Pages 3231–3262

FEDERAL REGISTER

VOLUME 26 NUMBER 72

Washington, Saturday, April 15, 1961

Contents

(*Continued on next page*)

Codification Guide

The following numerical guide is a list of the parts of each title of the Code of Federal Regulations affected by documents published in today's issue. A cumulative list of parts affected, covering the current month to date, appears at the end of each issue beginning with the second issue of the month.

Monthly, quarterly, and annual cumulative guides, published separately from the daily issues, include the section numbers as well as the part numbers affected.

FEDERAL REGISTER

Telephone WOrth 3-3261

Published daily, except Sundays, Mondays, and days following official Federal holidays, by the Office of the Federal Register, National Archives and Records Service, General Services Administration, pursuant to the authority contained in the Federal Register Act, approved July 26, 1935 (49 Stat. 500, as amended; 44 U.S.C., ch. 8B), under regulations prescribed by the Administrative Committee of the Federal Register, approved by the President. Distribution is made only by the Superintendent of Documents, Government Printing Office, Washington 25, D.C.

The FEDERAL REGISTER will be furnished by mail to subscribers, free of postage, for $1.50 per month or $15.00 per year, payable in advance. The charge for individual copies (minimum 15 cents) varies in proportion to the size of the issue. Remit check or money order, made payable to the Superintendent of Documents, directly to the Government Printing Office, Washington 25, D.C.

The regulatory material appearing herein is keyed to the CODE OF FEDERAL REGULATIONS, which is published, under 50 titles, pursuant to section 11 of the Federal Register Act, as amended August 5, 1953. The CODE OF FEDERAL REGULATIONS is sold by the Superintendent of Documents. Prices of books and pocket supplements vary.

There are no restrictions on the republication of material appearing in the FEDERAL REGISTER, or the CODE OF FEDERAL REGULATIONS.

Presidential Documents

Title 3—THE PRESIDENT

Executive Order 10934

ESTABLISHING THE ADMINISTRATIVE CONFERENCE OF THE UNITED STATES

WHEREAS the performance of regulatory functions and related responsibilities for the determination of private rights, privileges, and obligations by executive departments and administrative agencies of the United States Government substantially affects large numbers of private individuals and many areas of economic and business activity; and

WHEREAS it is essential to the protection of private and public interests and to the sustained development of the national economy that Federal administrative procedures ensure maximum efficiency and fairness in the performance of these governmental functions; and

WHEREAS the steady expansion of the Federal administrative process during the past several years has been attended by increasing concern over the efficiency and adequacy of department and agency procedures; and

WHEREAS the experience of the several groups which have examined Federal administrative procedures in recent years demonstrates that substantial progress in improving department and agency procedures can result from cooperative effort by the departments and agencies, working together with members of the practicing bar and other interested persons:

NOW, THEREFORE, by virtue of the authority vested in me as President of the United States, it is ordered as follows:

SECTION 1. *Establishment of the Conference.* There is hereby established a conference to be known as the Administrative Conference of the United States, which shall consist of a Council of eleven members named by the President, one of whom he shall designate to be Chairman of the Conference, and a general membership from Federal executive departments and administrative agencies, the practicing bar, and other persons specially informed by knowledge and experience with respect to Federal administrative procedures.

SEC. 2. *Purpose.* The purpose of the Conference shall be to assist the President, the Congress and the administrative agencies and executive departments in improving existing administrative procedures. To this end the Conference shall conduct studies of the efficiency, adequacy and fairness of procedures by which Federal executive departments and administrative agencies protect the public interest and determine the rights, privileges and obligations of private persons. The Conference shall from time to time report to the President any conclusions reached by its members based on such studies, together with suggestions for appropriate measures to improve the administrative process. The Conference shall make a Final Report to the President no later than December 31, 1962, summarizing its activities, evaluating the need for further studies of administrative procedures, and suggesting appropriate means to be employed for this purpose in the future.

SEC. 3. *Membership.* The composition of the general membership of the Conference shall be determined by the Council; provided that the total membership shall be not less than fifty persons, and at least a majority of the total membership shall be from Federal executive departments and administrative agencies, so distributed as to effect an appropriate representation among the several departments and agencies. General members from Government service shall be designated by the heads of their respective departments and agencies. Other general members shall be named by the Chairman with the approval of the Council from the practicing bar, scholars in the fields of administrative law and government, and other persons specially informed by knowledge and experience with respect to Federal administrative procedures. Members of the Conference who are not in Government service shall participate in the activities of the Conference solely as private individuals without official responsibility on behalf of the Government of the United States.

SEC. 4. *Staff.* The Attorney General of the United States is hereby authorized and directed to furnish to the Conference research and staff assistance from the Office of Administrative Procedure in the Department of Justice, through the Director of that Office and the Chairman of the Conference, and the Director of the Office of Administrative Procedure shall act as Executive Secretary of the Conference.

SEC. 5. *Operation of the Conference.* The Conference shall have authority to adopt bylaws and regulations not inconsistent with the provisions of this order for the conduct of its functions. Every member of the Conference will be expected to participate in all respects according to his own views, and not necessarily as a representative of any department or agency or other group from which he may have been chosen.

SEC. 6. *Committees.* Committees of the Conference shall be appointed by the Chairman, with the approval of the Council. Committees shall have authority to designate subcommittees from their own membership for the purposes of conducting studies and making reports to the full committees.

SEC. 7. *Functions of the Council.* The Council is hereby authorized to perform the following functions:

(a) To meet under the chairmanship and upon the call of the Chairman of the Conference.

(b) To determine the composition of the general membership of the Conference as provided in section 3 above.

(c) To make appropriate arrangements with the President of the Senate and the Speaker of the House of Representatives for participation in the activities of the Conference by interested committees of the Congress. Representatives of the Congress shall have the privilege of the floor of the Conference.

(d) To determine the time and place of plenary sessions of the Conference.

(e) To propose bylaws and regulations, including rules of procedure and committee organization, for adoption by the Conference.

(f) To propose to the Conference the matters concerning which the Conference and its committees shall conduct investigations and studies.

(g) To receive and consider reports of committees of the Conference and proposals adopted by the Conference, and to transmit them to the President together with the views of the Council concerning such matters.

SEC. 8. *Cooperation of Federal agencies.* All executive departments and administrative agencies of the Federal Government are authorized and directed to cooperate with the Conference and to furnish such information and assistance not inconsistent with law as may reasonably be required in the performance of its functions.

SEC. 9. *Expenditures of the Conference.* Each executive department and administrative agency which is represented by one or more members of the Conference named or designated as provided in section 3 of this order shall, as may be necessary for the purpose of effectuating the provisions of this order, furnish assistance to the Conference in accordance with section 214 of the act of May 3, 1945, 59 Stat. 134 (31 U.S.C. 691). Such assistance may include detailing employees to the Conference to perform such functions consistent with the purposes of this order as the Conference may assign to them.

JOHN F. KENNEDY

THE WHITE HOUSE,
April 13, 1961.

[F.R. Doc. 61-3462; Filed, Apr. 14, 1961; 10:12 a.m.]

Rules and Regulations

Title 19—CUSTOMS DUTIES

Chapter I—Bureau of Customs, Department of the Treasury

[T.D. 55365]

PART 16—LIQUIDATION OF DUTIES

Fortified Wines From Australia

It has been determined that effective May 31, 1955, no bounties or grants within the purview of section 303, Tariff Act of 1930 (19 U.S.C. 1303), are being, or are likely to be, paid or bestowed upon the manufacture, production, or export of fortified wines from Australia, imported directly or indirectly into the United States.

Treasury Decision 51476 is hereby superseded with respect to all fortified wines exported from Australia on or after May 31, 1955, which are or will be entered, or withdrawn from warehouse, for consumption, and which have not been liquidated, or the liquidation of which has not become final, on the date of publication of this Treasury decision in the FEDERAL REGISTER.

The table in § 16.24(f) of the Customs Regulations is amended by inserting the number of this Treasury decision immediately following number 51476 in the column headed "Treasury Decision" and the words "Discontinued as to shipments exported on or after May 31, 1955" in the column headed "Action".

(R.S. 251, secs. 303, 624, 46 Stat. 687, 759, 19 U.S.C. 66, 1303, 1624)

[SEAL] D. B. STRUBINGER,
Acting Commissioner of Customs.

Approved: April 10, 1961.

A. GILMORE FLUES,
Acting Secretary of the Treasury.

[F.R. Doc. 61-3400; Filed, Apr. 14, 1961; 8:48 a.m.]

Title 41—PUBLIC CONTRACTS

Chapter 1—Federal Procurement Regulations

MISCELLANEOUS AMENDMENTS TO CHAPTER

Chapter 1 of Title 41 is amended pursuant to Executive Order No. 10925, dated March 6, 1961, to provide for use of the Nondiscrimination in Employment clause prescribed in said order; also, to prescribe the April 1961 edition of the General Provisions (Construction Contract), Standard Form 23A. This edition differs from the January 1961 edition (26 F.R. 1045) in that it incorporates the new Nondiscrimination in Employment clause and certain technical changes in the Disputes clause.

PART 1-7—CONTRACT CLAUSES

Subpart 1-7.1—Fixed-Price Supply Contracts

Part 1-7 is amended to revise § 1-7.101-18 to read as follows:

§ 1-7.101-18 Nondiscrimination in employment.

NONDISCRIMINATION IN EMPLOYMENT

In connection with the performance of work under this contract, the Contractor agrees as follows:

(a) The Contractor will not discriminate against any employee or applicant for employment because of race, creed, color, or national origin. The Contractor will take affirmative action to ensure that applicants are employed, and that employees are treated during employment, without regard to their race, creed, color, or national origin. Such action shall include, but not be limited to, the following: employment, upgrading, demotion or transfer; recruitment or recruitment advertising; layoff or termination; rates of pay or other forms of compensation; and selection for training, including apprenticeship. The Contractor agrees to post in conspicuous places, available to employees and applicants for employment, notices to be provided by the Contracting Officer setting forth the provisions of this Nondiscrimination clause.

(b) The Contractor will, in all solicitations or advertisements for employees placed by or on behalf of the Contractor, state that all qualified applicants will receive consideration for employment without regard to race, creed, color, or national origin.

(c) The Contractor will send to each labor union or representative of workers with which he has a collective bargaining agreement or other contract or understanding, a notice, to be provided by the agency Contracting Officer, advising the said labor union or workers' representative of the Contractor's commitments under this Nondiscrimination clause, and shall post copies of the notice in conspicuous places available to employees and applicants for employment.

(d) The Contractor will comply with all provisions of Executive Order No. 10925 of March 6, 1961, and of the rules, regulations, and relevant orders of the President's Committee on Equal Employment Opportunity created thereby.

(e) The Contractor will furnish all information and reports required by Executive Order No. 10925 of March 6, 1961, and by the rules, regulations, and orders of the said Committee, or pursuant thereto, and will permit access to his books, records, and accounts by the contracting agency and the Committee for purposes of investigation to ascertain compliance with such rules, regulations, and orders.

(f) In the event of the Contractor's noncompliance with the Nondiscrimination clause of this contract or with any of the said rules, regulations, or orders, this contract may be cancelled in whole or in part and the Contractor may be declared ineligible for further government contracts in accordance with procedures authorized in Executive Order No. 10925 of March 6, 1961, and such other sanctions may be imposed and remedies invoked as provided in the said Executive order or by rule, regulation, or order of the President's Committee on Equal Employment Opportunity, or as otherwise provided by law.

(g) The Contractor will include the provisions of the foregoing paragraphs (a) through (f) in every subcontract or purchase order unless exempted by rules, regulations, or orders of the President's Committee on Equal Employment Opportunity issued pursuant to section 303 of Executive Order No. 10925 of March 6, 1961, so that such provisions will be binding upon each subcontractor or vendor. The Contractor will take such action with respect to any subcontract or purchase order as the contracting agency may direct as a means of enforcing such provisions, including sanctions for noncompliance: *Provided, however,* That in the event the Contractor becomes involved in, or is threatened with, litigation with a subcontractor or vendor as a result of such direction by the contracting agency, the Contractor may request the United States to enter into such litigation to protect the interests of the United States.

