

or the appearance of a conflict of interest having such adverse effects.

(c) The Board recognizes that it is impossible to define every practice or condition which falls within the broad concept of objectionable conflict of interest. The Board has nevertheless issued various regulations to limit or prohibit certain conflicts of interest to reflect its conclusion that the conflicts so limited or prohibited are especially inimical to the accomplishment of the purposes of title IV. However, the omission by the Board to specifically limit or prohibit other conflicts of interest should not be interpreted as tacit approval thereof. The Board or its Supervisory Agents will continue to examine those conflict-of-interest situations which are not specifically limited or prohibited under the regulations and will, when circumstances so warrant, take appropriate action to prevent, circumscribe or eliminate such situations.

(Secs. 402, 403, 407, 48 Stat. 1256, 1257, 1260, as amended; 12 U.S.C. 1725, 1726, 1730. Reorg. Plan No. 3 of 1947, 12 F.R. 4981, 3 CFR, 1943-48 Comp., p. 1071)

Resolved further that interested persons are invited to submit written data, views, and arguments to the Office of the Secretary, Federal Home Loan Bank Board, 101 Indiana Avenue NW., Washington, D.C. 20552, by September 15, 1970, as to whether this proposal should be adopted, rejected, or modified. Written material submitted will be available for public inspection at the above address unless confidential treatment is requested or the material would not be made available to the public or otherwise disclosed under § 505.6 of the General Regulations of the Federal Home Loan Bank Board (12 CFR 505.6).

By the Federal Home Loan Bank Board.

[SEAL] GRENVILLE L. MILLARD, JR.,
Assistant Secretary.

[F.R. Doc. 70-9856; Filed, July 29, 1970;
8:51 a.m.]

FEDERAL POWER COMMISSION

[18 CFR Parts 154, 157, 250]

[Docket No. R-393]

EXEMPTION OF SMALL PRODUCERS FROM REGULATION

Notice of Proposed Rule Making

JULY 23, 1970.

Notice is hereby given pursuant to 5 U.S.C. 553 and sections 4, 5, 7 and 16 of the Natural Gas Act that the Commission proposes prospectively to exempt from regulation under the Natural Gas Act all existing and all future jurisdictional sales made by small producers, as hereinafter defined. This would not include percentage sales made by small producers pursuant to percentage sales contracts. Nor would it include sales to interstate pipeline companies by their affiliates.

As a result of the promulgation of § 157.40 of the Commission's regulations under the Natural Gas Act (18 CFR 157.40) in Order No. 308 issued Octo-

ber 29, 1965 (34 FPC 1202) small producers were accorded some relief from the filing requirements in sections 4 and 7 of the Natural Gas Act for sales in the Permian Basin area. The groundwork for this relief was formulated in Opinion No. 468 (34 FPC 169). Subsequently, the same treatment was extended to sales in Southern Louisiana in Opinion No. 546 (40 FPC 530). Specifically, if a producer receives a small producer certificate pursuant to section 157.40, it may commence new jurisdictional sales in the Permian and Southern Louisiana areas at rates no higher than the applicable just and reasonable base rates determined in Opinions Nos. 468 and 546, respectively (plus upward B.t.u. adjustment for first and second vintage sales in Southern Louisiana). Such a certificate also eliminates the need for filing quality statements with respect to existing sales where otherwise required by those opinions, but this is significant only where the gas is below pipeline quality. It also obviates the need for a rate change filing up to the applicable ceiling but this is of little importance since there are few small producers collecting rates below the applicable ceiling who are contractually entitled to higher rates. The relief previously granted has been inadequate for small producers since they still bear many of the expenses and burdens of complying with regulatory requirements, particularly when they seek the same treatment accorded large producers. Such relief has also increased the difficulties inherent in processing small producer filings from an administrative viewpoint instead of decreasing these problems as was intended.

Mr. Justice Clark speaking for the Court in *F.P.C. v. Hunt*, 376 U.S. 515 (1964) recommended that the Commission consider procedures for the exemption of small producers. Our present proposal would relieve small producers in all areas of almost all of the expenses and burdens connected with regulatory matters after exemption is authorized. It should also facilitate more effective regulation of large producers by permitting us to expend our efforts with respect to natural gas production exclusively on such large producers. Small producers account for a relatively small share of the natural gas produced nationally. Moreover, as a practical matter, the small producer is normally not in a position to obtain more for the sale of its gas than the large producer whose jurisdictional sales are subject to the ceilings prescribed by the Commission in each area. The impact on the consumer of exempting small producers from regulation should thus be minimal. The exemption of small producers should also encourage them to increase their exploratory efforts which are important in the discoveries of new sources of gas.

