff of the IOB shall have any contractual or employment relationship with any agency within the Intelligence Community.

3-2. *Inspectors General and General Counsel.* Inspectors General and General Counsel with responsibility for agencies within the Intelligence Community shall:

3-201. Transmit timely reports to the IOB concerning any intelligence activities that come to their attention and that raise questions of legality or propriety;

3-202. Promptly report to the IOB actions taken concerning the Board's findings on intelligence activities that raise questions of legality or propriety;

3-203. Provide to the IOB information requested concerning the legality or propriety of intelligence activities within their respective agencies;

3-204. Formulate practices and procedures for discovering and reporting to the IOB intelligence activities that raise questions of legality or propriety; and

3-205. Report to the IOB any occasion on which the Inspectors General or General Counsel were directed not to report any intelligence activity to the IOB which they believed raised questions of legality or propriety.

3-3. *Attorney General.* The Attorney General shall:

3-301. Receive and consider reports from agencies within the Intelligence Community forwarded by the IOB;

3-302. Report to the President in a timely fashion any intelligence activities which raise questions of legality;

3-303. Report to the IOB and to the President in a timely fashion decisions made or actions taken in response to reports from agencies within the Intelligence Community forwarded to the Attorney General by the IOB;

3-304. Inform the IOB of legal opinions affecting the operations of the Intelligence Community; and

3-305. Establish or approve procedures, as required by this Order, for the conduct of intelligence activities. Such procedures shall ensure compliance with law, protect constitutional rights and privacy, and ensure that any intelligence activity within the United States or directed against any United States person is conducted by the least intrusive means possible. The procedures shall also ensure that any use, dissemination and storage of information about United States persons acquired through intelligence activities is limited to that necessary to achieve lawful governmental purposes.

3-4. *Congressional Intelligence Committees.* Under such procedures as the President may establish and consistent with applicable authorities and duties, including those conferred by the Constitution upon the Executive and Legislative



Branches and by law to protect sources and methods, the Director of Central Intelligence and heads of departments and agencies of the United States involved in intelligence activities shall:

3-401. Keep the Permanent Select Committee on Intelligence of the House of Representatives and the Select Committee on Intelligence of the Senate fully and currently informed concerning intelligence activities, including any significant anticipated activities which are the responsibility of, or engaged in, by such department or agency. This requirement does not constitute a condition precedent to the implementation of such intelligence activities;

3-402. Provide any information or document in the possession, custody, or control of the department or agency or person paid by such department or agency, within the jurisdiction of the Permanent Select Committee on Intelligence of the House of Representatives or the Select Committee on Intelligence of the Senate, upon the request of such committee; and

3-403. Report in a timely fashion to the Permanent Select Committee on Intelligence of the House of Representatives and the Select Committee on Intelligence of the Senate information relating to intelligence activities that are illegal or improper and corrective actions that are taken or planned.

## SECTION 4

### GENERAL PROVISIONS

#### 4-1. *Implementation.*

4-101. Except as provided in section 4-105 of this section, this Order shall supersede Executive Order 11905, "United States Foreign Intelligence Activities," dated February 18, 1976; Executive Order 11985, same subject, dated May 13, 1977; and Executive Order 11994, same subject, dated June 1, 1977.

4-102. The NSC, the Secretary of Defense, the Attorney General and the Director of Central Intelligence shall issue such appropriate directives and procedures as are necessary to implement this Order.

4-103. Heads of agencies within the Intelligence Community shall issue appropriate supplementary directives and procedures consistent with this Order.

4-104. The Attorney General shall have sole authority to issue and revise procedures required by section 2-201 for the activities of the FBI relating to foreign intelligence and counterintelligence.

4-105. Where intelligence activities under this Order are to be conducted pursuant to procedures approved or agreed to by the Attorney General, those activities may be conducted under terms and conditions of Executive Order 11905 and any procedures promulgated thereunder until such Attorney General procedures are established. Such Attorney General procedures shall be established as expeditiously as possible after the issuance of this Order.

4-106. In some instances, the documents that implement this Order will be classified because of the sensitivity of the information and its relation to national security. All instructions contained in classified documents will be consistent with this Order. All procedures promulgated pursuant to this Order will be made available to the Congressional intelligence committees in accordance with Section 3-402.

4-107. Unless otherwise specified, the provisions of this Order shall apply to activities both within and outside the United States, and all references to law are to applicable laws of the United States, including the Constitution and this Order. Nothing in this Order shall be construed to apply to or interfere with any authorized civil or criminal law enforcement responsibility of any department or agency.

4-2. *Definitions.* For the purposes of this Order, the following terms shall have these meanings:



4-201. *Communications security* means protective measures taken to deny unauthorized persons information derived from telecommunications of the United States Government related to national security and to ensure the authenticity of such telecommunications.