PART 1-16—PROCUREMENT FORMS

Subpart 1-16.1—Forms for Advertised Supply Contracts

Section 1-16.101(d) is revised to read as follows:

(d) General Provisions (Supply Contract) (Standard Form 32, October 1957 edition). (Pending revision of this form, agencies shall substitute the clause contained in § 1-7.101-18 for clause 18 thereof.)

Subpart 1-16.4—Forms for Advertised Construction Contracts

Section 1-16.401 (a) and (g) are revised to read as follows:

(a) Invitation, Bid, and Award (Construction, Alteration or Repair) (Standard Form 19, January 1959 edition). (Pending revision of this form, agencies shall substitute the clause contained in § 1-7.101-18 for clause 9 of the General Provisions on the reverse thereof.)

* * * * *

(g) General Provisions (Construction Contract) (Standard Form 23A, April 1961 edition).

Subpart 1-16.9—Illustrations of Forms

For the illustration of Standard Form 23A there is substituted the April 1961 edition of this form.

STANDARD FORM 23–A
APRIL 1961 EDITION
GENERAL SERVICES ADMINISTRATION
FED. PROC. REG. (41 CFR) 1–16.401

GENERAL PROVISIONS
(CONSTRUCTION CONTRACT)

1. DEFINITIONS

(a) The term "head of the agency" or "Secretary" as used herein means the Secretary, the Under Secretary, any Assistant Secretary, or any other head or assistant head of the executive or military department or other Federal agency; and the term "his duly authorized representative" means any person or persons or board (other than the Contracting Officer) authorized to act for the head of the agency or the Secretary.

(b) The term "Contracting Officer" as used herein means the person executing this contract on behalf of the Government and includes a duly appointed successor or authorized representative.

2. SPECIFICATIONS AND DRAWINGS

The Contractor shall keep on the work a copy of the drawings and specifications and shall at all times give the Contracting Officer access thereto. Anything mentioned in the specifications and not shown on the drawings, or shown on the drawings and not mentioned in the specifications, shall be of like effect as if shown or mentioned in both. In case of difference between drawings and specifications, the specifications shall govern. In case of discrepancy either in the figures, in the drawings, or in the specifications, the matter shall be promptly submitted to the Contracting Officer, who shall promptly make a determination in writing. Any adjustment by the Contractor without such a determination shall be at his own risk and expense. The Contracting Officer shall furnish from time to time such detail drawings and other information as he may consider necessary, unless otherwise provided.

3. CHANGES

The Contracting Officer may, at any time, by written order, and without notice to the sureties, make changes in the drawings and/or specifications of this contract if within its general scope. If such changes cause an increase or decrease in the Contractor's cost of, or time required for, performance of the contract, an equitable adjustment shall be made and the contract modified in writing accordingly. Any claim of the Contractor for adjustment under this clause must be asserted in writing within 30 days from the date of receipt by the Contractor of the notification of change unless the Contracting Officer grants a further period of time before the date of final payment under the contract. If the parties fail to agree upon the adjustment to be made, the dispute shall be determined as provided in Clause 6 of these General Provisions; but nothing provided in this clause shall excuse the Contractor from proceeding with the prosecution of the work as changed. Except as otherwise provided in this contract, no charge for any extra work or material will be allowed.

4. CHANGED CONDITIONS

The Contractor shall promptly, and before such conditions are disturbed, notify the Contracting Officer in writing of: (a) subsurface or latent physical conditions at the site differing materially from those indicated in this contract, or (b) unknown physical conditions at the site, of an unusual nature, differing materially from those ordinarily encountered and generally recognized as inhering in work of the character provided for in this contract. The Contracting Officer shall promptly investigate the conditions, and if he finds that such conditions do so materially differ and cause an increase or decrease in the Contractor's cost of, or the time required for, performance of this contract, an equitable adjustment shall be made and the contract modified in writing accordingly. Any claim of the Contractor for adjustment hereunder shall not be allowed unless he has given notice as above required; or unless the Contracting Officer grants a further period of time before the date of final payment under the contract. If the parties fail to agree upon the adjustment to be made, the dispute shall be determined as provided in Clause 6 of these General Provisions.

5. TERMINATION FOR DEFAULT—DAMAGES FOR DELAY—TIME EXTENSIONS

(a) If the Contractor refuses or fails to prosecute the work, or any separable part thereof, with such diligence as will insure its completion within the time specified in this contract, or any extension thereof, or fails to complete said work within such time, the Government may, by written notice to the Contractor, terminate his right to proceed with the work or such part of the work as to which there has been delay. In such event the Government may take over the work and prosecute the same to completion, by contract or otherwise, and may take possession of and utilize in completing the work such materials, appliances, and plant as may be on the site of the work and necessary therefor. Whether or not the Contractor's right to proceed with the work is terminated, he and his sureties shall be liable for any damage to the Government resulting from his refusal or failure to complete the work within the specified time.

(b) If fixed and agreed liquidated damages are provided in the contract and if the Government so terminates the Contractor's right to proceed, the resulting damage will consist of such liquidated damages until such reasonable time as may be required for final completion of the work together with any increased costs occasioned the Government in completing the work.

(c) If fixed and agreed liquidated damages are provided in the contract and if the Government does not so terminate the Contractor's right to proceed, the resulting damage will consist of such liquidated damages until the work is completed or accepted.

(d) The Contractor's right to proceed shall not be so terminated nor the Contractor charged with resulting damage if:

(1) The delay in the completion of the work arises from unforeseeable causes beyond the control and without the fault or negligence of the Contractor, including but not restricted to, acts of God, acts of the public enemy, acts of the Government in either its sovereign or contractual capacity, acts of another contractor in the performance of a contract with the Government, fires, floods, epidemics, quarantine restrictions, strikes, freight embargoes, unusually severe weather, or delays of subcontractors or suppliers arising from unforeseeable causes beyond the control and without the fault or negligence of both the Contractor and such subcontractors or suppliers; and

(2) The Contractor, within 10 days from the beginning of any such delay (unless the Contracting Officer grants a further period of time before the date of final payment under the contract), notifies the Contracting Officer in writing of the causes of delay.

The Contracting Officer shall ascertain the facts and the extent of the delay and extend the time for completing the work when, in his judgment, the findings of fact justify such an extension, and his findings of fact shall be final and conclusive on the parties, subject only to appeal as provided in Clause 6 of these General Provisions.

(e) If, after notice of termination of the Contractor's right to proceed under the provisions of paragraph (a) of this clause, it is determined that the delay is excusable under the provisions of paragraph (d) of this clause, such notice of termination shall be deemed to have been issued pursuant to the clause of this contract entitled "Termination for Convenience of the Government," and the rights and obligations of the parties hereto shall in such event be governed by such clause. (This paragraph (e) applies only if this contract contains such termination clause.)

(f) The rights and remedies of the Government provided in this clause are in addition to any other rights and remedies provided by law or under this contract.

6. DISPUTES

(a) Except as otherwise provided in this contract, any dispute concerning a question of fact arising under this contract which is not disposed of by agreement shall be decided by the Contracting Officer, who shall reduce his decision to writing and mail or otherwise furnish a copy thereof to the Contractor. The decision of the Contracting Officer shall be final and conclusive unless, within 30 days from the date of receipt of such copy, the Contractor mails or otherwise furnishes to the Contracting Officer a written appeal addressed to the head of the agency involved. The decision of the head of the agency or his duly authorized representative for the determination of such appeals shall be final and conclusive. This provision shall not be pleaded in any suit involving a question of fact arising under this contract as limiting judicial review of any such decision to cases where fraud by such official or his representative or board is alleged: *Provided, however,* that any such decision shall be final and conclusive unless the same is fraudulent or capricious or arbitrary or so grossly erroneous as necessarily to imply bad faith or is not supported by substantial evidence. In connection with any appeal proceeding under this clause, the Contractor shall be afforded an opportunity to be heard and to offer evidence in support of his appeal. Pending final decision of a dispute hereunder, the Contractor shall proceed diligently with the performance of the contract and in accordance with the Contracting Officer's decision.

(b) This Disputes clause does not preclude consideration of questions of law in connection with decisions provided for in paragraph (a) above. Nothing in this contract, however, shall be construed as making final the decision of any administrative official, representative, or board on a question of law.

7. PAYMENTS TO CONTRACTOR

(a) The Government will pay the contract price as hereinafter provided.

(b) The Government will make progress payments monthly as the work proceeds, or at more frequent intervals as determined by the Contracting Officer, on estimates approved by the Contracting Officer. If requested by the Contracting Officer, the Contractor shall furnish a breakdown of the total contract price showing the amount included therein for each principal category of the work, in such detail as requested, to provide a basis for determining progress payments. In the preparation of estimates the Contracting Officer, at his discretion, may authorize material delivered on the site and preparatory work done to be taken into consideration. Material delivered to the Contractor at locations other than the site may also be taken into consideration (1) if such consideration is specifically authorized by the contract and (2) if the Contractor furnishes satisfactory evidence that he has acquired title to such material and that it will be utilized on the work covered by this contract.

(c) In making such progress payments, there shall be retained 10 percent of the estimated amount until final completion and acceptance of the contract work. However, if the Contracting Officer, at any time after 50 percent of the work has been completed, finds that satisfactory progress is being made, he may authorize any of the remaining progress payments to be made in full. Also, whenever the work is substantially complete, the Contracting Officer, if he considers the amount retained to be in excess of the amount adequate for the protection of the Government, at his discretion, may release to the Contractor all or a portion of such excess amount. Furthermore, on completion and acceptance of each separate building, public work, or other division of the contract, on which the price is stated separately in the contract, payment may be made therefor without retention of a percentage.

(d) All material and work covered by progress payments made shall thereupon become the sole property of the Government, but this provision shall not be construed as relieving the Contractor from the sole responsibility for all material and work upon which payments have been made or the restoration of any damaged work, or as waiving the right of the Government to require the fulfillment of all of the terms of the contract.

(e) Upon completion and acceptance of all work, the amount due the Contractor under this contract shall be paid upon the presentation of a properly executed voucher and after the Contractor shall have furnished the Government with a release, if required, of all claims against the Government arising by virtue of this contract, other than claims in stated amounts as may be specifically excepted by the Contractor from the operation of the release. If the Contractor's claim to amounts payable under the contract has been assigned under the Assignment of Claims Act of 1940, as amended (31 U.S.C. 203, 41 U.S.C. 15), a release may also be required of the assignee.

8. ASSIGNMENT OF CLAIMS

(a) Pursuant to the provisions of the Assignment of Claims Act of 1940, as amended (31 U.S.C. 203, 41 U.S.C. 15), if this contract provides for payments aggregating $1,000 or more, claims for moneys due or to become due the Contractor from the Government under this contract may be assigned to a bank, trust company, or other financing institution, including any Federal lending agency, and may thereafter be further assigned and reassigned to any such institution. Any such assignment or reassignment shall cover all amounts payable under this contract and not already paid, and shall not be made to more than one party, except that any such assignment or reassignment may be made to one party as agent or trustee for two or more parties participating in such financing. Unless otherwise provided in this contract, payments to an assignee of any moneys due or to become due under this contract shall not, to the extent provided in said Act, as amended, be subject to reduction or setoff. (The preceding sentence applies only if this contract is made in time of war or national emergency as defined in said Act and is with the Department of Defense, the General Services Administration, the Atomic Energy Commission, the National Aeronautics and Space Administration, the Federal Aviation Agency, or any other department or agency of the United States designated by the President pursuant to Clause 4 of the proviso of section 1 of the Assignment of Claims Act of 1940, as amended by the Act of May 15, 1951, 65 Stat. 41.)

