

the manner prescribed by the Natural Gas Act.

(D) Neither the supplements hereby suspended, nor the rate schedule sought to be altered thereby, shall be changed until these proceedings have been disposed of or until the periods of suspension have expired, unless otherwise ordered by the Commission.

(E) Notices of intervention or petitions to intervene may be filed with the Federal Power Commission, Washington, D.C. 20426, in accordance with the rules of practice and procedure (18 CFR 1.8 and 1.37(f)) on or before April 19, 1967.

By the Commission.

[SEAL] JOSEPH H. GUTRIDE,  
Secretary.

[F.R. Doc. 67-2806; Filed, Mar. 14, 1967; 8:46 a.m.]

[Docket No. RI67-315]

**RIP C. UNDERWOOD ET AL.**

**Order Providing for Hearing on and Suspension of Proposed Change in Rate, and Allowing Rate Change To Become Effective Subject to Refund**

MARCH 7, 1967.

Respondent named herein has filed a proposed change in rate and charge of a

currently effective rate schedule for the sale of natural gas under Commission jurisdiction, as set forth in Appendix A hereof.

The proposed changed rate and charge may be unjust, unreasonable, unduly discriminatory, or preferential, or otherwise unlawful.

The Commission finds: It is in the public interest and consistent with the Natural Gas Act that the Commission enter upon a hearing regarding the lawfulness of the proposed change, and that the supplement herein be suspended and its use be deferred as ordered below.

The Commission orders:

(A) Under the Natural Gas Act, particularly sections 4 and 15, the regulations pertaining thereto (18 CFR Ch. I), and the Commission's rules of practice and procedure, a public hearing shall be held concerning the lawfulness of the proposed change.

(B) Pending hearing and decision thereon, the rate supplement herein is suspended and its use deferred until date shown in the "Date Suspended Until" column, and thereafter until made effective as prescribed by the Natural Gas Act: *Provided, however,* That the supplement to the rate schedule filed by Respondent shall become effective subject to refund on the date and in the manner

herein prescribed if within 20 days from the date of the issuance of this order Respondent shall execute and file under its above-designated docket number with the Secretary of the Commission its agreement and undertaking to comply with the refunding and reporting procedure required by the Natural Gas Act and § 154.102 of the regulations thereunder, accompanied by a certificate showing service of a copy thereof upon the purchaser under the rate schedule involved. Unless Respondent is advised to the contrary within 15 days after the filing of its agreement and undertaking, such agreement and undertaking shall be deemed to have been accepted.

(C) Until otherwise ordered by the Commission, neither the suspended supplement, nor the rate schedule sought to be altered, shall be changed until disposition of this proceeding or expiration of the suspension period.

(D) Notices of intervention or petitions to intervene may be filed with the Federal Power Commission, Washington, D.C. 20426, in accordance with the rules of practice and procedure (18 CFR 1.8 and 1.37(f)) on or before April 19, 1967.

By the Commission.

[SEAL] JOSEPH H. GUTRIDE,  
Secretary.

APPENDIX A

Docket No.	Respondent	Rate schedule No.	Supplement No.	Purchaser, and producing area	Amount of annual increase	Date filing tendered	Effective date unless suspended	Date suspended until—	Cents per Mcf		Rate in effect subject to refund in docket Nos.
									Rate in effect	Proposed increased rate	
RI67-315...	Rip C. Underwood et al., 710 Kormac Bldg., Oklahoma City, Okla. 73102.	17	1	Panhandle Eastern Pipe Line Co. (Carthage Area, Texas County, Okla.) (Panhandle Area).	\$480	2-13-67	3-16-67	3-17-67	6 16.0	6 17.0	

<sup>1</sup> Basic contract dated after Sept. 28, 1960, the date of issuance of General Policy Statement No. 61-1.

<sup>2</sup> The stated effective date is the first day after expiration of the statutory notice.

<sup>3</sup> The suspension period is limited to 1 day.

<sup>4</sup> Periodic rate increase.

<sup>5</sup> Pressure base is 14.65 p.s.i.a.

<sup>6</sup> Subject to a downward B.t.u. adjustment.

Rip C. Underwood et al. (Underwood), request that their proposed rate increase be permitted to become effective on March 5, 1967, the contractually provided effective date. Good cause has not been shown for waiving the 30-day notice requirement provided in section 4(d) of the Natural Gas Act to permit an earlier effective date for Underwood's rate filing and such request is denied.

The contract related to the rate filing proposed by Underwood was executed subsequent to September 28, 1960, the date of issuance of the Commission's Statement of General Policy No. 61-1, as amended, and the proposed increased rate is above the applicable area ceiling for increased rates but below the initial service ceiling for the area involved. We believe, in this situation, Underwood's rate filing should be suspended for 1 day from March 16, 1967, the date of expiration of the statutory notice.

