

Management Act of 1976, 90 Stat. 2751; 43 U.S.C. 1714, it is ordered as follows:

1. Executive Order No. 5327 of April 15, 1930, as amended, withdrawing oil shale deposits and lands containing such deposits for classification, is hereby modified to open the public lands containing oil shale deposits to the operation of the public land laws as to sales and will open the deposits of oil shale and the public lands containing such deposits to the operation of the public land laws as to exchanges insofar as it affects the following described lands:

Salt Lake Meridian

T. 6 S., R. 21 E., east of Green River,
Secs. 13, 14, 23, 24.

T. 6 S., R. 22 E., south and east of Green River,
Secs. 7, 8;

Secs. 12 to 36, inclusive.

T. 6 S., R. 23 E.,

Secs. 13 to 36, inclusive.

T. 6 S., R. 24 E.,

Secs. 19 to 23, inclusive;

Secs. 25 to 36, inclusive.

T. 6 S., R. 25 E.,

Secs. 29 to 33, inclusive.

T. 7 S., R. 21 E., east of Green River,

Secs. 1 to 17, inclusive;

Secs. 20 to 28, inclusive;

Secs. 33 to 36, inclusive.

T. 7 S., Rs. 22, 23, 24, 25 E.,

T. 8 S., R. 21 E.

Secs. 1 to 4, inclusive;

Secs. 7 to 36, inclusive.

T. 8 S., Rs. 22, 23, 24, 25 E.

T. 9 S., R. 19 E., east of Green River,

Secs. 1, 12, 13;

Secs. 23 to 28, inclusive;

Secs. 33 to 35, inclusive.

T. 9 S., R. 20 E., east of Green River.

T. 9 S., R. 21 E.,

Secs. 1 to 24, inclusive;

Secs. 28 to 31, inclusive.

Sec. 33.

T. 9 S., Rs. 22, 23, 24, 25 E.

T. 10 S., R. 18 E., east of Green River,

Secs. 25, 26, 35.

T. 10 S., R. 19 E., east of Green River.

T. 10 S., Rs. 20, 21, 22, 23, 24, 25 E.

T. 11 S., R. 18 E., east of Green River,

Sec. 1;

Secs. 12 to 16, inclusive;

Secs. 21 to 29, inclusive;

Secs. 34 to 36, inclusive.

T. 11 S., Rs. 19, 20, 21, 22, 23, 24, 25 E.

T. 12 S., R. 18 E., east of Green River,

Secs. 1 to 3, inclusive;

Sec. 5;

Secs. 8 to 17, inclusive;

Secs. 20 to 36, inclusive.

T. 12 S., Rs. 19, 20, 21, 22, 23, 24 E.

T. 12 S., R. 25 E.,

Secs. 5 to 8, inclusive;

Secs. 17 to 20, inclusive;

Secs. 29, 30.

T. 13 S., R. 18 E.

T. 13 S., R. 20 E.,

Secs. 15 to 36, inclusive.

T. 13 S., R. 21 E.,

Secs. 1 to 9, inclusive;

Secs. 11 to 14, inclusive;

Secs. 16 to 21, inclusive.

Secs. 23, 24;

Secs. 28 to 32, inclusive.

T. 13 S., R. 22 E.,

Secs. 1 to 30, inclusive;

Secs. 33 to 36, inclusive.

T. 13 S., R. 23 E.,

Secs. 1 to 30, inclusive;

Secs. 34 to 36, inclusive.

T. 13 S., R. 24 E.,

Secs. 1 to 24, inclusive;

Secs. 28 to 31, inclusive.

T. 13 S., R. 25 E.,

Secs. 4 to 9, inclusive;

Secs. 16, 17.

T. 14 S., R. 20 E.

T. 14 S., R. 21 E.,

Secs. 5 to 8, inclusive;

Secs. 17 to 19, inclusive;

Secs. 22 to 36, inclusive.

T. 14 S., R. 22 E.,

Secs. 1 to 4, inclusive;

Secs. 9 to 15, inclusive;

Secs. 22 to 27, inclusive.

T. 1415 S., R. 23 E.,

Secs. 1 to 3, inclusive;

Secs. 9 to 16, inclusive;

Secs. 18, 19, 24.