(b) In no event shall copies of this contract or of any plans, specifications, or other similar documents relating to work under this contract, if marked "Top Secret," "Secret," or "Confidential," be furnished to any assignee of any claim arising under this contract or to any other person not entitled to receive the same. However, a copy of any part or all of this contract so marked may be furnished, or any information contained therein may be disclosed, to such assignee upon the prior written authorization of the Contracting Officer.

9. MATERIAL AND WORKMANSHIP

(a) Unless otherwise specifically provided in this contract, all equipment, material, and articles incorporated in the work covered by this contract are to be new and of the most suitable grade for the purpose intended. Unless otherwise specifically provided in this contract, reference to any equipment, mate-

c59—16—76418–1

c59—16—76418–1

(c) Page 3 of Standard Form 23A.

rial, article, or patented process, by trade name, make, or catalog number, shall be regarded as establishing a standard of quality and shall not be construed as limiting competition, and the Contractor may, at his option, use any equipment, material, article, or process which, in the judgment of the Contracting Officer, is equal to that named. The Contractor shall furnish to the Contracting Officer for his approval the name of the manufacturer, the model number, and other identifying data and information respecting the performance, capacity, nature, and rating of the machinery and mechanical and other equipment which the Contractor contemplates incorporating in the work. When required by this contract or when called for by the Contracting Officer, the Contractor shall furnish the Contracting Officer for approval full information concerning the material or articles which he contemplates incorporating in the work. When so directed, samples shall be submitted for approval at the Contractor's expense, with all shipping charges prepaid. Machinery, equipment, material, and articles installed or used without required approval shall be at the risk of subsequent rejection.

(b) All work under this contract shall be performed in a skillful and workmanlike manner. The Contracting Officer may, in writing, require the Contractor to remove from the work any employee the Contracting Officer deems incompetent, careless, or otherwise objectionable.

10. INSPECTION AND ACCEPTANCE

(a) Except as otherwise provided in this contract, inspection and test by the Government of material and workmanship required by this contract shall be made at reasonable times and at the site of the work, unless the Contracting Officer determines that such inspection or test of material which is to be incorporated in the work shall be made at the place of production, manufacture, or shipment of such material. To the extent specified by the Contracting Officer at the time of determining to make off-site inspection or test, such inspection or test shall be conclusive as to whether the material involved conforms to the contract requirements. Such off-site inspection or test shall not relieve the Contractor of responsibility for damage to or loss of the material prior to acceptance, nor in any way affect the continuing rights of the Government after acceptance of the completed work under the terms of paragraph (f) of this clause, except as hereinabove provided.

(b) The Contractor shall, without charge, replace any material or correct any workmanship found by the Government not to conform to the contract requirements, unless in the public interest the Government consents to accept such material or workmanship with an appropriate adjustment in contract price. The Contractor shall promptly segregate and remove rejected material from the premises.

(c) If the Contractor does not promptly replace rejected material or correct rejected workmanship, the Government (1) may, by contract or otherwise, replace such material or correct such workmanship and charge the cost thereof to the Contractor, or (2) may terminate the Contractor's right to proceed in accordance with Clause 5 of these General Provisions.

(d) The Contractor shall furnish promptly, without additional charge, all facilities, labor, and material reasonably needed for performing such safe and convenient inspection and test as may be required by the Contracting Officer. All inspection and test by the Government shall be performed in such manner as not unnecessarily to delay the work. Special, full size, and performance tests shall be performed as described in this contract. The Contractor shall be charged with any additional cost of inspection when material and workmanship are not ready at the time specified by the Contractor for its inspection.

(e) Should it be considered necessary or advisable by the Government at any time before acceptance of the entire work to make an examination of work already completed, by removing or tearing out same, the Contractor shall, on request, promptly furnish all necessary facilities, labor, and material. If such work is found to be defective or nonconforming in any material respect, due to the fault of the Contractor or his subcontractors, he shall defray all the expenses of such examination and of satisfactory reconstruction. If, however, such work is found to meet the requirements of the contract, an equitable adjustment shall be made in the contract price to compensate the Contractor for the additional services involved in such examination and reconstruction and, if completion of the work has been delayed thereby, he shall, in addition, be granted a suitable extension of time.

(f) Unless otherwise provided in this contract, acceptance by the Government shall be made as promptly as practicable after completion and inspection of all work required by this contract. Acceptance shall be final and conclusive except as regards latent defects, fraud, or such gross mistakes as may amount to fraud, or as regards the Government's rights under any warranty or guarantee.

11. SUPERINTENDENCE BY CONTRACTOR

The Contractor shall give his personal superintendence to the work or have a competent foreman or superintendent, satisfactory to the Contracting Officer, on the work at all times during progress, with authority to act for him.

12. PERMITS AND RESPONSIBILITIES

The Contractor shall, without additional expense to the Government, be responsible for obtaining any necessary licenses and permits, and for complying with any applicable Federal, State, and municipal laws, codes, and regulations, in connection with the prosecution of the work. He shall be similarly responsible for all damages to persons or property that occur as a result of his fault or negligence. He shall take proper safety and health precautions to protect the work, the workers, the public, and the property of others. He shall also be responsible for all materials delivered and work performed until completion and acceptance of the entire construction work, except for any completed unit of construction thereof which theretofore may have been accepted.

13. CONDITIONS AFFECTING THE WORK

The Contractor shall be responsible for having taken steps reasonably necessary to ascertain the nature and location of the work, and the general and local conditions which can affect the work or the cost thereof. Any failure by the Contractor to do so will not relieve him from responsibility for successfully performing the work without additional expense to the Government. The Government assumes no responsibility for any understanding or representations concerning conditions made by any of its officers or agents prior to the execution of this contract, unless such understanding or representations by the Government are expressly stated in the contract.

14. OTHER CONTRACTS

The Government may undertake or award other contracts for additional work, and the Contractor shall fully cooperate with such other contractors and Government employees and carefully fit his own work to such additional work as may be directed by the Contracting Officer. The Contractor shall not commit or permit any act which will interfere with the performance of work by any other contractor or by Government employees.

15. PATENT INDEMNITY

Except as otherwise provided, the Contractor agrees to indemnify the Government and its officers, agents, and employees against liability, including costs and expenses, for infringement upon any Letters Patent of the United States (except Letters Patent issued upon an application which is now

o59—16—76418-1

(d) Page 4 of Standard Form 23A.

or may hereafter be, for reasons of national security, ordered by the Government to be kept secret or otherwise withheld from issue) arising out of the performance of this contract or out of the use or disposal by or for the account of the Government of supplies furnished or construction work performed hereunder.

16. ADDITIONAL BOND SECURITY

If any surety upon any bond furnished in connection with this contract becomes unacceptable to the Government, or if any such surety fails to furnish reports as to his financial condition from time to time as requested by the Government, the Contractor shall promptly furnish such additional security as may be required from time to time to protect the interests of the Government and of persons supplying labor or materials in the prosecution of the work contemplated by this contract.

17. COVENANT AGAINST CONTINGENT FEES

The Contractor warrants that no person or selling agency has been employed or retained to solicit or secure this contract upon an agreement or understanding for a commission, percentage, brokerage, or contingent fee, excepting bona fide employees or bona fide established commercial or selling agencies maintained by the Contractor for the purpose of securing business. For breach or violation of this warranty the Government shall have the right to annul this contract without liability or in its discretion to deduct from the contract price or consideration, or otherwise recover, the full amount of such commission, percentage, brokerage, or contingent fee.

18. OFFICIALS NOT TO BENEFIT

No Member of Congress or resident Commissioner shall be admitted to any share or part of this contract, or to any benefit that may arise therefrom; but this provision shall not be construed to extend to this contract if made with a corporation for its general benefit.

19. BUY AMERICAN

(a) Agreement. In accordance with the Buy American Act (41 U.S.C. 10a–10d) and Executive Order 10582, December 17, 1954 (3 CFR Supp.), the Contractor agrees that only domestic construction material will be used (by the Contractor, subcontractors, materialmen, and suppliers) in the performance of this contract, except for nondomestic material listed in the contract.

(b) Domestic construction material. "Construction material" means any article, material, or supply brought to the construction site for incorporation in the building or work. An unmanufactured construction material is a "domestic construction material" if it has been mined or produced in the United States. A manufactured construction material is a "domestic construction material" if it has been manufactured in the United States and if the cost of its components which have been mined, produced, or manufactured in the United States exceeds 50 percent of the cost of all its components. "Component" means any article, material, or supply directly incorporated in a construction material.

(c) Domestic component. A component shall be considered to have been "mined, produced, or manufactured in the United States" (regardless of its source in fact) if the article, material, or supply in which it is incorporated was manufactured in the United States and the component is of a class or kind determined by the Government to be not mined, produced, or manufactured in the United States in sufficient and reasonably available commercial quantities and of a satisfactory quality.

20. CONVICT LABOR

In connection with the performance of work under this contract, the Contractor agrees not to employ any person undergoing sentence of imprisonment at hard labor.

21. NONDISCRIMINATION IN EMPLOYMENT

In connection with the performance of work under this contract, the Contractor agrees as follows:

(a) The Contractor will not discriminate against any employee or applicant for employment because of race, creed, color, or national origin. The Contractor will take affirmative action to ensure that applicants are employed, and that employees are treated during employment, without regard to their race, creed, color, or national origin. Such action shall include, but not be limited to, the following: employment, upgrading, demotion or transfer; recruitment or recruitment advertising; layoff or termination; rates of pay or other forms of compensation; and selection for training, including apprenticeship. The Contractor agrees to post in conspicuous places, available to employees and applicants for employment, notices to be provided by the Contracting Officer setting forth the provisions of this Nondiscrimination clause.

(b) The Contractor will, in all solicitations or advertisements for employees placed by or on behalf of the Contractor, state that all qualified applicants will receive consideration for employment without regard to race, creed, color, or national origin.

(c) The Contractor will send to each labor union or representative of workers with which he has a collective-bargaining agreement or other contract or understanding, a notice, to be provided by the agency Contracting Officer, advising the said labor union or workers' representative of the Contractor's commitments under this Nondiscrimination clause, and shall post copies of the notice in conspicuous places available to employees and applicants for employment.

(d) The Contractor will comply with all provisions of Executive Order No. 10925 of March 6, 1961, and of the rules, regulations, and relevant orders of the President's Committee on Equal Employment Opportunity created thereby.

(e) The Contractor will furnish all information and reports required by Executive Order No. 10925 of March 6, 1961, and by the rules, regulations, and orders of the said Committee, or pursuant thereto, and will permit access to his books, records, and accounts by the contracting agency and the Committee for purposes of investigation to ascertain compliance with such rules, regulations, and orders.

(f) In the event of the Contractor's noncompliance with the Nondiscrimination clause of this contract or with any of the said rules, regulations, or orders, this contract may be canceled in whole or in part and the Contractor may be declared ineligible for further Government contracts in accordance with procedures authorized in Executive Order No. 10925 of March 6, 1961, and such other sanctions may be imposed and remedies invoked as provided in the said Executive order or by rule, regulation, or order of the President's Committee on Equal Employment Opportunity, or as otherwise provided by law.

(g) The Contractor will include the provisions of the foregoing paragraphs (a) through (f) in every subcontract or purchase order unless exempted by rules, regulations, or orders of the President's Committee on Equal Employment Opportunity issued pursuant to section 303 of Executive Order No. 10925 of March 6, 1961, so that such provisions will be binding upon each subcontractor or vendor. The Contractor will take such action with respect to any subcontract or purchase order as the contracting agency may direct as a means of enforcing such provisions, including sanctions for noncompliance: *Provided, however,* that in the event the Contractor becomes involved in, or is threatened with, litigation with a subcontractor or vendor as a result of such direction by the contracting agency, the Contractor may request the United States to enter into such litigation to protect the interests of the United States.

U.S. GOVERNMENT PRINTING OFFICE o59—16—76418-1

Effective date. These regulations are effective July 1, 1961, but may be observed earlier.

(Sec. 205(c), 63 Stat. 390; 40 U.S.C. 486(c); E.O. 10925, 26 F.R. 1977)

Dated: April 12, 1961.

JOHN L. MOORE,
Administrator of General Services.