4-202. *Counterintelligence* means information gathered and activities conducted to protect against espionage and other clandestine intelligence activities, sabotage, international terrorist activities or assassinations conducted for or on behalf of foreign powers, organizations or persons, but not including personnel, physical, document, or communications security programs.

4-203. *Electronic Surveillance* means acquisition of a nonpublic communication by electronic means without the consent of a person who is a party to an electronic communication or, in the case of a nonelectronic communication, without the consent of a person who is visibly present at the place of communication, but not including the use of radio direction finding equipment solely to determine the location of a transmitter.

4-204. *Employee* means a person employed by, assigned to, or acting for an agency within the Intelligence Community.

4-205. *Foreign Intelligence* means information relating to the capabilities, intentions and activities of foreign powers, organizations or persons, but not including counterintelligence except for information on international terrorist activities.

4-206. *Intelligence* means foreign intelligence and counterintelligence.

4-207. *Intelligence Community and agency or agencies within the Intelligence Community* refer to the following organizations:

- (a) The Central Intelligence Agency (CIA);
- (b) The National Security Agency (NSA);
- (c) The Defense Intelligence Agency;
- (d) The Offices within the Department of Defense for the collection of specialized national foreign intelligence through reconnaissance programs;
- (e) The Bureau of Intelligence and Research of the Department of State;
- (f) The intelligence elements of the military services, the Federal Bureau of Investigation (FBI), the Department of the Treasury, the Department of Energy, and the Drug Enforcement Administration (DEA); and
- (g) The staff elements of the Office of the Director of Central Intelligence.

4-208. *Intelligence product* means the estimates, memoranda and other reports produced from the analysis of available information.

4-209. *International terrorist activities* means any activity or activities which:

(a) involves killing, causing serious bodily harm, kidnapping, or violent destruction of property, or an attempt or credible threat to commit such acts; and

(b) appears intended to endanger a protectee of the Secret Service or the Department of State or to further political, social or economic goals by intimidating or coercing a civilian population or any segment thereof, influencing the policy of a government or international organization by intimidation or coercion, or obtaining widespread publicity for a group or its cause; and

(c) transcends national boundaries in terms of the means by which it is accomplished, the civilian population, government, or international organization it appears intended to coerce or intimidate, or the locale in which its perpetrators operate or seek asylum.

4-210. *The National Foreign Intelligence Program* includes the programs listed below, but its composition shall be subject to review by the National Security Council and modification by the President.

- (a) The programs of the CIA;
- (b) The Consolidated Cryptologic Program, the General Defense Intelligence Program, and the programs of the offices within the Department of



## THE PRESIDENT

Defense for the collection of specialized national foreign intelligence through reconnaissance except such elements as the Director of Central Intelligence and the Secretary of Defense agree should be excluded;

(c) Other programs of agencies within the Intelligence Community designated jointly by the Director of Central Intelligence and the head of the department or by the President as national foreign intelligence or counterintelligence activities;

(d) Activities of the staff elements of the Office of the Director of Central Intelligence.

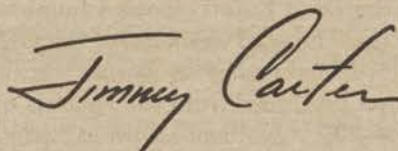
(e) Activities to acquire the intelligence required for the planning and conduct of tactical operations by the United States military forces are not included in the National Foreign Intelligence Program.

4-211. *Physical surveillance* means an unconsented, systematic and deliberate observation of a person by any means on a continuing basis, or unconsented acquisition of a nonpublic communication by a person not a party thereto or visibly present thereat through any means not involving electronic surveillance. This definition does not include overhead reconnaissance not directed at specific United States persons.

4-212. *Special activities* means activities conducted abroad in support of national foreign policy objectives which are designed to further official United States programs and policies abroad and which are planned and executed so that the role of the United States Government is not apparent or acknowledged publicly, and functions in support of such activities, but not including diplomatic activity or the collection and production of intelligence or related support functions.

4-213. *United States*, when used to describe a place, includes the territories of the United States.

4-214. *United States person* means a citizen of the United States, an alien lawfully admitted for permanent residence, an unincorporated association organized in the United States or substantially composed of United States citizens or aliens admitted for permanent residence, or a corporation incorporated in the United States.



THE WHITE HOUSE,

January 24, 1978.

[FR Doc. 78-2420 Filed 1-25-78; 11:12 am]

EDITORIAL NOTE: The President's statement and remarks of Jan. 24, 1978, on signing Executive Order 12036, are printed in the Weekly Compilation of Presidential Documents (vol. 14, No. 4).