T. 14 S., R. 24 E.,

Secs. 7, 18, 19.

T. 15 S., R. 21 E.

T. 15 S., R. 22 E.,

Secs. 16 to 36, inclusive.

The areas described aggregate approximately 928,022 acres in Uintah County.

2. At 10 a.m. on December 19, 1981, the public lands containing oil shale deposits shall be open to operation of the public land laws as to sales and the deposits of oil shale and the public lands containing such deposits shall be open to operation of the public land laws as to exchanges, subject to valid existing rights, the provisions of existing withdrawals, and the requirements of applicable law. All valid applications received at or prior to 10 a.m. on December 19, 1981, shall be considered as simultaneously filed at that time. Those received thereafter shall be considered in the order of filing.

Inquiries concerning the lands should be addressed to the State Director, Bureau of Land Management, 136 East South Temple, Salt Lake City, Utah 84111.

Garrey E. Carruthers,
Assistant Secretary of the Interior.
November 12, 1981.

[FR Doc. 81-33371 Filed 11-18-81; 8:45 am]

BILLING CODE 4310-84-M

43 CFR Public Land Order 6083

[BLM 077361]

Florida; Partial Revocation of Executive Order of October 29, 1900

AGENCY: Bureau of Land Management, Interior.

ACTION: Public land order.

SUMMARY: This order will revoke in part Executive Order of October 29, 1900, which withdrew certain land for lighthouse purposes. This action will restore the land to operation of the public land laws, including the mining and mineral leasing laws.

EFFECTIVE DATE: December 19, 1981.

FOR FURTHER INFORMATION CONTACT: Jeff O. Holdren, Eastern States Office 703-235-2844.

By virtue of the authority vested in the Secretary of the Interior by Section 204 of the Federal Land Policy and Management Act of 1976, 90 Stat. 2751; 43 U.S.C. 1714, it is ordered as follows:

1. Executive Order of October 29, 1900, which withdrew certain public land for lighthouse purposes is hereby revoked as to the following described land:

Tallahassee Meridian

T. 6 S., R. 11 W.,

Sec. 31, lot 10 (formerly fractional portion of lot 5).

The area described contains 39.93 acres in Gulf County, Florida.

2. At 8:00 a.m. on December 19, 1981, the land shall be open to operation of the public land laws generally, subject to valid existing rights, the provisions of existing withdrawals, and the requirements of applicable law. All valid applications received at or prior to 8:00 a.m. on December 19, 1981, shall be considered as simultaneously filed at that time. Those received thereafter shall be considered in the order of filing.

3. The land will be open to applications and offers under the mineral leasing laws, and to locations under the United States mining laws, at 8:00 a.m. on December 19, 1981.

Inquiries concerning the land should be addressed to the Chief, Division of Lands and Minerals Operations, Bureau of Land Management, 350 South Pickett Street, Alexandria, Virginia 22304.

Garrey E. Carruthers,
Assistant Secretary of the Interior.
November 12, 1981.

[FR Doc. 81-33370 Filed 11-18-81; 8:45 am]

BILLING CODE 4310-84-M

DEPARTMENT OF TRANSPORTATION Coast Guard

46 CFR Part 45

[CCGD 80-116]

Portable Deadlights on Great Lakes Vessels

AGENCY: Coast Guard, DOT.

ACTION: Final rule.

SUMMARY: The Coast Guard is revising the regulations which require hinged inside deadlights on side scuttles of vessels assigned Great Lakes loadlines. The revision allows superstructure end bulkhead, companionway, and deckhouse doors leading to the freeboard decks to have either hinged or portable inside deadlights on side scuttles. Portable inside deadlights would facilitate the use of screen doors and avoid awkward screen door arrangements. Screen doors would enhance ventilation without compromising safety.

EFFECTIVE DATE: This final rule becomes effective on December 21, 1981.

FOR FURTHER INFORMATION CONTACT: Mr. Frank K. Thompson, Office of Merchant Marine Safety (G-MMT/12), U.S. Coast Guard Headquarters, Washington, D.C. 20593, (202) 426-2174, between 7:30 a.m. and 5 p.m., Monday through Thursday, except holidays.