[F.R. Doc. 61-3426; Filed, Apr. 14, 1961; 8:50 a.m.]

Title 7—AGRICULTURE

Chapter IX—Agricultural Marketing Service (Marketing Agreements and Orders), Department of Agriculture

[Valencia Orange Reg. 222]

PART 922—VALENCIA ORANGES GROWN IN ARIZONA AND DESIGNATED PART OF CALIFORNIA

Limitation of Handling

§ 922.522 Valencia Orange Regulation 222.

(a) *Findings.* (1) Pursuant to the marketing agreement and Order No. 22, as amended (7 CFR Part 922), regulating the handling of Valencia oranges grown in Arizona and designated part of California, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), and upon the basis of the recommendations and information submitted by the Valencia Orange Administrative Committee, established under the said marketing agreement and order, as amended, and upon other available information, it is hereby found that the limitation of handling of such Valencia oranges as hereinafter provided will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this section until 30 days after publication hereof in the FEDERAL REGISTER (5 U.S.C. 1001-1011) because the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient, and a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective as hereinafter set forth. The committee held an open meeting during the current week, after giving due notice thereof, to consider supply and market conditions for Valencia oranges and the need for regulation; interested persons were afforded an opportunity to submit information and views at this meeting; the recommendation and supporting information for regulation during the period specified herein were promptly submitted to the Department after such meeting was held; the provisions of this section, including its effective time, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such Valencia oranges; it is necessary, in order to effectuate the declared policy of the act, to make this section effective during the period herein specified; and compliance with this section will not require any special preparation on the part of persons subject hereto which cannot be completed on or before the effective date hereof. Such committee meeting was held on April 13, 1961.

(b) *Order.* (1) The respective quantities of Valencia oranges grown in Arizona and designated part of California which may be handled during the period beginning at 12:01 a.m., P.s.t., April 16, 1961, and ending at 12:01 a.m., P.s.t., April 23, 1961, are hereby fixed as follows:

(i) District 1: 225,000 cartons;
(ii) District 2: 86,384 cartons;
(iii) District 3: 100,000 cartons.

(2) All Valencia oranges handled during the period specified in this section are subject also to all applicable size restrictions which are in effect pursuant to this part during such period.

(3) As used in this section, "handled," "handler," "District 1," "District 2," "District 3," and "carton" have the same meaning as when used in said marketing agreement and order, as amended.

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

Dated: April 14, 1961.

FLOYD F. HEDLUND,
Deputy Director, Fruit and Vegetable Division, Agricultural Marketing Service.

[F.R. Doc. 61-3487; Filed, Apr. 14, 1961; 11:14 a.m.]

[Lemon Reg. 895]

PART 953—LEMONS GROWN IN CALIFORNIA AND ARIZONA

Limitation of Handling

§ 953.1002 Lemon Regulation 895.

(a) *Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 53, as amended (7 CFR Part 953), regulating the handling of lemons grown in California and Arizona, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), and upon the basis of the recommendation and information submitted by the Lemon Administrative Committee, established under the said amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of handling of such lemons as hereinafter provided will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this section until 30 days after publication hereof in the FEDERAL REGISTER (5 U.S.C. 1001-1011) because the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient, and a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective as hereinafter set forth. The committee held an open meeting during the current week, after giving due notice thereof, to consider supply and market conditions for lemons and the need for regulation; interested persons were afforded an opportunity to submit information and views at this meeting; the recommendation and supporting information for regulation during the period specified herein were promptly submitted to the Department after such meeting was held; the provisions of this section, including its effective time, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such lemons; it is necessary, in order to effectuate the declared policy of the act, to make this section effective during the period herein specified; and compliance with this regulation will not require any special preparation on the part of persons subject hereto which cannot be completed on or before the effective date hereof. Such committee meeting was held on April 11, 1961.

(b) *Order.* (1) The respective quantities of lemons grown in California and Arizona which may be handled during the period beginning at 12:01 a.m., P.s.t., April 16, 1961, and ending at 12:01 a.m., P.s.t., April 23, 1961, are hereby fixed as follows:

(i) District 1: Unlimited movement;
(ii) District 2: 255,750 cartons;
(iii) District 3: Unlimited movement.

(2) As used in this section, "handled," "District 1," "District 2," "District 3," and "carton" have the same meaning as when used in the said amended marketing agreement and order.

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

Dated: April 13, 1961.

FLOYD F. HEDLUND,
Deputy Director, Fruit and Vegetable Division, Agricultural Marketing Service.

[F.R. Doc. 61-3434; Filed, Apr. 14, 1961; 8:50 a.m.]

[Lime Reg. 10]

PART 1001—LIMES GROWN IN FLORIDA

Quality Regulation

§ 1001.310 Lime Regulation 10.

(a) *Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 101, as amended (7 CFR Part 1001), regulating the handling of limes grown in Florida, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as

amended (7 U.S.C. 601–674), and upon the basis of the recommendations of the Florida Lime Administrative Committee, established under the aforesaid amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of handling of limes, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this section until 30 days after publication thereof in the FEDERAL REGISTER (5 U.S.C. 1001–1011) in that, as hereinafter set forth, the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient; a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective not later than April 17, 1961. Shipments of Florida limes are currently regulated pursuant to Lime Order 9 (25 F.R. 13684) and are subject thereunder to the same quality restrictions as herein provided; Lime Order 9 is scheduled to terminate effective at 12:01 a.m., e.s.t., April 17, 1961; determinations as to the need for, and extent of, continued regulation of Florida lime shipments must await the development of the crop and the availability of information on the demand for such fruit; the recommendations and supporting information for regulation of lime shipments subsequent to April 16, 1961, and in the manner herein provided, were promptly submitted to the Department after an open meeting of the Florida Lime Administrative Committee on April 11, 1961, held to consider recommendations for regulation; the provisions of this section are identical with the aforesaid recommendations of the committee, and information concerning such provisions has been disseminated among handlers of Florida limes; it is necessary, in order to effectuate the declared policy of the act, to make this regulation effective as hereinafter set forth; and compliance with this regulation will not require any special preparation on the part of the persons subject thereto which cannot be completed by the effective time hereof.

(b) *Order.* (1) During the period beginning at 12:01 a.m., e.s.t., April 17, 1961, and ending at 12:01 a.m., e.s.t., May 15, 1961, no handler shall handle:

(i) Any limes of the group known as true limes (also known as Mexican, West Indian, and Key limes and by other synonyms), grown in the production area, which do not meet the requirements of at least U.S. No. 2 grade for Persian (Tahiti) limes, except as to color; or

(ii) Any limes of the group known as large fruited or Persian limes (including Tahiti, Bearss, and similar varieties), grown in the production area, which do not grade at least U.S. No. 2, Mixed Color;

(2) Terms used in the amended marketing agreement and order shall, when used herein, have the same meaning as is given to the respective term in said amended marketing agreement and order; and terms relating to grade, as used herein, shall have the same meaning as is given to the respective term in the United States Standards for Persian (Tahiti) Limes (§§ 51.1000 to 51.1016 of this title).

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

Dated: April 13, 1961.

FLOYD F. HEDLUND,
Deputy Director, Fruit and Vegetable Division, Agricultural Marketing Service.

[F.R. Doc. 61-3433; Filed, Apr. 14, 1961; 8:58 a.m.]

Title 10—ATOMIC ENERGY

Chapter I—Atomic Energy Commission

PART 2—RULES OF PRACTICE

Miscellaneous Amendments

In view of the increasing number of AEC regulatory proceedings and in order to expedite and limit Commission review thereof consistent with the requirements of law, the Commission considers it in the public interest that there be established a limited review procedure with respect to licensing and compliance proceedings arising under Part 2. Under the revised rules, an intermediate decision of the Hearing Examiner will become final unless any party shall, within 20 days after the date of the decision, file a petition for review thereof and the Commission, in its discretion, thereafter shall grant the petition. In its consideration of the petition for review, the Commission ordinarily will limit such consideration to (1) compliance by the parties and the Hearing Examiner with the requirements and standards of applicable statutes and rules, and (2) important or novel questions of law, policy or administration presented by the record in the case as has been the practice in the past. The Commission will continue to reserve the right to direct that a case be certified to it for final decision in the absence of a petition for review.

The limited form of review provided by the revised rules is based in part upon Rules 19, 23, 24, and 25 of the United States Supreme Court. The procedure is substantially similar to that heretofore established under 10 CFR §§ 3.30 and 3.31 with respect to contract appeals and under 10 CFR §§ 80.60 and 80.61 with respect to Patent Compensation Board appeals. In this connection, the Commission notes that in a message by the President submitted to the Congress on April 13, 1961, certiorari-type review similar to that provided by these rules was strongly urged in the interest of improving Federal administrative procedure.

Because of the procedural nature of these rules, the Commission has found that notice of proposed rule making and public procedure thereon are unnecessary, and that good cause exists why these rules should be made effective without the customary period of prior notice.

The Commission will continue to study the problems involved in the rules with respect to its review of licensing and compliance cases, with a view to making such further changes as may from time to time appear to be desirable. Members of the Bar, licensees, and others are invited to submit written comments and suggestions in triplicate to the Secretary, United States Atomic Energy Commission, Washington 25, D.C., attention: General Counsel.

Pursuant to the Administrative Procedure Act and the Atomic Energy Act of 1954, as amended, the following rules are published as a document subject to codification, to be effective immediately upon publication in the FEDERAL REGISTER.

1. Paragraphs (a) and (c)(5) of § 2.751, are amended to read as follows:

§ 2.751 Intermediate decisions and their effect.

(a) After hearing, the Presiding Officer ordinarily will render an intermediate decision, which decision shall constitute the final action of the Commission twenty (20) days after the date thereof unless (1), pursuant to § 2.752, any party shall within such period file a petition for review of such decision and the Commission, in its discretion, thereafter shall grant the petition, or (2) the Commission directs that the record be certified to it for final decision not later than ten (10) days after the expiration of such twenty-(20) day period.

* * * * *

(c) * * *

(5) In the case of an intermediate decision which may become final in accordance with paragraph (a) of this section, the date when such decision may become final.

2. Section 2.752 *Exceptions to intermediate decisions,* is amended to read as follows:

§ 2.752 Commission review.

(a) The petition for review, and brief in support thereof, shall concisely and plainly state (1) the facts and legal grounds upon which the petitioner bases his claim that he has been adversely affected or aggrieved by the decision of the presiding officer or that review thereof is required in the public interest under applicable statutes and rules, and (2) the relief or disposition of the appeal which the petitioner seeks by review.

(b) Ten (10) copies of the petition for review and brief in support thereof shall be filed with the Secretary of the Commission, who shall forthwith deliver to each member of the Commission one copy of the petition and brief, together with a copy of the decision of the hearing examiner.

(c) Within ten (10) days after the filing of the petition for review and brief in support thereof, a respondent may file ten (10) copies of an opposing brief with

the Secretary of the Commission, who shall forthwith delivery one copy thereof to each member of the Commission.

(d) The Commission ordinarily will limit its consideration of the petition for review, and briefs in support thereto, to (1) compliance by the parties and the presiding officer with the requirements and standards of applicable statutes and rules, and (2) important or novel questions of law, policy or administration presented by the record in the case.

(e) If the Commission denies the petition for review, the decision of the presiding officer shall thereupon become the final action of the Commission. If the Commission grants the petition for review (1) the presiding officer shall forthwith certify the record of the case to the Commission; (2) within twenty (20) days after service of the Commission order granting the petition, the petitioner may file exceptions and a brief in support thereof; and (3) within ten (10) days after the service of such exceptions and brief, the other party or parties may each file an opposing brief. Ten (10) copies of the exceptions and brief in support thereof, and of each opposing brief, shall be filed with the Secretary of the Commission, who shall forthwith deliver one copy thereof to each member of the Commission.