[F.R. Doc. 67-2807; Filed, Mar. 14, 1967; 8:46 a.m.]

**NATIONAL SCIENCE FOUNDATION  
SECRETARY OF HEALTH, EDUCATION,  
AND WELFARE**

**Assignment of Compliance Functions  
Under Title VI of Civil Rights Act of  
1964**

Notice is hereby given that the Director of the National Science Foundation has assigned certain compliance functions under National Science Foundation regulations (codified at 45 CFR Part 611—Nondiscrimination in Federally Assisted Programs of the National Science Foundation) to effectuate Title VI of the Civil Rights Act of 1964, 42 U.S.C. 2000d-1, to the Secretary of Health, Education, and Welfare, and the latter has accepted the assignment of such functions. These assignments are contained in the two letters dated March

10, 1966, and the letter dated May 24, 1966, to the Secretary of Health, Education, and Welfare, copies of which are set forth below.

NATIONAL SCIENCE FOUNDATION

OFFICE OF THE DIRECTOR

WASHINGTON, D.C. 20550,

March 10, 1967.

Hon. JOHN W. GARDNER,  
Secretary of Health, Education, and Welfare,  
Washington, D.C. 20201.

DEAR MR. SECRETARY: Pursuant to the authority of 45 CFR 611.12(c), I hereby assign to you the responsibilities listed below of the National Science Foundation and of the responsible National Science Foundation official under Title VI and the nondiscrimination in federally assisted programs regulations issued thereunder (45 CFR 611) with respect to hospitals and other health facilities:

1. Compliance reports, including the mailing, receiving, and evaluation thereof under 45 CFR 611.6(b);

2. Other actions under 45 CFR 611.6;  
3. All actions under 45 CFR 611.7, including periodic compliance reviews, receiving of complaints, investigations, determination of recipient's apparent failure to comply, and resolution of matters by informal means.

The National Science Foundation specifically reserves to itself the responsibilities for the effectuation of compliance under 45 CFR 611.8, 611.9, and 611.10.

The responsibilities so designated to you are to be exercised in accordance with the Coordinated Enforcement Procedures for Medical Facilities under Title VI of the Civil Rights Act of 1964 dated February 1966, developed by the interested governmental agencies and approved by the Department of Justice, and may be redelegated by you to other officials of your Department. The National Science Foundation also retains the right to exercise these responsibilities itself in special cases with the agreement of the appropriate official in your Department.

With respect to the second paragraph of Item 5 of the plans for Coordinated Enforcement Procedures For Institutions Of Higher Education and for Medical Facilities, dated February 1966, as a condition of this assignment it is understood that your Department will either not make requests to the National Science Foundation to designate professional staff for participation in implementation activities or that requests for the participation of Foundation employees in implementation activities will be limited to those concerned with recipients with which the National Science Foundation has grant and contract relationships.

If you consent to this assignment, please indicate your acceptance by signing in the space provided below.

Sincerely yours,

LELAND J. HAWORTH.

Accepted: April 11, 1966.

WILBUR J. COHEN,  
*Acting Secretary of Health,  
Education, and Welfare.*

NATIONAL SCIENCE FOUNDATION

OFFICE OF THE DIRECTOR

WASHINGTON, D.C. 20550,  
March 10, 1966.

HON. JOHN W. GARDNER,  
*Secretary of Health, Education, and Welfare,  
Washington, D.C. 20201.*

DEAR MR. SECRETARY: Pursuant to the authority of 45 CFR 611.12(c), I hereby assign to you the responsibilities listed below of the National Science Foundation and of the responsible National Science Foundation official under Title VI and the nondiscrimination in federally assisted programs regulations issued thereunder (45 CFR 611) with respect to institutions of higher education:

1. Compliance reports, including the mailing, receiving and evaluation thereof under 45 CFR 611.6(b);

2. Other actions under 45 CFR 611.6;

3. All actions under 45 CFR 611.7, including periodic compliance reviews, receiving of complaints, investigations, determination of recipient's apparent failure to comply, and resolution of matters by informal means.

The National Science Foundation specifically reserves to itself the responsibilities for the effectuation of compliance under 45 CFR 611.8, 611.9, and 611.10.

The responsibilities so designated to you are to be exercised in accordance with the Plan for Coordinated Enforcement Procedures for Higher Education dated February 1966, developed by the interested governmental agencies and approved by the Department of Justice, and may be redelegated by you to other officials of your Department. The National Science Foundation also retains

the right to exercise these responsibilities itself in special cases with the agreement of the appropriate official in your Department.

With respect to the second paragraph of Item 5 of the plans for Coordinated Enforcement Procedures For Institutions Of Higher Education and for Medical Facilities, dated February 1966, as a condition of this assignment it is understood that your Department will either not make requests to the National Science Foundation to designate professional staff for participation in implementation activities or that requests for the participation of Foundation employees in implementation activities will be limited to those concerned with recipients with which the National Science Foundation has grant and contract relationships.