SUPPLEMENTARY INFORMATION: A Notice of Proposed Rule Making was published in the Federal Register of July 20, 1981 (46 FR 37292). The public was invited to submit comments until September 3, 1981. No comments were received and, with the following minor correction, the rules are issued as proposed. Although the phrase "portable inside deadlight" was used in the preamble of the NPRM, the word "inside" was omitted in the rule itself. To correct this oversight and clarify the permissible location for a portable deadlight, the word "inside" has been added to § 45.139(c).

Drafting Information

The principal persons involved in drafting this final rule are Mr. Frank K. Thompson, Project Manager, Office of Merchant Marine Safety, and Lieutenant Collin Lau, Project Attorney, Office of the Chief Counsel.

Discussion of the Final Rule

The former rule in § 45.139(b) of this part required the use of hinged inside deadlights on side scuttles of Great Lakes loadlines certificated vessels. Hinged deadlights on doors hinder the installation of inside screen doors. This has caused awkward screen door arrangements.

The new rules, §§ 45.139 (b) and (c), permit the use of portable deadlights on superstructure, companionway, and deckhouse doors. Portable deadlights would enhance ventilation because they would facilitate the installation of inside screen doors, but would not detract from the safety of the vessel.

Regulatory Evaluation

These regulations have been evaluated under the Department of Transportation Order 2100.5, "Policies and Procedures for Simplification, Analysis and Review of Regulations", dated May 22, 1980, and Executive Order 12291 and have been determined to be neither significant nor major. The rule relaxes the former regulations which required hinged inside deadlights on side scuttles of vessels assigned Great Lakes loadlines. It merely permits the use of portable deadlights which in turn would avoid awkward screen door arrangements. The use of portable deadlights is permissive, not mandatory. Consequently, there would be insignificant effect on the economy in terms of domestic or international competition, cost, or price increases, employment, investment, productivity, or innovation.

Regulatory Flexibility Analysis

These regulations have been evaluated under the Regulatory Flexibility Act, (Pub. L. 96-354, 94 Stat. 1168) and are certified to have no significant economic impact on a substantial number of small entities. No significant impact was found because this permissive rule relaxes former regulations which required hinged inside deadlights on side scuttles of vessels assigned Great Lakes loadlines and the cost of deadlights is insignificant in relation to the cost of constructing or operating a vessel.

PART 45—GREAT LAKES LOADLINES

In consideration of the foregoing, 46 CFR 45.139 is amended by revising paragraph (b) and adding a new paragraph (c) to read as follows:

§ 45.139 Side scuttles.

• • • • •

(b) Except as provided for in paragraph (c) of this section, each side scuttle to a space below the freeboard deck, or to a space within an enclosed superstructure, must have a hinged inside deadlight which is designed so that it can be secured watertight over the side scuttle.

(c) A side scuttle of a superstructure end bulkhead door, companionway door, or deckhouse door may have a

portable inside deadlight which is designed so that it can be:

(1) Secured watertight over the side scuttle; and

(2) Stowed inside the superstructure, companionway, or deckhouse when not in use, in a readily accessible location on or adjacent to the door.

(46 U.S.C. 88a, 49 U.S.C. 1655(b)(1), and 49 CFR 1.4(b) and 1.46(b))

Dated: November 10, 1981.

L. N. Hein,

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

[FR Doc. 81-33432 Filed 11-18-81; 8:45 am]

BILLING CODE 4910-14-M

FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 73

[BC Docket No. 81-403; RM-3751]

FM Broadcast Station in DeRidder, Louisiana; Changes Made in Table of Assignments

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: This action assigns Channel 221A to DeRidder, Louisiana, in response to a petition filed by KATY Associates. The proposed station could provide a second FM broadcast service to DeRidder.

DATE: Effective January 12, 1982.

ADDRESS: Federal Communications Commission, Washington, D.C. 20554.

FOR FURTHER INFORMATION CONTACT: Montrose H. Tyree, Broadcast Bureau, (202) 632-7792.