(f) Each exception submitted in accordance with paragraph (e) (2) of this section (1) shall relate only to important procedural or substantive matters presented by the record in the case, as limited by the Commission's order granting the petition for review; (2) shall be separately numbered; (3) shall identify the part of the decision to which objection is made; (4) shall specify the portions of the record relied upon in support of each exception; and (5) shall state the grounds for the exception, including the citation of the legal authorities in support thereof. Any objection to a ruling, finding, or conclusion which is not made a part of the exceptions shall be deemed to have been waived.

(g) The failure of a petitioner in his petition for review or exceptions to present with accuracy, brevity, and clearness whatever is essential to a ready and adequate understanding of the points requiring consideration will be a sufficient reason for denying his petition or exceptions.

3. Section 2.753 *Briefs and oral arguments before the Commission,* is amended to read as follows:

§ 2.753 Oral argument.

Oral argument will not be granted by the Commission on a petition for review. After the grant of such a petition, the Commission, in its discretion, may allow oral argument (1) upon the request of a party made in his exceptions or a brief or (2) upon its own initiative.

Dated this 13th day of April 1961 at Washington, D.C.

UNITED STATES ATOMIC ENERGY COMMISSION,
WOODFORD B. MCCOOL,
Secretary.

[F.R. Doc. 61-3461; Filed, Apr. 14, 1961; 4:15 p.m.]

Title 14—AERONAUTICS AND SPACE

Chapter II—Civil Aeronautics Board

SUBCHAPTER B—PROCEDURAL REGULATIONS

[Reg. No. PR-46]

PART 302—RULES OF PRACTICE IN ECONOMIC PROCEEDINGS

Time Limit for Submission of Motions for Consolidation and Simultaneous Consideration

APRIL 11, 1961.

Adopted by the Civil Aeronautics Board at its office in Washington, D.C., on the 11th day of April 1961.

The present provisions of paragraph (b) of § 302.12 of the Procedural Regulations permit the filing of "a motion to consolidate or contemporaneously consider an application with any other application not later than the prehearing conference in the proceeding with which consolidation or contemporaneous consideration is requested." These provisions do not give notice that in a particular case the Board may prescribe a different time limit for the filing of such motions, such as a specified number of days after the issuance of an order instituting a proceeding but well in advance of any prehearing conference which may be held. Accordingly, this amendment has been designed to reflect the Board's need for procedural flexibility in prescribing an earlier cut-off date for the filing of such motions. Board orders fixing such dates would, in addition to being served on the parties to the proceeding, be published in the FEDERAL REGISTER.

In an earlier notice of proposed rule making, PDR-1, Docket 10797, the Board proposed a related change in the present rule. No serious objections were raised to that proposal and the comments received were directed principally to the minimum period of time that should elapse between the giving of notice to interested persons and the cut-off date specified, and to the failure of the proposed rule to deal with certain other problems that exist under the present provisions. The instant amendment is not intended to supersede the proposals previously made in the notice of proposed rule making or to constitute final Board action thereupon or on the comments that were submitted in response thereto.

Since this amendment is not a substantive rule, but one of agency practice, notice and public procedure hereon are unnecessary and the amendment may be made effective upon less than 30 days' notice.

In consideration of the foregoing, the Civil Aeronautics Board hereby amends § 302.12 of Part 302 of the Procedural Regulations (14 CFR Part 302) as follows, effective April 15, 1961:

§ 302.12 Consolidations.

* * * * *

(b) *Time for filing.* Unless the Board has provided otherwise in a particular proceeding, a motion to consolidate or contemporaneously consider an application with any other application shall be filed not later than the prehearing conference in the proceeding with which consolidation or contemporaneous consideration is requested. If made at such conference, the motion may be oral. All motions for consolidation or considerations of issues which enlarge, expand and change the nature of the proceeding shall be addressed to the Board, unless made orally at the prehearing conference, in which event the presiding Examiner shall present such motion to the Board for its decision. A motion which is not filed at or prior to the prehearing conference, or within the time prescribed by the Board in a particular proceeding, as the case may be, shall be dismissed unless the movant shall clearly show good cause for his failure to file such motion on time. A motion which does not relate to an application pending at the time of the prehearing conference in the proceeding with which consolidation or contemporaneous consideraton is requested, or on the date specifically prescribed by the Board in a particular proceeding for filing of motions for consolidation or contemporaneous consideration, shall likewise be dismissed unless the movant shall clearly show good cause for his failure to file the application within the prescribed period.

(Sec. 204(a), 72 Stat. 743; 49 U.S.C. 1324. Interpret or apply sec. 1001, 72 Stat. 788, 49 U.S.C. 1481)

By the Civil Aeronautics Board.

[SEAL] JAMES L. DEEGAN,
Acting Secretary.

[F.R. Doc. 61-3403; Filed, Apr. 14, 1961; 8:49 a.m.]

Chapter III—Federal Aviation Agency

SUBCHAPTER C—AIRCRAFT REGULATIONS

[Reg. Docket No. 663; Amdt. 275]

PART 507—AIRWORTHINESS DIRECTIVES

Rupert Safety Belts

A proposal to amend Part 507 of the regulations of the Administrator to include an airworthiness directive requiring replacement or rework of Rupert Model 50, N50, 65, 80, and S-2194 safety belts was published on February 24, 1961, 26 F.R. 1641.

Interested persons have been afforded an opportunity to participate in the making of the amendment. No objections were received.

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (25 F.R. 6489), § 507.10(a) of Part 507 (14 CFR Part 507), is hereby amended by adding the following new airworthiness directive:

RUPERT SAFETY BELTS. Applies to all aircraft equipped with Rupert Model 50, N50, 65, 80, and S-2194 safety belts.

Compliance required within the next 75 hours of time in service after the effective date of this AD.

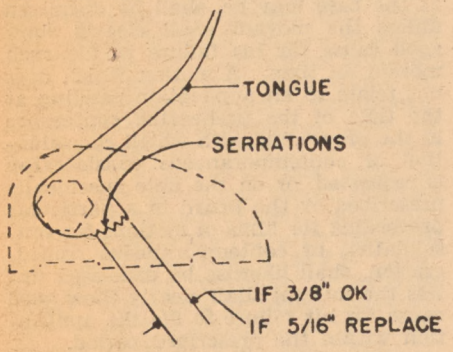
Recurring instances have been reported wherein Rupert belt assemblies have slipped under low tension loads. Accordingly, it

has been determined by test the Rupert safety belt assemblies manufactured under Technical Standard Order C22 standards are deficient and must either be replaced with belt assemblies that conform to TSO–C22 standards or be reworked by accomplishing the following:

(a) Remove all of the three bar slide length adjustors and replace them with new Rupert R–60 adjustors. Replacement adjustors will have thicknesses greater than .120.

(b) Measure the distance between the crests of the outermost serrations on the tongue of the buckle. (See Figure.) If this distance measures 5/16 inch or less the buckle shall be reworked by replacing the tongue with one in which this distance is at least 3/8 inch.

(Rupert Service Bulletin No. 101 covers this same subject.)



This amendment shall become effective May 16, 1961.

(Sec. 313(a), 601, 603; 72 Stat. 752, 775, 776; 49 U.S.C. 1354(a), 1421, 1423)

Issued in Washington, D.C., on April 7, 1961.

OSCAR BAKKE,
Director,
Bureau of Flight Standards.

[F.R. Doc. 61–3382; Filed, Apr. 14, 1961; 8:45 a.m.]

SUBCHAPTER E—AIR NAVIGATION REGULATIONS

[Reg. Docket No. 714; Amdt. 73]

PART 610—MINIMUM EN ROUTE IFR ALTITUDES

Miscellaneous Amendments

The new minimum and maximum IFR altitudes contained herein are being adopted to insure the safety of IFR operations conducted on Federal airways. This amendment, insofar as possible, has been coordinated with interested members of the aviation industry.

As a situation exists which demands immediate action in the interest of safety, I find that compliance with the notice, public procedure and effective date provisions of the Administrative Procedure Act would be impracticable and contrary to the public interest.

In view of the foregoing and pursuant to the authority delegated to me by the Administrator (24 F.R. 5662) Part 610 is hereby amended as follows:

Section 610.12 *Green Federal airway 2* is amended to read in part:

From Miles City, Mont., LFR; to Dickinson, N. Dak., LFR; MEA 5,000.

Section 610.15 *Green Federal airway 5* is amended to read:

From Knoxville, Tenn., LFR; to Gray INT, Tenn.; MEA 5,000.

From Piedmont, Tenn., FM; to Knoxville, Tenn., LFR, southwestbound only; MEA 3,000.

From Gray INT, Tenn.; to Tri-City, Tenn.; LFR; MEA 4,000.

From Tri-City, Tenn., LFR; to Abingdon INT, Va.; MEA 4,000.

From Abingdon INT, Va.; to *Ford INT, Va.; MEA 6,000. *7,000—MCA Ford INT, northeastbound.

From Ford INT, Va.; to Pulaski, Va., LFR; MEA 7,000.

Section 610.101 *Amber Federal airway 1* is amended to read in part:

From *Skwentna, Alaska, LFR; to Puntilla Lake, Alaska, LFR; MEA 10,000. *7,000—MCA Skwentna LFR, westbound.

From Puntilla Lake, Alaska, LFR; to *Farewell, Alaska, LFR; MEA 10,000. *8,600—MCA Farewell LFR, southeastbound.

Section 610.104 *Amber Federal airway 4* is amended to read in part:

From Chanute, Kans., LFR; to Baldwin City INT, Kans.; MEA 2,300.

Section 610.107 *Amber Federal airway 7* is amended to delete:

From Miami, Fla., LOM; to Bayshore INT, Fla.; MEA 1,400.

From Bayshore INT, Fla.; to W. Palm Beach, Fla., LFR; MEA 2,000.

From W. Palm Beach, Fla., LFR; to Melbourne, Fla., LFR; MEA 1,300.

From Melbourne, Fla., LFR; to Daytona Beach, Fla., LFR; MEA 1,300.

From Florence, S.C., LFR; to Raleigh, N.C., LFR; MEA 2,000.

From Raleigh, N.C., LFR; to Brodnax INT, Va.; MEA 1,800.

From Brodnax INT, Va.; to Richmond, Va., LFR; MEA 1,500.

Section 610.112 *Amber Federal airway 12* is deleted.

Section 610.201 *Red Federal airway 1* is amended to read in part:

From Port Alexander INT, Alaska; to Guard Islands, Alaska, LF/RBN; MEA 6,000.

Section 610.209 *Red Federal airway 9* is deleted.

Section 610.260 *Red Federal airway 60* is deleted.

Section 610.603 *Blue Federal airway 3* is amended to read:

From Kokoma, Ind., LF/RBN; to Goshen, Ind., LFR; MEA 2,200.

Section 610.604 *Blue Federal airway 4* is amended to read in part:

From Northfield INT, Vt.; to Burlington, Vt., LFR; MEA 6,000.

From Huntington, Vt., FM; to Burlington, Vt., LFR northwestbound only; MEA 2,600.

Section 610.616 *Blue Federal airway 16* is deleted.

Section 610.639 *Blue Federal airway 39* is deleted.

Section 610.649 *Blue Federal airway 49* is deleted.

Section 610.1001 *Direct Routes—U.S.* is amended to delete:

From Birmingham, Ala., VOR; to Greenwood, Miss., VOR; MEA *5,000. *1,700—MOCA.

From Mission INT, Calif.; to Evergreen, Calif., LF/RBN; MEA 5,000.

From Salinas, Calif., VOR; to Evergreen, Calif., LF/RBN; MEA 6,000.

From Warm Springs INT, Calif.; to Evergreen, Calif., LF/RBN; MEA 5,000.

From Willis INT, Tex.; to College Station, Tex., VOR; MEA 1,800.

Section 610.1001 *Direct routes—U.S.* is amended by adding:

From San Luis Obispo, Calif., VOR; to Pozo INT, Calif.; MEA 8,000.

From Lake Hughes, Calif., VOR; to Verde INT, Calif.; MEA 8,000.

From Verde INT, Calif.; to Twin Lakes INT, Calif.; MEA 6,000.