Under our proposal small producers upon application therefor will be exempted by Commission order from all provisions of the Natural Gas Act and the Commission's regulations otherwise applicable to the jurisdictional sales covered by such exemptions, except for the requirement that they submit annually a document setting forth their total volume of jurisdictional sales. The exemp-

tion so ordered would continue as long as the small producer's jurisdictional sales do not exceed 10,000,000 Mcf in a calendar year when aggregated with all jurisdictional sales of affiliates as hereinafter defined. Should a producer cease to qualify as a small producer, it would be required to file separate certificate applications and individual rate schedules for future sales but the exemption previously granted would remain in effect for sales made under contracts dated prior to such termination.

If the rules proposed here are adopted, any order granting exemption to a small producer pursuant to such rules would provide for the exemption to be effective 45 days after the issuance of such order. In this connection we propose to allow pipeline purchasers to file rate increases which are limited to tracking rate increases resulting from the exemption of small producers by waiving, where necessary, the requirement for supporting schedules under § 154.63 of our regulations (18 CFR 154.63), provided such schedules are submitted within 4 months from the date of the pipeline's increased rate filing. Producers who have received small producer certificates under the present provisions of § 157.40 or who have applied and qualify but have not yet received such a certificate would not be required to file new applications unless otherwise directed in any order issued herein.

The exemption for small producers proposed here would include, *inter alia*, jurisdictional sales made by a small producer to a large producer. However, the resale of such gas by the large producer would remain subject to our jurisdiction. If there are any problems in this regard, large producers in their comments should discuss these problems.

We have not proposed any disposition of increased rates collected subject to refund in section 4(e) cases or initial rates collected under temporary certificates issued pursuant to section 7 by small producers for the period prior to the effective date of the exemption. The proceedings to which we refer here are those proceedings where the Commission has not yet taken any action and none is now pending as a result of an examiner's decision. Interested parties, however, in their comments are invited to address themselves to the questions of terminating such proceedings and relieving the small producers of any potential refund obligation therein.

Accordingly it is proposed to amend Part 154, Rate Schedules and Tariffs, Part 157, Applications for Certificates of Public Convenience and Necessity and for Orders Permitting and Approving Abandonment under section 7 of the Natural Gas Act, and Part 250, Forms, in Chapter 1, Title 18 of the Code of Federal Regulations in the manner set forth below.

The Commission also proposes to waive the provisions of § 154.63 of the Commission's regulations under the Natural Gas Act solely to the extent necessary to permit the tracking by pipeline purchasers and by pipelines purchasing from such pipeline purchasers of rate increases resulting from the exemption of small producers: *Provided*, That with respect to

such pipelines which are not presently authorized to track supplier increases either through approved settlements or outstanding orders of the Commission the supporting schedules required by § 154.63 shall be filed within 4 months from the date of such pipeline increased rate filing; and provided further that the rate or rates as revised by such tracking filings shall be collected subject to reduction and refund from the effective date of such increased rate or rates.

The proposed amendments to Parts 154 and 157 of Subchapter E, Regulations under the Natural Gas Act, and to Part 250 of Subchapter G, Approved Forms, Natural Gas Act, Chapter 1, Title 18 of the Code of Federal Regulations would be issued under the authority granted the Federal Power Commission by the Natural Gas Act, particularly sections 4, 5, 7, and 16 (52 Stat. 822, 823, 824, 825, 830, 56 Stat. 83, 84, 61 Stat. 459, 76 Stat. 72, 15 U.S.C. 717c, 717d, 717f and 717g).

All interested persons may submit to the Federal Power Commission, Washington, D.C. 20426, not later than September 8, 1970, data, views, comments, and suggestions, in writing, concerning the proposed amendments to the regulations and the proposed exemption application and annual statement forms. An original and nine conformed copies should be filed with the Commission. In addition, interested persons wishing to have their comments considered in the clearance of the proposed exemption application and annual statement forms under the provisions of the Federal Reports Act of 1942 may at the same time submit a conformed copy of their comments directly to the Clearance Officer, Office of Statistical Standards, Office of Management and Budget, Washington, D.C. 20503. Submissions to the Commission should indicate the name and address of the person to whom correspondence in regard to the proposal should be addressed, and whether the person filing them requests a conference at the Federal Power Commission to discuss the proposed amendments to the regulations and the proposed forms. The Commission will consider all such written submissions before acting on the matters herein proposed.