SUPPLEMENTARY INFORMATION:

In the matter of Amendment of § 73.202(b), *Table of Assignments*, FM Broadcast Stations, (DeRidder, Louisiana), BC Docket No. 81-403, RM-3751.

Report and Order—Proceeding Terminated

Adopted: November 6, 1981.

Released: November 16, 1981.

1. The Commission herein considers a *Notice of Proposed Rule Making* 46 FR 34608, published July 2, 1981, proposing the assignment of Channel 221A to DeRidder, Louisiana, as its second FM assignment. The *Notice* was issued in response to a petition filed by KATY Associates ("petitioner"). Supporting comments were filed by the petitioner. No oppositions to the proposal were received.

2. DeRidder (population 8,030),¹ seat of Beauregard Parish (population 22,888), is located approximately 320 kilometers (200 miles) west-northwest of New Orleans. It is served locally by daytime-only AM Station KDLA and FM Station KEAZ (Channel 269A).

3. In comments to the proposal, the petitioner incorporated by reference the demographic information in the Notice, which contained sufficient information to demonstrate the need for a second FM assignment. Petitioner restated its intent to apply for the channel, if assigned.

4. As stated in the Notice, the assignment of Channel 221A to DeRidder will cause preclusion on Channel 221A within 65 miles. Alternate channels have been shown to be available to the communities in the precluded area.

5. The Commission believes that it would be in the public interest to assign Channel 221A to DeRidder. The petitioner has shown that there is a need for an additional assignment and the preclusion impact is minimal. The assignment can be made in compliance with the minimum distance separation requirements.

6. In view of the foregoing and pursuant to authority contained in sections 4(i), 5(d)(1), 303 (g) and (r) and 307(b) of the Communications Act of 1934, as amended, and § 0.281 of the Commission's rules, it is ordered, that effective January 12, 1982, the FM Table of Assignments, § 73.202(b) Commission's rules, is amended with respect to DeRidder, Louisiana, as follows:

City	Channel No.
DeRidder, Louisiana	221A, 269A

7. It is further ordered, that this proceeding is terminated.

8. For further information concerning this proceeding, contact Montrose H. Tyree, Broadcast Bureau (202) 632-7792. (Secs. 4, 303, 48 stat., as amended, 1068, 1082; (47 U.S.C. 154, 303))

Federal Communications Commission.
Martin Blumenthal,

Acting Chief, Policy and Rules Division,
Broadcast Bureau.

[FR Doc. 81-33382 Filed 11-18-81; 8:45 am]

BILLING CODE 6712-01-M

47 CFR Part 73

[BC Docket No. 81-402; RM-3764]

FM Broadcast Stations in Yuma, Ariz.; Changes Made in Table of Assignments

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: This action assigns Channel 265A to Yuma, Arizona, in response to a petition filed by People Broadcasting Company. The proposed station could provide a third FM broadcast service to Yuma.

DATE: Effective January 11, 1982.

ADDRESS: Federal Communications Commission, Washington, D.C. 20554.

FOR FURTHER INFORMATION CONTACT: Montrose H. Tyree, Broadcast Bureau, (202) 632-7792.

SUPPLEMENTARY INFORMATION:

In the matter of amendment of § 73.202(b), Table of Assignments, FM Broadcast Stations (Yuma, Arizona); Report and order (Proceeding Terminated).

Adopted: November 5, 1981.

Released: November 13, 1981.

By the Acting Chief, Policy and Rules Division:

1. In response to a petition filed by People Broadcasting Company ("petitioner") the Commission adopted a Notice of Proposed Rule Making, 46 FR 35127, published July 7, 1981, which proposed the assignment of Channel 265A to Yuma, Arizona, as its third FM assignment. Supporting comments were filed by the petitioner. Comments in opposition to the proposal were filed by Purr Broadcasting, Inc., licensee of FM Station KTTI (Yuma, Arizona).

2. Yuma (population 42,433),¹ seat of Yuma County (population 90,554), is located approximately 248 kilometers (155 miles) southwest of Phoenix, Arizona. It is served locally by two full-time AM stations, one daytime-only AM station, and two FM stations.

3. In its comments, the petitioner incorporated by reference the information contained in the Notice which demonstrated the need for an additional FM assignment at Yuma. Petitioner also restated its intent to apply for the channel, if assigned.