From Oxnard, Calif., VOR; to Saddle INT, Calif.; MEA 5,000.

From Saddle INT, Calif.; to Bay INT, Calif.; MEA 5,000.

From Bay INT, Calif.; to *Los Angeles, Calif., VOR; MEA 4,000. *2,400—MCA Los Angeles VOR, northwestbound.

From Fillmore, Calif., VORTAC; to Valley INT, Calif.; MEA 6,000.

From Int. 096 M rad, Fillmore VORTAC & 305 M rad, Long Beach VORTAC; to Stadium INT, Calif.; MEA *5,000. *3,000 after passing Hollywood FM southeastbound only.

From Addison, Tex., VOR; to INT 082 M rad, Britton VOR & 115 M rad, Addison VOR; MEA *3,000. *2,000—MOCA.

From Asheville, N.C., VOR; to Gilkey INT, N.C.; MEA 6,000.

From Gilkey INT, N.C.; to Lawndale INT, N.C.; MEA 4,000.

From Lawndale INT, N.C.; to Mt. Holly INT, N.C.; MEA 3,000.

Section 610.6002 *VOR Federal airway 2* is amended to read in part:

From Miles City, Mont., VORTAC; to Dickinson, S. Dak., VOR; MEA *6,000. *5,000—MOCA.

From Albany, N.Y., VORTAC; to *Grafton INT, N.Y.; MEA 3,000. *4,600—MCA Grafton INT, eastbound.

From Grafton INT, N.Y., to *Griswoldville INT, Mass.; MEA 5,600. *4,300—MCA Griswoldville INT, westbound.

From Minneapolis, Minn., VOR via N alter.; to *River Falls INT, Wis., via N alter; MEA 2,500. *2,600—MRA.

From Dodge INT, Wis., via N alter., to Nodine, Minn., VOR via N alter.; MEA 2,800.

Section 610.6003 *VOR Federal airway 3* is amended to read in part:

From Savannah, Ga., VOR; to Vance, S.C., VOR; MEA 1,500.

From *Ft. Pierce INT, Fla.; to Vero Beach, Fla., VOR; MEA 1,400. *3,000—MRA.

From Vero Beach, Fla.; to *Malabar INT, Fla.; MEA 1,200. *2,500—MRA.

From Malabar INT, Fla.; to Indian River INT, Fla.; MEA 1,300.

From Indian River INT, Fla.; to Maytown INT, Fla.; MEA 1,400.

From Maytown INT, Fla.; to Oak Hill INT, Fla.; MEA 1,300.

From Oak Hill INT, Fla.; to Daytona Beach, Fla., VOR; MEA 1,400.

Section 610.6004 *VOR Federal airway 4* is amended to read in part:

From Topeka, Kans., VOR via S alter.; to Bonner Springs INT, Kans., via S alter.; MEA 2,300.

From Bonner Springs INT, Kans., via S alter.; to Kansas City, Mo., VORTAC via S alter.; MEA 2,500.

From Excelsior INT, Mo., via N alter.; to *Tina INT, Mo., via N alter.; MEA **3,000. *3,100—MRA. **2,400—MOCA.

From Louisville, Ky., VORTAC via N alter.; to Bridgeport INT, Ky., via N alter.; MEA 2,200.

From Bridgeport INT, Ky., via N alter.; to Lexington, Ky., VORTAC via N alter.; MEA 2,600.

Section 610.6005 *VOR Federal airway 5* is amended to read in part:

From Kennesaw INT, Ga.; to *Dalton INT, Ga.; MEA **4,000. *4,000—MRA. **3,500—MOCA.

From Chattanooga, Tenn., VORTAC via E alter.; to McMinnville INT, Tenn., via E alter.; MEA 4,000.

Section 610.6006 *VOR Federal airway 6* is amended to read in part:

From Des Moines, Iowa, VORTAC; to Percy INT, Iowa; MEA 2,300.

From Percy INT, Iowa; to Iowa City, Iowa; MEA 2,200.

From Des Moines, Iowa, VORTAC via S alter.; to *Bussey INT, Iowa, via S alter.; MEA 2,200. *3,200—MRA.

From Bussey INT, Iowa, via S alter.; to Iowa City, Iowa, VOR via S alter.; MEA *3,200. *2,200—MOCA.

From Brighton INT, Ind.; to *Pioneer INT, Ohio; MEA **4,000. *3,500—MRA. **2,300—MOCA.

From Chagrin Falls INT, Ohio; to Youngstown, Ohio, VOR; MEA 2,600.

Section 610.6007 *VOR Federal airway 7* is amended to read in part:

From *Tanner INT, Ala., via E alter.; to Bethel INT, Ala., via E alter.; MEA **3,500. *3,500—MRA. **2,000—MOCA.

From Ft. Myers, Fla., VOR; to Arcadia INT, Fla.; MEA 1,300.

From Arcadia INT, Fla.; to Brewster INT, Fla.; MEA *1,300. *1,100—MOCA.

From Brewster INT, Fla.; to Lakeland, Fla., VOR; MEA 1,300.

From Milwaukee, Wis., VORTAC; to Calvary INT, Wis.; MEA 2,500.

From Calvary INT, Wis.; to Chilton INT, Wis.; MEA 2,600.

From Chilton INT, Wis.; to Sherwood INT, Wis.; MEA 2,300.

From Sherwood INT, Wis.; to Green Bay, Wis., VORTAC; MEA 2,000.

Section 610.6008 *VOR Federal airway 8* is amended to read in part:

From Des Moines, Iowa, VORTAC; to Percy INT, Iowa; MEA 2,300.

From Percy INT, Iowa; to Iowa City, Iowa; MEA 2,200.

From Des Moines, Iowa, VORTAC via S alter.; to *Bussey INT, Iowa, via S alter.; MEA 2,200. *3,200—MRA.

From Bussey INT, Iowa, via S alter.; to Iowa City, Iowa, VOR via S alter.; MEA *3,200. *2,200—MOCA.

From Dawsonville INT, Va.; to Washington, D.C., VOR; MEA 2,000.

Section 610.6009 *VOR Federal airway 9* is amended to read in part:

From Marengo INT, Ill.; to Harvard INT, Ill.; MEA 2,100.

From Harvard INT, Ill.; to Milwaukee, Wis., VORTAC; MEA 2,500.

Section 610.6010 *VOR Federal airway 10* is amended to read in part:

From Emporia, Kans., VORTAC; to *Pomona INT, Kans.; MEA 2,400. *2,800—MRA.

From Pomona INT, Kans.; to Clinton INT, Kans.; MEA 2,400.

From Clinton INT, Kans.; to Kansas City, Mo., VORTAC; MEA 2,500.

From *Stafford INT, Kans.; to Hutchinson, Kans., VORTAC eastbound only; MEA 3,000. *4,000—MRA.

From Great Bend INT, Kans., via N alter.; to *Sterling INT, Kans., via N alter.; MEA **4,500. 4,000—MRA. **3,300—MOCA.

From Litchfield, Mich., VORTAC; to Dundee INT, Mich.; MEA 2,300.

From Dundee INT, Mich., to Carleton, Mich., VORTAC; MEA 2,000.

Section 610.6011 *VOR Federal airway 11* is amended to read in part:

From Anderson INT, Tenn., via E alter.; to *Humbolt INT, Tenn., via E alter.; MEA **4,000. *4,000—MRA. **2,100—MOCA.

From Humbolt INT, Tenn., via E alter.; to *Bradford INT, Tenn., via E alter.; MEA **4,000. *4,000—MRA. **1,600—MOCA.

From Bradford INT, Tenn., via E alter.; to Paducah, Ky., VOR via E alter.; MEA *4,000. *1,600—MOCA.

From Fort Wayne, Ind., VORTAC; to Edgerton INT, Ohio; MEA **3,500. *3,500—MRA. **2,600—MOCA.

From Edgerton INT, Ohio; to *Pioneer INT, Ohio; MEA **3,500. *3,500—MRA. **2,600—MOCA.

From Pioneer INT, Ohio; to *Hudson INT, Mich.; MEA **3,500. *2,500—MRA. **2,600—MOCA.

From Hudson INT, Mich., to Tipton INT, Mich.; MEA *2,500. *2,300—MOCA.

From Tipton INT, Mich.; to Salem, Mich., VOR; MEA 2,300.

From Indianapolis, Ind., VORTAC; to Fairmont INT, Ind.; MEA 2,900.

From Fairmont INT, Ind.; to Fort Wayne, Ind., VORTAC; MEA 2,200.

From Pendleton INT, Ind., via E alter.; to *Fairmont INT, Ind., via E alter.; MEA 3,300. *3,300—MCA Fairmont INT, southbound.

From Fairmont INT, Ind., via E alter.; to Fort Wayne, Ind., VORTAC via E alter.; MEA 2,200.

Section 610.6012 *VOR Federal airway 12* is amended to read in part:

From *Santa Barbara, Calif., VORTAC; to Inez INT, Calif.; MEA **7,000. *7,000—MCA Santa Barbara VORTAC, eastbound. **8,000—MOCA.

From Inez INT, Calif.; to *Fillmore, Calif., VORTAC; MEA 9,000. *7,800—MCA Fillmore VORTAC, northwestbound.

From *DeGraff INT, Kans.; to **Cassoday INT, Kans.; MEA 3,000. *4,800—MRA. **3,500—MRA.

From Emporia, Kans., VOR; to *Pomona INT, Kans.; MEA 2,400. *2,800—MRA.

From Pomona INT, Kans.; to Clinton INT, Kans.; MEA 2,400.

From Clinton INT, Kans.; to Bonner Springs INT, Kans.; MEA *2,800. *2,500—MOCA.

From *Salt INT, Kans., via N alter.; to Rago INT, Kans., via N alter.; MEA **4,200. *4,200—MRA. **2,800—MOCA.

From Rago INT, Kans., via N alter.; to Wichita, Kans., VOR via N alter.; MEA 2,800.

Section 610.6013 *VOR Federal airway 13* is amended to read in part:

From Shreveport, La., VORTAC; to *Ida INT, La.; MEA 2,100. *2,500—MRA.

From Shreveport, La., VORTAC via W alter.; to Caddo Lake INT, Tex., via W alter., MEA 1,700.

From Caddo Lake INT, Tex., via W alter.; to Atlanta INT, Tex., via W alter.; MEA 2,200.

From Atlanta INT, Tex., via W alter.; to Texarkana, Ark., VORTAC via W alter.; MEA *2,000. *1,700—MOCA.

From Ft. Smith, Ark., VORTAC; to *Chester INT, Ark.; MEA 2,700. *4,500—MRA.

From Neosho, Mo., VOR; to Nashville INT, Mo.; MEA 2,700.

From Nashville INT, Mo.; to *Nevada INT, Mo.; MEA 2,500. *3,000—MRA.

From Neosho, Mo., VOR via W alter.; to *Waco INT, Mo., via W alter.; MEA 2,700. *2,900—MRA.

From *New Prague INT, Iowa via W alter.; to Lydia INT, Minn., via W alter.; MEA **3,500. *3,500—MRA. **2,400—MOCA.

Section 610.6014 *VOR Federal airway 14* is amended to read in part:

From Albany, N.Y., VORTAC; to *Grafton INT, N.Y.; MEA 3,000. *4,600—MCA Grafton INT, eastbound.

From Grafton INT, N.Y.; to *Griswoldville INT, Mass.; MEA 5,600. *4,300—MCA Griswoldville INT, westbound.

Section 610.6015 *VOR Federal airway 15* is amended to read in part:

From Bismarck, N. Dak., VOR via W alter.; to Garrison INT, N. Dak., via W alter.; MEA *3,700. *3,300—MOCA.

From Garrison INT, N. Dak., via W alter.; to *Douglas INT, N. Dak., via W alter; MEA **4,100. *5,800—MRA. **3,500—MOCA.

From Douglas INT, N. Dak., via W alter.; to Minot, N. Dak., VOR via W alter.; MEA 4,100.