A. The following are proposed amendments to Part 157, Chapter 1, Title 18 of the Code of Federal Regulations. 1. Revise "§ 157.40, Small producer certificates of public convenience and necessity" so that it will read as follows:

§ 157.40 Exemption of small producers.

(a) *Definitions.* (1) A "Small Producer" is an independent producer of natural gas as defined in § 154.91 of this chapter, who is not affiliated with a natural gas pipeline company and whose total jurisdictional sales on a nationwide basis, together with such sales of "affiliated producers" are not in excess of 10,000,000 Mcf at 14.65 p.s.i.a. during any calendar year. As used in this section, the term "jurisdictional sales" includes volumes of gas paid for but not taken under prepayment clauses or otherwise, and volumes of gas sold under other independent producer rate schedules in the proportion that the independent producer seeking to come within this sec-

tion has an interest in such sales, but does not include sales made pursuant to percentage sales contracts.

(2) "Affiliated producers" are persons who, directly or indirectly, control, or are controlled by, or are under common control with, the applicant producer. Such control exists if the producer has the power to direct or cause the direction of, or as a matter of actual practice does direct, the management and policies of a person, whether such power is exercised alone or through one or more intermediary companies, or pursuant to an agreement, and whether such power or practice is established through a majority or minority ownership or voting of securities, common directors, officers or stockholders, voting trusts, holding trusts, associated companies, relationship of blood or marriage, or any other direct or indirect means. For the further purposes of this section, the term "agreement" shall not include any agreement for the operation of a natural gas producing property or a plant processing natural gas unless such agreement otherwise establishes the power to direct or cause the direction of the management and policy of a person.

(3) "Small producer sales" are (i) sales by a small producer of his own interests under his own contracts; (ii) sales of all interests under a small producer's contract if producers not qualifying as small producers have interests which in the aggregate are no greater than 12½ percent; and (iii) sales of a small producer's interests under another producer's contract.

(b) *Requirements for exemption.* Upon the approval of appropriate applications made pursuant to the provisions of this section, Small Producers will be granted exemption with respect to their "small producer sales" of natural gas in interstate commerce.

(1) Small producers may apply for exemption to cover all previous and all future jurisdictional sales, which do not raise the producer's total jurisdictional sales on a nationwide basis above 10,000,000 Mcf during any calendar year. Applications by these producers shall include the following information: (i) Total jurisdictional sales on a nationwide basis for the year preceding the application; (ii) a list of outstanding certificates and rate schedules together with names and percentage of interest of other interest owners under such rate schedules; (iii) a list of outstanding rate schedules of others in which applicant owns an interest together with applicant's percentage of interest; and (iv) the names of all owners (stockholders, partners, joint venturers, etc.) of the applicant with an interest of 10 percent or more, their percentage of ownership in the applicant and in any other natural gas company, and any positions such owners may hold with another natural gas company.

(2) An applicant for exemption who has no outstanding certificate issued by, or rate schedule filed with, this Commission for the sale of natural gas shall include the following information in his application:

(i) A list of all contracts to sell natural gas in interstate commerce,

(ii) Source of production, total rate and the annual volume delivery obligations of the producer under each such

contract, together with names and percentage of interest of other interest owners under each such contract, and

(iii) A list of owners of the applicant with an interest of 10 percent or more, their percentage of ownership in the applicant and in any other natural gas company and any position such owners may hold with another natural gas company.

(3) The application shall contain the information required by the form set out in § 250.10 of this chapter. A conformed copy shall be served upon each of the applicant's purchasers.

(c) *Duration of the exemption.* The exemption authorized hereunder shall remain in effect for small producer sales until the Commission on its own motion or on application terminates such certificate because the producer no longer qualifies as a small producer or fails to comply with the terms of the exemption. Upon such termination the producer will be required to file separate certificate applications and individual rate schedules for future sales but the exemption will still be effective as to those made under contracts dated prior to such termination.

B. The following are proposed amendments to Part 154, Chapter 1, Title 18 of the Code of Federal Regulations. 1. Revise paragraph (f) of §§ 154.91, 154.104 and 154.110. As revised, these portions of Part 154 will read:

§ 154.91 Applicability.

(f) *Filings by certain nonsignatories.*

Where the operator and the signatory coowners in a particular sale have secured exemption pursuant to § 157.40 of this chapter covering the sale, and where any nonsignatory coowner's interests are not covered by such exemption, such coowner may file rate schedules, rate changes, or certificate applications with respect to such interests notwithstanding the provisions of paragraph (d) of this section.

§ 154.104 Annual statements by small producers.