4. Purr Broadcasting, in opposition to the proposal, argues that Yuma is more than sufficiently served by three AM stations, two FM stations, local cable service, and commercial TV. In addition

to the broadcast services, it has two newspapers which provide printed media coverage. Purr asserts that petitioner has failed to demonstrate the existence of any special circumstances which would justify deviating from the current population guidelines. Purr also maintains that based on the consideration of Yuma's present FM service, service received from nearby communities, and its small population, the Commission's current policy on FM assignments should be upheld.² Finally Purr suggests that a third FM station at Yuma would be disastrous to the broadcast media, resulting in a fragmentation of both audience and advertising dollars.

5. The Notice requested the petitioner (in the absence of a preclusion study) to submit a list of alternate channels available to the communities with a population greater than 1,000 precluded by the proposed assignment. Petitioner did not submit a listing of alternate channels as requested in the Notice. However, it did state that at least two Class A channels are available to the three communities (Somerton and Wellton, Arizona, and Winterhaven, California) precluded by the assignment.

6. As we stated in the Notice, the assignment of Channel 265A to Yuma would result in an intermixture of Class A and Class C channels. The Commission's policy has been one of permitting such an intermixture where no other Class C channels are available for assignment and where, as here, the petitioner is willing to apply for the Class A channel in spite of the unfavorable competitive situation. See, *Yakima, Washington*, 42 FCC 2d 548, 550 (1973); and *Key West, Florida*, 45 FCC 2d 142, 145 (1974). The petitioner in response to the Notice states that no Class C channels are available for assignment to Yuma that would not be short-spaced to existing stations or allocations.

7. After careful consideration of the proposal and comments, we believe that the public interest would be served by the proposed assignment. The fact that Yuma has adequate local service should not necessarily foreclose an additional assignment to that community. The issues raised by the opposition regarding the impact on revenues are of a competitive nature which should be considered at the application stage. As stated in the Notice and discussed in the opposition's comments, a third assignment to Yuma exceeds current population guidelines. However, where,

¹ Population figures are taken from the 1970 U.S. Census.

² Population figures are taken from the 1960 U.S. Census.

³ Citing, *Naples and North Naples, Florida*, 41 RR 2d 1549 (1979).

as here, the preclusion impact is considered to be insignificant due to the availability of channels in the precluded areas, the guidelines are applied with flexibility and assignments are made in excess of the population criteria. See, *Waycross, Ga.*, 47 FR 2d 319 (1980). The transmitter site is restricted to approximately 9.9 kilometers (6.2 miles) east-southeast of Yuma to avoid short spacing to Calipatri, California (Channel 265A).

8. Mexican concurrence has been obtained in the assignment of Channel 265A to Yuma, Arizona.

9. In view of the above and pursuant to authority contained in sections 4(i), 5(d)(1), 303 (g) and (r) and 307(b) of the Communications Act of 1934, as amended, and § 0.281 of the Commission's rules, it is ordered, that effective January 11, 1982, the FM Table of Assignments, § 73.202(b) of the Commission's Rules, is amended with respect to the community listed below:

City	Channel No.
Yuma, Arizona	226, 236, 265A

10. It is further ordered, that this proceeding is terminated.

11. For further information concerning this proceeding, contact Montrose H. Tyree, Broadcast Bureau (202) 632-7792.

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

Federal Communications Commission.

Martin Blumenthal,

Acting Chief, Policy and Rules Division,
Broadcast Bureau.

[FR Doc. 81-33407 Filed 11-18-81; 8:45 am]

BILLING CODE 6712-01-M

47 CFR Part 73

[BC Docket No. 81-373; RM-3790]

FM Broadcast Station in Eureka Springs, Ark.; Changes Made in Table of Assignments

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: This action assigns Channel 265A to Eureka Springs, Arkansas, in response to a petition filed by Beverly Ann and Tom S. Butler. The assignment would provide a first commercial FM broadcast service to Eureka Springs.

DATE: Effective January 12, 1982.

FOR FURTHER INFORMATION CONTACT: Montrose H. Tyree, Broadcast Bureau, (202) 632-7792.