Section 610.6016 *VOR Federal airway 16* is amended to read in part:

From Jacks Creek, Tenn., VOR via N alter.; to *Sugar Tree INT, Tenn., via N alter.; MEA **2,000. *2,000—MRA. **1,800—MOCA.

From Sugar Tree INT, Tenn., via N alter.; to *Vanleer INT, Tenn., via N alter., MEA **2,000. *2,300—MRA. **1,800—MOCA.

From Knoxville, Tenn., VORTAC; to *Piedmont INT, Tenn.; MEA 3,000. *7,000—MRA.

From Piedmont INT, Tenn.; to *White Pine INT, Tenn., MEA 4,000. *5,000—MRA.

From White Pine INT, Tenn.; to *Ottway INT, Tenn.; MEA 4,000. *6,500—MRA.

From Ottway INT, Tenn.; to Telford INT, Tenn.; MEA 4,000.

From Telford INT, Tenn.; to Tri-City, Tenn., VOR; MEA 6,000.

Section 610.6017 *VOR Federal airway 17* is amended to read in part:

From Cotulla, Tex., VOR; to *Millett INT, Tex.; MEA **2,500. *5,000—MRA. **1,600—MOCA.

From *Georgetown INT, Tex.; to **Walburg INT, Tex.; MEA 2,000. *3,200—MRA. **3,500—MRA.

From Walburg INT, Tex.; to Waco, Tex., VORTAC; MEA 2,000.

From Elroy INT, Tex., via E alter.; to *Riverside INT, Tex., via E alter.; MEA 3,000. *3,500—MRA.

From Riverside INT, Tex., via E alter.; to Austin, Tex., VORTAC via E alter.; MEA 3,000.

Section 610.6018 *VOR Federal airway 18* is amended to read in part:

From Allendale, S.C., VOR; to Ashton INT, S.C.; MEA 1,500. *2,500—MRA.

From Ashton INT, S.C.; to *Ruffin INT, S.C.; MEA 1,500. *2,500—MRA.

From Ruffin INT, S.C.; to Charleston, S.C., VORTAC; MEA 1,500.

From Allendale, S.C., VOR via S alter.; to Charleston, S.C., VORTAC via S alter.; MEA 1,500.

From McDonough, Ga., VOR; to *Eatonton INT, Ga.; MEA **2,200. *2,200—MRA. **1,900—MOCA.

From Eatonton INT, Ga.; to Thomson INT, Ga.; MEA *2,800. *1,900—MOCA.

Section 610.6019 *VOR Federal airway 19* is amended to read in part:

From *Billings, Mont., VOR via W alter.; to Cushman INT, Mont., via W alter.; southeastbound, MEA 6,000; northwestbound, MEA 11,000. *6,800—MCA Billings VOR, northwestbound.

From Cushman INT, Mont., via W alter.; to *Lewistown, Mont., VOR via W alter.; MEA 11,000. *9,500—MCA Lewistown VOR, southeastbound.

From Cheyenne, Wyo., VOR; to Douglas, Wyo., VOR; MEA 9,000.

Section 610.6020 *VOR Federal airway 20* is amended to read in part:

From Corpus Christi, Tex., VORTAC via N alter.; to *Woodsboro INT, Tex., via N alter.; MEA 1,500. *1,800—MRA.

From Woodsboro INT, Tex., via N alter.; to *Lavaca INT, Tex., via N alter.; MEA 1,500. *1,800—MRA.

From Lavaca INT, Tex., via N alter.; to Palacios, Tex., VOR via N alter.; MEA 1,500.

From Palacios, Tex., VOR via N alter.; to *Midfields INT, Tex., via N alter.; MEA **2,000. *2,600—MRA. **1,400—MOCA.

From Midfields INT, Tex., via N alter.; to Rosenberg INT, Tex., via N alter.; MEA *2,000. *1,400—MOCA.

From Pine Apple INT, Ala.; to *Greenville INT, Ala.; MEA 1,800. *3,000—MRA.

From Central INT, Ala., via N alter.; to *Miller INT, Ala., via N alter.; MEA **2,600. *5,300—MRA. **1,800—MOCA.

From Miller INT, Ala., via N alter.; to Franklin INT, Ga., via N alter.; MEA *5,300. *2,100—MOCA.

Section 610.6024 *VOR Federal airway 24* is amended to read in part:

From Watertown, S. Dak., VORTAC; to Redwood Falls, Minn., VOR; MEA 3,300.

Section 610.6025 *VOR Federal airway 25* is amended to read in part:

From Oxnard, Calif., VOR; to Henderson INT, Calif.; MEA *6,000. *4,000—MOCA.

From Henderson INT, Calif.; to Santa Barbara, Calif., VORTAC; MEA 7,000.

Section 610.6026 *VOR Federal airway 26* is amended to read in part:

From Prescott INT, Minn.; to *El Paso INT, Wis.; MEA 2,400. *2,600—MRA.

From El Paso INT, Wis.; to Eau Claire, Wis.; MEA 2,500.

From Eau Claire, Wis., VOR; to Edgar INT, Wis.; MEA 2,500.

From Edgar INT, Wis.; to *Wausau, Wis., VOR; MEA 3,500. *3,500—MCA Wausau VOR, westbound.

From Wausau, Wis., VOR; to Wolf INT, Wis.; MEA 2,400.

From Wolf INT, Wis.; to Green Bay, Wis., VORTAC; MEA 2,100.

Section 610.6027 *VOR Federal airway 27* is amended to read in part:

From Oxnard, Calif., VOR; to Henderson INT, Calif.; MEA *6,000. *4,000—MOCA.

From Henderson INT, Calif.; to Gaviota, Calif., VOR; MEA 6,000.

Section 610.6030 *VOR Federal airway 30* is amended to read in part:

From Litchfield, Mich., VORTAC; to *Hudson INT, Mich.; MEA 2,600. *2,500—MRA.

Section 610.635 *VOR Federal airway 35* is amended to read in part:

From Ft. Myers, Fla., VOR; to *Murdock INT, Fla.; MEA 1,300. *1,500—MRA.

From Murdock INT, Fla.; to Hanson INT, Fla., MEA 1,300.

From Hanson INT, Fla.; to St. Petersburg, Fla., VORTAC; MEA 1,500.

From Macon, Ga., VOR; to *Eatonton INT, Ga.; MEA 2,000. *2,200—MRA.

From Hansen INT, Fla., via E alter.; to South Bay INT, Fla., via E alter.; MEA 1,200.

From South Bay INT, Fla., via E alter.; to Bayport INT, Fla., via E alter.; MEA 1,500.

From Bayport INT, Fla., via E alter.; to *Homo INT, Fla., via E alter.; MEA **2,500. *2,500—MRA. **1,200—MOCA.

Section 610.6037 *VOR Federal airway 37* is amended to read in part:

From Savannah, Ga., VOR; to *Tillman INT, S.C.; MEA 1,300. *2,300—MRA.

From Savannah, Ga., VOR via W alter.; to *Marlow INT, Ga., via W alter.; MEA **1,500. *1,700—MRA. **1,400—MOCA.

From Marlow INT, Ga., via W alter.; to *Egypt INT, Ga., via W alter.; MEA **1,700. *1,700—MRA. **1,500—MOCA.

From Egypt INT, Ga., via W alter.; to *Kildare INT, Ga., via W alter.; MEA **1,700. *1,700—MRA. **1,500—MOCA.

From Fort Mill, N.C.; to *Mt. Holly INT, N.C., VOR; MEA 2,400. *2,600—MRA.

From Mt. Holly INT, N.C.; to Mooresville INT, N.C.; MEA 2,400.

Section 610.6039 *VOR Federal airway 39* is amended to read in part:

From Pinehurst, N.C., VOR; to So. Boston, Va., VOR; MEA 2,000.

Section 610.6045 *VOR Federal airway 45* is amended to read in part:

From Tipton INT, Mich.; to Jackson, Mich., VOR; MEA 2,300.

From Kinston, N.C., VOR; to Clayton INT, N.C.; MEA 1,400.

From Clayton INT, N.C.; to Raleigh-Durham, N.C., VOR; MEA 2,800.

From Raleigh-Durham, N.C., VOR; to Chapel Hill INT, N.C.; MEA 2,000.

From Chapel Hill INT, N.C.; to Greensboro, N.C., VOR; MEA 2,500.

Section 610.6047 *VOR Federal airway 47* is amended to read in part:

From Waterville, Ohio, VORTAC; to Dundee INT, Mich.; MEA 2,000.

From Dundee INT, Mich.; to Salem, Mich., VORTAC; MEA 2,300.

Section 610.6050 *VOR Federal airway 50* is amended to read in part:

From Kirksville, Mo., VORTAC via S alter.; to *Warren INT, Mo., via S alter.; MEA **2,500. *2,500—MRA. **2,100—MOCA.

From Springfield, Ill., VOR; to Harristown INT, Ill.; MEA 2,800.

Section 610.6051 *VOR Federal airway 51* is amended to read in part:

From Chicago Hghts., Ill., VOR; to *City INT, Ill.; MEA 2,000. *8,000—MCA City INT, northbound.

From City INT, Ill.; to *Morton INT, Ill.; MEA **8,000. *8,000—MCA Morton INT, southbound. **2,500—MOCA.

From Vero Beach, Fla., VOR; to *Malabar INT, Fla.; MEA 1,200. *2,500—MRA.

From Malabar INT, Fla.; to Indian River INT, Fla.; MEA 1,300.

From Indian River INT, Fla.; to Maytown INT, Fla.; MEA 1,400.

From Maytown INT, Fla.; to Oak Hill INT, Fla.; MEA 1,300.

From Oak Hill INT, Fla.; to Daytona Beach, Fla., VOR; MEA 1,400.

From Miami, Fla., VORTAC; to Canal INT, Fla.; MEA 1,100.

From Canal INT, Fla.; to Pahokee, Fla., VORTAC; MEA 1,300.

From Kennesaw INT, Ga., via W alter.; to *Dalton INT, Ga., via W alter.; MEA **4,000. *4,000—MRA. **3,500—MOCA.

Section 610.6052 *VOR Federal airway 52* is amended to read in part:

From Des Moines, Iowa, VORTAC; to *Bussey INT, Iowa; MEA 2,200.

From Bussey INT, Iowa; to Ottumwa, Iowa, VORTAC; MEA 2,200.

Section 610.6053 *VOR Federal airway 53* is amended to read in part:

From St. George INT, S.C.; to Columbia, S.C., VOR; MEA 1,700.

Section 610.6056 *VOR Federal airway 56* is amended to read in part:

From *Junction City INT, Ga.; to **Butler INT, Ga.; MEA 1,800. *3,000—MRA. **2,500—MRA.

From Macon, Ga., VORTAC; to Augusta, Ga., VOR; MEA *2,700. *1,800—MOCA.

Section 610.6057 *VOR Federal airway 57* is amended to read in part:

From Evergreen, Ala., VOR; to *Pine Apple INT, Ala.; MEA 1,800. *8,000—MCA Pine Apple INT, northbound.

From Pine Apple INT, Ala.; to *Jones INT, Ala.; MEA **8,000. *3,000—MRA. **1,600—MOCA.

Section 610.6062 *VOR Federal airway 62* is amended to read in part:

From Cornville INT, Ariz.; to *Turkey INT, Ariz.; MEA **12,000. *12,000—MRA. **10,000—MOCA.

From Turkey INT, Ariz.; to Rim Rock INT, Ariz.; MEA *12,000. *10,000—MOCA.

Section 610.6068 *VOR Federal airway 68* is amended to read in part:

From Burnell INT, Tex.; to Skidmore INT, Tex.; MEA 1,700.

From Junction, Tex., VOR; to *Comfort INT, Tex.; MEA **3,600. *5,700—MRA. **3,400—MOCA.

Section 610.6070 *VOR Federal airway 70* is amended to delete:

From Corpus Christi, Tex., VORTAC via N alter.; to *Woodsboro INT, Tex., via N alter.; MEA 1,500. *1,800—MRA.