Annual statements certifying to the matters enumerated in the form set out in § 250.11 of this chapter shall be filed by all producers, either individually or by groups, who have been exempted under the provisions of § 157.40 of this chapter. The statements shall be submitted by April 1 of each year for the preceding calendar year.

§ 154.110 Applicability of §§ 154.92 through 154.102.

Sections 154.92 through 154.102 shall apply only to those persons specified in § 154.91 and shall not apply to small producer sales which are exempted under § 157.40 of this chapter.

C. The following are proposed amendments to Part 250, Forms, Chapter 1, Title 18 of the Code of Federal Regulations.

1. Revise the title of § 250.10 to read: § 250.10 *Application for small producer exemption*, and revise the text of § 250.10 by substituting therefor the proposed form entitled "Application for Small Producer Exemption" all as set forth below.

§ 250.10 Application for small producer exemption.

(See § 157.40(b) (3))

2. Revise the title of § 250.11 to read:
 § 250.11 Annual statement for independent producers holding small producer exemptions, and revise the text of § 250.11 by substituting therefor the proposed form entitled "Annual statement for independent producers holding small producer exemptions" all as set forth below.

§ 250.11 Annual statement for independent producers holding small producer exemptions.

(See § 157.104 of this chapter.)

I hereby certify that total sales subject to the jurisdiction of the Federal Power Commission made by the undersigned and its affiliates for the calendar year 19__ were _____ Mcf at 14.65 psia.

I certify also that all sales for which certificates were not obtained were "small producer sales" as defined in Section 157.40.

SPECIMEN

 (Name of Small Producer)

 (Signed)

 (Representative Capacity)

 (Docket No.)

The Secretary shall cause prompt publication of this notice to be made in the FEDERAL REGISTER.

By direction of the Commission.

GORDON M. GRANT,
 Secretary.

[F.R. Doc. 70-9740; Filed, July 29, 1970; 8:45 a.m.]

DEPARTMENT OF THE INTERIOR

Fish and Wildlife Service

[50 CFR Part 17]

CONSERVATION OF ENDANGERED SPECIES AND OTHER FISH OR WILDLIFE

Notice of Proposed Rule Making

By publication in the FEDERAL REGISTER, Appendix A of the regulations (the Endangered Species List) was amended by the deletion of all species of fish and wildlife which had not previously appeared in a notice of proposed rule making, with opportunity for public comment.

The Department of the Interior now proposes to further amend Appendix A by adding most of these same species back to the Endangered Species List as well as several additional species which are proposed on the basis of additional information from other countries. Interested persons may submit written comments, suggestions, or objections with respect to this proposed amendment to the Director, Bureau of Sport Fisheries and Wildlife, U.S. Department of the Interior, Washington, D.C. 20240, within 30 days of the date of publication of this notice in the FEDERAL REGISTER.

It is proposed to amend Appendix A to read as follows:

NOTE: Independent Producers of natural gas whose total jurisdictional sales on a nationwide basis for the preceding calendar year, combined with those of "affiliated producers," were not in excess of 10,000,000 Mcf may file the information called for in this form for a Small Producer Exemption to sell gas (in four copies). Include volume of gas paid for but not taken under prepayment clauses or otherwise, and volumes of gas sold under other independent producer rate schedules in the proportion that the independent producer seeking to come within Section 157.40 has an interest in such sales. Do not include sales made pursuant to percentage sales contracts. If insufficient space is given for a complete answer, continue the answer on the reverse side or on a separate sheet, noting the relevant number.