SUPPLEMENTARY INFORMATION: In the matter of amendment of

§ 73.202(b) *Table of Assignments* FM Broadcast Stations. (Eureka Springs, Arkansas), BC Docket No. 81-373, RM-3790.

Report and Order—Proceeding Terminated

Adopted: November 6, 1981.

Released: November 16, 1981.

1. The Commission has under consideration a *Notice of Proposed Rule Making*, 46 FR 35129, published July 7, 1981, proposing the assignment of Channel 265A to Eureka Springs, Arkansas, as that community's first FM assignment, in response to a petition filed by Beverly Ann and Tom S. Butler ("petitioners"). Supporting comments were filed by the petitioners restating their intent to apply for the channel, if assigned.

2. Eureka Springs (pop. 1,989)¹ one of the seats of Carroll County (pop. 16,203), is located in the northwest corner of Arkansas, approximately 232 kilometers (145 miles) northwest of Little Rock. It is presently served by noncommercial educational FM station KESP (Channel 215A).

3. The *Notice* requested the petitioners to furnish demographic data to demonstrate the need for a first FM assignment. In comments, petitioners assert that Eureka Springs is an incorporated city with interests and needs that could be met by its own broadcast voice. Its economy is primarily based on tourist trade. They further state that noncommercial FM Station KESP is currently silent, thus the only source of media is a weekly newspaper.

4. The Commission believes that the public interest would be served by assigning Channel 265A to Eureka Springs. The petitioners have shown that there is an apparent need and a willingness to operate a first commercial FM service in that community.

5. Accordingly, pursuant to Sections 4(i), 5(d)(1), 303(g) and (r), of the Communications Act of 1934, as amended, and § 0.281 of the Commission's rules, it is ordered, That effective January 12, 1982, the FM Table of Assignments (§ 73.202(b)) of the Commission's rules, is amended with respect to the following community:

City	Channel No.
Eureka Springs, Arkansas	265A

6. It is further ordered, that this proceeding is terminated.

¹ Population data is taken from the 1980 U.S. Census.

7. For further information concerning this proceeding, contact Montrose H. Tyree, Broadcast Bureau, (202) 632-7792. (Secs. 4, 303, 48 Stat., as amended, 1066, 1082; 47 U.S.C. 154, 303)

Federal Communications Commission.

Martin Blumenthal,

Acting Chief, Policy and Rules Division,
Broadcast Bureau.

[FR Doc. 81-33393 Filed 11-18-81; 8:45 am]

BILLING CODE 6712-01-M

47 CFR Part 73

[BC Docket No. 81-347; RM-3765 and RM-3952]

FM Broadcast Station in Glenwood and Alexandria, Minn.; Changes Made in Table of Assignments

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: This action assigns FM Channel 296A to Glenwood, Minnesota, in response to a petition filed by Dove Broadcasting, Inc. The channel could provide a first aural broadcast service to Glenwood.

DATE: Effective January 11, 1982.

ADDRESS: Federal Communications Commission, Washington, D.C. 20554.

FOR FURTHER INFORMATION CONTACT: Montrose H. Tyree, Broadcast Bureau, (202) 632-7792.

SUPPLEMENTARY INFORMATION:

In the matter of amendment of § 73.202(b), *Table of Assignments*, FM Broadcast Stations. (Glenwood and Alexandria, Minnesota), BC Docket No. 81-347, RM-3765, RM-3952.

First Report and Order

Adopted: November 5, 1981.

Released: November 12, 1981.

1. Before the Commission is a *Notice of Proposed Rule Making*, 46 FR 30153, published June 5, 1981, proposing the assignment of Channel 257A to Glenwood, Minnesota, as its first FM assignment, in response to a petition filed by Dove Broadcasting, Inc. ("petitioner"). The petitioner filed supporting comments, restating its intent to apply for the channel, if assigned. A counterproposal was filed by Principals Three Company ("Principals"),² proposing the assignment of Channel 296A to Glenwood and Channel 257A to Alexandria, Minnesota, to which the petitioner responded.

¹ This community has been added to the caption.

² Public Notice of the counterproposal was given on August 5, 1981, Report No. 1301.