If you consent to this assignment, please indicate your acceptance by signing in the space provided below.

Sincerely yours,

LELAND J. HAWORTH.

Accepted: April 26, 1966.

WILBUR J. COHEN,  
*Acting Secretary of Health,  
Education, and Welfare.*

NATIONAL SCIENCE FOUNDATION

OFFICE OF THE DIRECTOR

WASHINGTON, D.C. 20550,  
May 24, 1966.

HON. JOHN W. GARDNER,  
*Secretary of Health, Education, and Welfare,  
Washington, D.C. 20201.*

DEAR MR. SECRETARY: Pursuant to the authority of 45 CFR 611.12(c), I hereby assign to you the responsibilities listed below of the National Science Foundation and of the responsible National Science Foundation official under Title VI and the nondiscrimination in federally assisted programs regulations issued thereunder (45 CFR 611) with respect to elementary and secondary schools and school systems.

1. Soliciting, receiving, and determining the adequacy of assurances of compliance, voluntary desegregation plans, and final court orders under 45 CFR 611.4;

2. Mailing, receiving, and evaluating compliance reports under 45 CFR 611.6(b);

3. All other actions related to securing voluntary compliance, or related to investigations, compliance reviews, complaints, determinations of apparent failure to comply, and resolutions of matters by informal means.

The National Science Foundation specifically reserves to itself the responsibilities for the effectuation of compliance under 45 CFR 611.8, 611.9, and 611.10.

The responsibilities so designated to you are to be exercised in accordance with the Plan for Coordinated Enforcement Procedures for Elementary and Secondary Schools and School Systems dated May 1966, developed by the interested governmental agencies and approved by the Department of Justice, and may be redelegated by you to other officials of your Department. The National Science Foundation also retains the right to exercise these responsibilities itself in special cases with the agreement of the appropriate official in your Department.

With respect to the second paragraph of Item 6 on page 4 of the Plans for Coordinated Enforcement Procedures for Elementary and Secondary Schools and School Systems, dated May 1966, as a condition of this assignment it is understood that your Department will either not make requests to the National Science Foundation to designate professional staff in special cases to assist in inspection or other implementation activities or that requests for the assistance of Foundation employees in such implementation activities will be limited to those concerned with recipients

with which the National Science Foundation has grant and contract relationships.

If you consent to this assignment, please indicate your acceptance by signing in the space provided below.

Sincerely yours,

LELAND J. HAWORTH.

Accepted: June 22, 1966.

WILBUR J. COHEN,  
*Acting Secretary of Health,  
Education, and Welfare.*

Dated: March 7, 1967.

LELAND J. HAWORTH,  
*Director,  
National Science Foundation.*

[F.R. Doc. 67-2813; Filed, Mar. 14, 1967;  
8:47 a.m.]

## SECURITIES AND EXCHANGE COMMISSION

[70-4462]

### NEW ORLEANS PUBLIC SERVICE INC., AND MIDDLE SOUTH UTILITIES, INC.

#### Notice of Proposed Issue and Sale of Bonds and Stock

MARCH 9, 1967.

Notice is hereby given that Middle South Utilities, Inc. ("Middle South"), 280 Park Avenue, New York, N.Y. 10017, a registered holding company, and its public-utility subsidiary company, New Orleans Public Service Inc. ("New Orleans"), 317 Baronne Street, New Orleans, La. 70160, have filed an application with this Commission pursuant to the Public Utility Holding Company Act of 1935 ("Act"), designating sections 6(b), 7, 9(a), 10, and 12(f) of the Act and Rules 43 and 50 promulgated thereunder as applicable to the proposed transactions. All interested persons are referred to the application, which is summarized below, for a complete statement of the proposed transactions.

New Orleans proposes to issue and sell, subject to the competitive bidding requirements of Rule 50 under the Act, \$12,000,000 principal amount of its First Mortgage Bonds, ----- percent Series due April 1, 1997 ("new bonds"). The interest rate of the new bonds (which will be a multiple of one-eighth of 1 percent) and the price to be paid to New Orleans (which will be not less than 100 percent nor more than 102¾ percent of the principal amount thereof) will be determined by the competitive bidding. The new bonds will be issued under the Mortgage and Deed of Trust dated as of July 1, 1944, between New Orleans and the Chase Manhattan Bank (National Association), New York, N.Y., and J. J. O'Connell, successor Trustees, as heretofore supplemented and as to be further supplemented by an Eighth Supplemental Indenture to be dated as of April 1, 1967. The new bonds will be issued as fully registered bonds and as coupon bonds.

New Orleans also proposes to amend its charter to authorize 60,000 shares of a new series of cumulative preferred