1. NAME OF APPLICANT		2. STATE OF ORGANIZATION	
3. LOCATION OF PRINCIPAL PLACE OF BUSINESS		4. TYPE OF ORGANIZATION (Corporation, partnership, joint venture, etc)	
5. PERSON RESPONSIBLE FOR APPLICATION NAME AND TITLE		MAILING ADDRESS	
6. TOTAL JURISDICTIONAL SALES VOLUMES AT _____ PSIA FOR CALENDAR YEAR PRECEDING APPLICATION. (If more than one applicant is to be covered by this exemption, give the total jurisdictional sales volumes of each applicant separately.)			
7. LIST ALL CERTIFICATES PRESENTLY HELD BY DOCKET NUMBER AND LIST ALL CONTRACTS ON FILE WITH THE COMMISSION AS RATE SCHEDULES BY RATE SCHEDULE NAME AND NUMBER. INCLUDE IN SUCH LISTING APPLICANTS' INTERESTS IN GAS SALES COVERED BY OTHER PRODUCERS' CERTIFICATES AND RATE SCHEDULES. LIST ALL INTEREST OWNERS AND THE AMOUNT OF THEIR INTEREST FOR EACH SALE TO BE COVERED BY THIS EXEMPTION. (See reverse side for reporting)			
8. LIST ALL OWNERS OF MORE THAN 10 PERCENT INTEREST IN APPLICANT: (A) INDIVIDUAL NAME; (B) PERCENT OF OWNERSHIP			
SPECIMEN			
9. LIST ALL INTEREST OWNED BY THE INDIVIDUALLY NAMED OWNERS IN OTHER NATURAL GAS COMPANIES: (A) INDIVIDUAL NAME; (B) COMPANY NAMES; (C) PERCENT OF APPLICANT OWNERSHIP.			
10. LIST FOR EACH OWNER THE POSITIONS HELD BY THESE INDIVIDUAL OWNERS IN APPLICANT COMPANY OR ANY OTHER NATURAL GAS COMPANY.			
11. IS APPLICANT OR ANY INDIVIDUAL OWNER LISTED, AFFILIATED WITH ANY PURCHASER OF JURISDICTIONAL GAS FROM APPLICANT? (If so list name of buyer and seller for each sale and nature of affiliation.)			
SIGNATURE	TITLE	DATE	

FPC Form 314-A
 (7-70)

SPECIMEN

APPLICANT	SALES UNDER RATE SCHEDULE OF APPLICANT		INTEREST OWNERSHIP UNDER RATE SCHEDULE	
	DOCKET NUMBER	RATE SCHEDULE NUMBER	NAME	PERCENT INTEREST

OTHER SELLER	APPLICANT'S SALES UNDER RATE SCHEDULE OF OTHERS		
	DOCKET NUMBER	RATE SCHEDULE NUMBER	APPLICANT'S PERCENT INTEREST IN RATE SCHEDULE

NOTE: Place an asterisk (*) after each co-owners name whose interest is not to be covered by the Small Producer Exemption applied for.

Common name	Scientific name	Where found
Komprey	<i>Bos sauveli</i>	Cambodia.
Bonteng	<i>Bos banteng</i>	Southeast Asia.
Pyrenean ibex	<i>Capra pyrenaica pyrenaica</i>	Spain.
Walia ibex	<i>Capra walie</i>	Ethiopia.
Rio de Oro dama gazelle	<i>Gazella dama toronoi</i>	Spanish Sahara.
Mhorrt gazelle	<i>Gazella dama mhorr</i>	Morocco.
Moroccan dorcas gazelle	<i>Gazella dorcas massasiya</i>	Do.
Cuvier's gazelle	<i>Gazella cuvieri</i>	Morocco, Tunisia.
Slender-horned gazelle, Rhim,	<i>Gazella leptoceros</i>	Sudan, Algeria, Egypt, Libya.
Locher's gazelle		
Black lechwe	<i>Kobus leche smithemani</i>	Zambia.
Kobus leche kafuensis		Do.
Arabian oryx	<i>Oryx leucorhynchus</i>	Arabian Peninsula.
Clark's gazelle, dibatag	<i>Ammotardos clarki</i>	Somalia, Ethiopia.
BIRDS		
Galapagos penguin	<i>Spheniscus mendanulus</i>	Galapagos.
Arabian ostrich	<i>Struthio camelus syriacus</i>	Jordan or Saudi Arabia.
West African ostrich	<i>Struthio camelus spatzi</i>	Spanish Sahara.
Darwin's rhea	<i>Pterocnemia pennata</i>	Argentina, Peru, Uruguay, Bolivia.
Atitlan grebe	<i>Podilymbus nigas</i>	Guatemala.
Short-tailed albatross	<i>Diomedea albatrus</i>	Japan.
Cahow	<i>Pterodroma cahow</i>	Bermuda.
Brown pelican	<i>Pelecanus occidentalis</i>	Mexico, United States, Panama, Puerto Rico, etc.
Chinese egret	<i>Egretta tulophotes</i>	China, Korea.
Oriental white stork	<i>Ciconia ciconia boyciana</i>	Japan, Korea, China.
Japanese crested ibis	<i>Nipponia nippon</i>	Japan, Korea.
Aleutian Canada goose	<i>Branta canadensis leucopareta</i>	Japan, United States.
White-winged wood duck	<i>Castroia scautolata</i>	India, Thailand, Sumatra, Burma.
American peregrine falcon	<i>Falco peregrinus anatum</i>	Canada, United States, Mexico.
Aotic peregrine falcon	<i>Falco peregrinus tundrus</i>	Do.
Christmas Island goshawk	<i>Accipiter fasciatus natalis</i>	Christmas Island.
Anjouan Island sparrow hawk	<i>Accipiter francensis pusillus</i>	Comoro Islands.
Galapagos hawk	<i>Buteo galapagoensis</i>	Philippine Islands.
Monkey-eating eagle	<i>Pithecophaga jefferyi</i>	Philippine Islands.
Spanish imperial eagle	<i>Aquila heliaca adalberti</i>	Spain, North Africa.
Grenada hook-billed kite	<i>Chondroherax ucinatus mitrus</i>	West Indies.
Cuba hook-billed kite	<i>Chondroherax wilsonii</i>	Cuba.
Andean condor	<i>Falco gryphus</i>	Colombia to Chile.
Seychelles kestrel	<i>Falco pinnacatus</i>	Mauritius.
Mauritius kestrel	<i>Falco araea</i>	Seychelles Island.
Horned guan	<i>Preopeltis derhamus</i>	Guatemala, Mexico.
Trinidad white-headed curassow	<i>Pipilo pipilo pipilo</i>	Trinidad.
Red-billed curassow	<i>Circus blamervillii</i>	Trinidad.
Leif erouse's mregaspode	<i>Meapodatus taparouse</i>	Bahay, Marianas.
Masked boobywhite	<i>Columba vitiensis</i>	Do.
White-eared pueasant	<i>Grossophila crossophila</i>	United States, Mexico.
Brown-eared pueasant	<i>Grossophila maculirostris</i>	China, Tibet.
Chinese monal	<i>Lophophanes inornatus</i>	China.
Schater's monal	<i>Lophophanes schateri</i>	Do.
Edward's pueasant	<i>Lophura edwardsi</i>	China, Burma.
Imperial pueasant	<i>Lophura imperialis</i>	South Vietnam.
Palawan peacock pueasant	<i>Polyplectron euphuanum</i>	Do.
Mikado pueasant	<i>Syrnaticus mikado</i>	Formosa.
Black-tailed pueasant	<i>Syrnaticus birulae</i>	Formosa.
Byrd's tragopan	<i>Tragopana blythii</i>	Burma, China.
White-throated tragopan	<i>Tragopana melanocephalus</i>	Do.
Whoooping crane	<i>Grus americana</i>	India.
Japanese crane	<i>Grus japonensis</i>	Canada, United States.
Siberian white crane	<i>Grus leucogeranus</i>	Japan, China.
Hooded crane	<i>Grus monachus</i>	Siberia to India.
Auckland Island rail	<i>Rallus pectoralis muelleri</i>	Japan.
Kagu	<i>Rhinoceros tibetanus</i>	New Zealand.
Great Indian bustard	<i>Choriotis nigricans</i>	New Caledonia.
New Zealand shore plover	<i>Thinornis novae-zeelandiae</i>	India, Pakistan, New Zealand.

Common name	Scientific name	Where found
Esquimo curlew	<i>Numenius borealis</i>	Canada to Argentina.
Audouin's gull	<i>Larus audouinii</i>	Morocco, Cyprus.
California least tern	<i>Sterna albifrons breweri</i>	Mexico, United States.
Clayton's gull	<i>Drepanopiza holosericea</i>	New Caledonia.
Chatham Island pigeon	<i>Hemiphaea novaezealandiae chathamensis</i>	New Zealand.
Azores wood pigeon	<i>Columba palumbus azoricus</i>	Azores.
Grenada dove	<i>Leptotila velox</i>	West Indies.
Palau ground dove	<i>Gallinula camifrons</i>	Palau.
Ohre-marked parakeet	<i>Strigops habroptilus</i>	Brazil.
Kakapo	<i>Strigops habroptilus</i>	New Zealand.
Red-browed parrot	<i>Amazona rhodocorytha</i>	Brazil.
Bahamas parrot	<i>Amazona leucocerytha bahamensis</i>	Bahamas.
St. Vincent parrot	<i>Amazona guildingii</i>	West Indies.
Imperial parrot	<i>Amazona versicolor</i>	Do.
Night parrot	<i>Amazona imperialis</i>	Do.
Turquoise parakeet	<i>Geopelia striata</i>	Australia.
Orange-bellied parakeet	<i>Neophema pulchella</i>	Do.
Scarlet-chested parrot	<i>Neophema chrysogaster</i>	Do.
Beautiful parakeet	<i>Neophema splendida</i>	Do.
Paradise parakeet	<i>Psephotus pulcherrimus</i>	Do.
Forbes' parakeet	<i>Psephotus chrysopterygius</i>	Do.
Mauritius ring-necked parakeet	<i>Cyanoramphus auriceps forbesi</i>	New Zealand.
Thicket-billed parrot	<i>Psittacula krameri echo</i>	Mauritius.
Red-faced malkoha	<i>Rhyacophaps pachyrhynchos</i>	Mexico, United States.
Seychelles owl	<i>Otus insularis</i>	Ceylon.
Palau owl	<i>Otus podarqina</i>	Palau.
Mrs. Morden's owl	<i>Otus tenebrae</i>	Kenya.
Anjouan scops owl	<i>Otus rufus capnodes</i>	Anjouan Islands.
Long-tailed ground roller	<i>Cratogeomys chimera</i>	Madagascar.
Imperial woodpecker	<i>Campylites imperialis</i>	Mexico.
Ivory-billed woodpecker	<i>Campylites principalis</i>	Cuba, United States.
Tristram's woodpecker	<i>Dryocopus jenensis richardsi</i>	Korea.
Euler's flycatcher	<i>Empidonax euleri johnstoni</i>	Grenada, West Indies.
New Zealand bush wren	<i>Xenicus longipes</i>	New Zealand.
Noisy scrub-bird	<i>Archornis chlorostus</i>	Australia.
Pomape Mountain starling	<i>Aplonis pelzoldi</i>	Pomape Island.
Rothschild's starling	<i>Leucopar rothschildi</i>	Ball.
Kokako	<i>Callacca cinerea</i>	New Zealand.
Piopio	<i>Turdus carolinensis</i>	New Zealand.
Reunion cuckoo shrike	<i>Copsychus saularis</i>	Do.
Mauritius cuckoo shrike	<i>Copsychus saularis</i>	Mauritius.
Guadeloupe house wren	<i>Troglodytes aedon guadeloupensis</i>	Guadeloupe Island.
St. Lucia wren	<i>Troglodytes aedon mesoleucus</i>	St. Lucia, West Indies.
Martinique brown trembler	<i>Chalcophaps indica martinicensis</i>	Martinique, St. Lucia Island.
White-breasted thrasher	<i>Zampipiocichus trachyurus</i>	Martinique, St. Lucia Island.
Cebu black shama	<i>Copsychus niger cebuanus</i>	Philippine Islands.
Western whiplbird	<i>Copsychus saularis</i>	Seychelles Island.
Western bristlebird	<i>Amphispiza bilineata</i>	Australia.
Eyrean grass-wren	<i>Amphispiza bilineata</i>	Do.
White-necked rock-fowl	<i>Ptilinopus leucocollis</i>	Palau.
Red warbler	<i>Ptilinopus leucocollis</i>	Do.
Scarlet-breasted robin	<i>Ptilinopus leucocollis</i>	Do.
Chatham Island robin	<i>Ptilinopus leucocollis</i>	Do.
Tahiti flycatcher	<i>Ptilinopus leucocollis</i>	Do.
Timian monarch	<i>Ptilinopus leucocollis</i>	Do.
Helmeted honeyeater	<i>Ptilinopus leucocollis</i>	Do.
Seychelles black flycatcher	<i>Ptilinopus leucocollis</i>	Do.
Seychelles white-eye	<i>Ptilinopus leucocollis</i>	Do.
Pomape great white-eye	<i>Ptilinopus leucocollis</i>	Do.
Semper's warbler	<i>Ptilinopus leucocollis</i>	Do.
Bachman's warbler	<i>Ptilinopus leucocollis</i>	Do.
Barbados yellow warbler	<i>Ptilinopus leucocollis</i>	Do.
Kirtland's warbler	<i>Ptilinopus leucocollis</i>	Do.
Seychelles fody	<i>Ptilinopus leucocollis</i>	Do.
Sao Miguel bullfinch	<i>Ptilinopus leucocollis</i>	Do.
Slender-billed grackle	<i>Ptilinopus leucocollis</i>	Do.

AMPHIBIANS AND REPTILES

Common name	Scientific name	Where found
Israel painted frog	<i>Discoglossus nigriocenter</i>	Israel.
Stephen Island frog	<i>Leiopelma hamiltoni</i>	New Zealand.
River terrapin, tuntutong	<i>Batagur baska</i>	Burma, India, Indonesia, Malaysia, Pakistan.
Galapagos tortoise	<i>Testudo elephantopus</i>	Galapagos (Ecuador).
Madagascar radiated tortoise	<i>Testudo radiata</i>	Madagascar.
Hawksbill turtle	<i>Eretmochelys imbricata</i>	Tropical seas.
Leatherback turtle	<i>Dermochelys coriacea</i>	Tropical and temperate seas.
Atlantic ridley turtle	<i>Lepidochelys kempi</i>	Mexico.
South American river turtle	<i>Podocnemis expansa</i>	Orinoco and Amazon River Basins.
Do.	<i>Podocnemis unifilis</i>	Do.
Short-necked or swamp tortoise	<i>Pseudemys umbrina</i>	Australia.
Yacare	<i>Caiman yacare</i>	Bolivia, Argentina, Peru, Brazil.
Orinoco crocodile	<i>Crocodylus intermedius</i>	Orinoco River drainage.
Cuban crocodile	<i>Crocodylus rhombifer</i>	Cuba.
Morelet's crocodile	<i>Crocodylus moreletii</i>	Mexico, British Honduras, Guatemala.
Nile crocodile	<i>Crocodylus niloticus</i>	Africa.
Gavial	<i>Gavialis gangeticus</i>	Pakistan.
Round Island day gecko	<i>Phelsuma guentheri</i>	Mauritius.
Day gecko	<i>Phelsuma newtoni</i>	Do.
Barrington land lizard	<i>Conolophus pallidus</i>	Galapagos.
Tuatara	<i>Sphenodon punctatus</i>	New Zealand.
Jamaica boa	<i>Epicrates subflavus</i>	Jamaica.
Anegada ground iguana	<i>Cyclura pinguis</i>	Anegada Island.

FISH

Ala balik	<i>Salmo platycephalus</i>	Turkey.
Cleek	<i>Acanthorutilus handlirschi</i>	Do.
Miyako tanago	<i>Anakia tanago</i>	Japan.
Ayumodoki	<i>Hymenophysa curta</i>	Do.
Mexican blindcat	<i>Prietella phreatophila</i>	Mexico.
Nekogiel	<i>Coreohagrus ichikawai</i>	Japan.
Giant catfish	<i>Pangasianodon gigas</i>	Thailand.
Catfish	<i>Pangasius santhoongseti</i>	Do.

MOLLUSK

Mollusk	<i>Papustyla pulcherrina</i>	Manus Island (Admiralty Island).
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(16 U.S.C. 668aa et seq.)

J. P. LINDUSKA,
Acting Director, Bureau of
Sport Fisheries and Wildlife.

JULY 27, 1970.

[F.R. Doc. 70-9781; Filed, July 29, 1970; 8:45 a.m.]

[50 CFR Part 240]
GROUND FISH FISHERIES

Certain Persons and Vessels
Exempted

To obtain the quantity of regulated species taken by exempted vessels on a

timely basis it is necessary that owners or operators of fishing vessels submit certified reports to the Bureau of Commercial Fisheries. Under the present regulations there is no provision for failure to submit such reports as required in subparagraph (6) in § 240.5(d). There-

fore, an amendment to § 240.5(d)(6) is proposed to accomplish this purpose.

The proposed amendment is issued under the authority contained in subsection (a) of section 7 of the Northwest Atlantic Fisheries Act of 1950 (64 Stat. 1069; 16 U.S.C. 936).

Prior to the final adoption of the proposed amendment consideration will be given to any data, views, or arguments pertaining thereto which are submitted in writing to the Director, Bureau of Commercial Fisheries, Washington, D.C. 20240 within the period of 30 days from the date of publication of this notice in the FEDERAL REGISTER.

The proposed amendment is described below.

Subparagraph (6) of § 240.5(d) is amended as follows:

§ 240.5 Certain persons and vessels exempted.

(d) * * *

(6) The owner or operator of a fishing vessel for which a certificate of exemption is in force shall furnish on a form supplied by the Bureau of Commercial Fisheries, immediately following the delivery or sale of a catch of fish made by means of such vessel, a report certified to be correct by the owner or operator, listing separately by species and weight the total quantities of all fish sold or delivered. Failure to submit a certified report pertaining to the catches of fish as required by this subparagraph shall be cause to revoke the certificate of exemption by the Regional Director issued to the owner or operator of the fishing vessel.

Issued at Washington, D.C., pursuant to authority delegated to me by the Secretary of the Interior on August 26, 1966 (31 F.R. 11685), and dated July 27, 1970.

WILLIAM M. TERRY,
Acting Director,
Bureau of Commercial Fisheries.

[F.R. Doc. 70-9794; Filed, July 29, 1970; 8:46 a.m.]