From Woodsboro INT, Tex., via N alter.; to *Lavaca INT, Tex., via N alter.; MEA 1,500. *1,800—MRA.

From Lavaca INT, Tex., via N alter.; to Palacios, Tex., VOR via N alter.; MEA 1,500.

From Palacios, Tex., VOR via N alter.; to *Midfields INT, Tex., via N alter.; MEA **2,000. *2,600—MRA. **1,400—MOCA.

From Midfields INT, Tex., via N alter.; to Rosenberg INT, Tex., via N alter.; MEA *2,000. *1,400—MOCA.

Section 610.6070 *VOR Federal airway 70* is amended to read in part:

From Vienna, Ga., VOR; to Allendale, S.C., VOR; MEA *3,000. *1,600—MOCA.

Section 610.6071 *VOR Federal airway 71* is amended to read in part:

From Flippin, Ark., VOR; to Chadwick INT, Mo.; MEA 2,500.

From Chadwick INT, Mo.; to Springfield, Mo., VOR; MEA 3,000.

Section 610.6072 *VOR Federal airway 72* is amended to read in part:

From Dogwood, Mo., VOR; to Maples, Mo., VOR; MEA 2,900.

From Maples, Mo., VOR; to *Cuba INT, Mo.; MEA 2,400. *4,500—MRA.

Section 610.6084 *VOR Federal airway 84* is amended to read in part:

From Geneseo, N.Y., VORTAC; to Bellona INT, N.Y.; MEA 4,200.

Section 610.6088 *VOR Federal airway 88* is amended to read in part:

From *Waco INT, Mo.; to Miller INT, Mo.; MEA **2,900. *2,900—MRA. *6,500—MCA Waco INT, southwestbound. **2,300—MOCA.

From Vichy, Mo., VORTAC; to Richwoods, Mo., VOR; MEA 2,200.

Section 610.6089 *VOR Federal airway 89* is amended to read in part:

From Cheyenne, Wyo., VORTAC; to Porter INT, Wyo.; MEA 7,300.

From Porter INT, Wyo.; to Chadron, Nebr., VOR; MEA 7,200.

Section 610.6092 *VOR Federal airway 92* is amended to read in part:

From Springfield INT, LF/RBN; to Washington, D.C., VOR; MEA 1,800.

Section 610.6094 *VOR Federal airway 94* is amended to read in part:

From Mt. Sylan INT, Tex.; to Gregg Co., Tex., VOR; MEA 2,000.

Section 610.6097 *VOR Federal airway 97* is amended to read in part:

From Montezuma INT, Ga., via E alter.; to *Butler INT, Ga., via E alter.; MEA **4,000. *2,500—MRA. **1,800—MOCA.

From Butler INT, Ga.; via E alter.; to Atlanta, Ga., VORTAC, via E alter.; MEA *2,500. *2,100—MOCA.

From Howard INT, Tenn.; to *Tallassee INT, Tenn.; MEA **5,000. *4,000—MCA Tallassee INT, southbound. *3,500—MRA. **4,500—MOCA.

Section 610.6098 *VOR Federal airway 98* is amended to delete:

From Ft. Wayne, Ind., VOR; to Pulaski INT, Ohio.; MEA 2,600.

From Pulaski INT, Ohio; to Lyons INT, Ohio; MEA *2,600. *2,300—MOCA.

From Lyons INT, Ohio; to Deerfield INT, Mich.; MEA 2,600.

From Deerfield INT, Mich.; to Carleton, Mich., VOR; MEA 2,000.

Section 610.6107 *VOR Federal airway 107* is amended to read in part:

From *Fillmore, Calif., VORTAC; to Sunset INT, Calif.; MEA **11,000. *8,800—MCA Fillmore VORTAC, northwestbound. **10,800—MOCA.

From Sunset INT, Calif.; to Avenal, Calif., VOR; northwestbound, MEA *8,000; southeastbound, MEA 11,000. *6,300—MOCA.

Section 610.6114 *VOR Federal airway 114* is amended to read in part:

From Mt. Sylvan INT, Tex., via S alter.; to Gregg Co., Tex., VOR, via S alter.; MEA 2,000.

Section 610.6115 *VOR Federal airway 115* is amended to read in part:

From Lehigh INT, Ala.; to Chickamauga INT, Ga.; MEA 4,000.

From Chickamauga INT, Ga.; to Chattanooga, Tenn., VORTAC; MEA 3,000.

Section 610.6116 *VOR Federal airway 116* is amended to read in part:

From Excelsior INT, Mo.; to *Tina INT, Mo.; MEA **3,000. *3,100—MRA. **2,400—MOCA.

From Macon, Mo., VOR; to *Warren INT, Mo.; MEA 2,100. *2,500—MRA.

From Warren INT, Mo.; to Quincy, Ill., VORTAC; MEA 2,000.

Section 610.6123 *VOR Federal airway 123* is amended to read in part:

From Washington, D.C., VOR; to Baltimore, Md., VORTAC; MEA 1,800.

Section 610.6129 *VOR Federal airway 129* is amended to read in part:

From Rewey, Wis., VOR; to Waukon, Iowa, VOR; MEA 2,400.

Section 610.6132 *VOR Federal airway 132* is amended to read in part:

From Great Bend INT, Kans.; to *Sterling INT, Kans.; MEA **4,500. *4,000—MRA. **3,300—MOCA.

From Waco INT, Mo., via S alter.; to Miller INT, Mo., via S alter.; MEA *2,900. *2,300—MOCA.

From Florence INT, Kans.; to *Cassoday INT, Kans.; MEA **4,000. *3,500—MRA. **2,700—MOCA.

From Cassoday INT, Kans.; to Chanute, Kans., VOR; MEA *3,500. *2,800—MOCA.

From Chanute, Kans., VOR; to Nashville INT, Mo.; MEA 2,200.

From Nashville INT, Mo.; to Springfield, Mo., VOR; MEA 2,500.

From McCune INT, Kans., via S alter.; to *Waco INT, Mo., via S alter.; MEA 2,500. *2,900—MRA.

Section 610.6137 *VOR Federal airway 137* is amended to read in part:

From Gorman, Calif., VORTAC; to *Sunset INT, Calif.; MEA **14,000. *13,500—MCA Sunset INT, eastbound. **10,500—MOCA.

From Sunset INT, Calif.; to Avenal, Calif., VOR; northwestbound, MEA *8,000; southeastbound, MEA 11,000. *6,300—MOCA.

Section 610.6138 *VOR Federal airway 138* is amended to read in part:

From Neola, Iowa, VORTAC; to Ft. Dodge, Iowa, VOR; MEA 2,600.

Section 610.6140 *VOR Federal airway 140* is amended to read in part:

From *Pampa INT, Tex., via N alter.; to Sayre, Okla., VOR via N alter.; MEA 4,900. *6,000—MRA.

From McEwen INT, Tenn.; to Burns INT, Tenn.; MEA 1,900.

From Nashville, Tenn., VORTAC via N alter.; to *Hillsdale INT, Tenn., via N alter.; MEA 2,200. *2,400—MRA.

From Hillsdale INT, Tenn., via N alter.; to Freedom INT, Ky., via N alter.; MEA 2,200.

From *Humboldt INT, Tenn., via S alter.; to **Sugar Tree INT, Tenn., via S alter.; MEA ***2,500. *4,000—MRA. **2,000—MRA. ***2,000—MOCA.

From Sugar Tree INT, Tenn., via S alter.; to Graham, Tenn, VOR via S alter.; MEA 1,900.

From Nashville, Tenn., VORTAC; to *Hartsville INT, Tenn.; MEA **2,800. *2,800—MRA. **2,400—MOCA.

From Hartsville INT, Tenn.; to Highway INT, Tenn.; MEA 3,900.

From Highway INT, Tenn.; to London, Ky., VORTAC; MEA *4,500. *3,800—MOCA.

From Dyersburg, Tenn., VOR; to *Bradford INT, Tenn.; MEA 1,700. *4,000—MRA.

From Manassas INT, Va.; to Washington, D.C., VOR; MEA 1,800.

From Washington, D.C., VOR; to Baltimore, Md., VOR; MEA 1,800.

Section 610.6143 *VOR Federal airway 143* is amended to read in part:

From Fort Mill, N.C., VOR via W alter.; to *Mt. Holly INT, N.C., via W alter.; MEA 2,400. *2,600—MRA.

From Mt. Holly INT, N.C., via W alter.; to Mooresville INT, N.C., via W alter.; MEA 2,400.

Section 610.6144 *VOR Federal airway 144* is amended to read in part:

From Springfield INT, Va.; to Washington, D.C., VOR; MEA 1,800.

Section 610.6148 *VOR Federal airway 148* is amended to read in part:

From Sioux Falls, S. Dak., VORTAC via S alter.; to Redwood Falls, Minn., VOR via S alter.; MEA *3,100. *2,800—MOCA.

Section 610.6149 *VOR Federal airway 149* is amended to delete:

From Binghamton, N.Y., VOR; to Sherrill INT, N.Y.; MEA 3,500.

Section 610.6149 *VOR Federal airway 149* is amended by adding:

From Binghamton, N.Y., VORTAC; to Georgetown, N.Y., VOR; MEA 3,500.

From Georgetown, N.Y., VOR; to Utica, N.Y., VOR; MEA 3,500.

Section 610.6152 *VOR Federal airway 152* is amended to read in part:

From Lakeland, Fla., VOR via S alter.; to *Campbell INT, Fla., via S alter.; MEA 1,500. *3,000—MRA.

From St. Petersburg, Fla., VORTAC via N alter.; to Dude City INT, Fla., via N alter.; MEA 1,300.

From Dude City INT, Fla., via N alter.; to Louisa INT, Fla., via N alter.; MEA 1,400.

From Louisa INT, Fla., via N alter.; to Orlando, Fla., VOR via N alter.; MEA 1,700.

From Orlando, Fla., VOR via S alter.; to Oviedo INT, Fla., via S alter.; MEA 1,300.

From Oviedo INT, Fla., via S alter.; to Oak Hill INT, Fla., via S alter.; MEA 1,200.

From Oak Hill INT, Fla., via S alter.; to Daytona Beach, Fla., VOR via S alter.; MEA 1,400.

Section 610.6154 *VOR Federal airway 154* is amended to read in part:

From *Junction City INT, Ga.; to **Butler INT, Ga.; MEA 1,800. *3,000—MRA. **2,500—MRA.

From Dublin, Ga., VOR; to Lotts INT, Ga.; MEA *1,700. *1,600—MOCA.

From Lotts INT, Ga.; to *Marlow INT, Ga.; MEA **1,500. *1,700—MRA. **1,400—MOCA.

From Marlow INT, Ga.; to Savannah, Ga., VOR; MEA *1,500. *1,400—MOCA.

From Lotts INT, Ga., via N alter.; to Statesboro INT, Ga., via N alter.; MEA 1,600.

From Statesboro INT, Ga., via N alter.; to *Egypt INT, Ga., via N alter.; MEA 1,500. *1,700—MRA.

From Egypt INT, Ga., via N alter.; to Savannah, Ga., VOR via N alter.; MEA 1,500.

Section 610.6157 *VOR Federal airway 157* is amended to read in part:

From *Baxley INT, Ga.; to Lotts INT, Ga.; MEA **2,500. *6,000—MRA. **1,500—MOCA.

From Lotts INT, Ga.; to *Dover INT, Ga.; MEA 1,600. *2,000—MRA.

From Dover INT, Ga.; to Allendale, S.C., VOR; MEA 1,600.

From LaBelle, Fla., VOR; to Venus INT, Fla.; MEA 1,200.

From Venus INT, Fla.; to Bartow INT, Fla.; MEA 1,400.

From Bartow INT, Fla.; to Lakeland, Fla., VOR; MEA 1,500.

From Lakeland, Fla., VOR; to Larkin INT, Fla.; MEA 1,300.

From Larkin INT, Fla.; to Webster INT, Fla.; MEA 1,200.

From Webster INT, Fla.; to *Bushnell INT, Fla.; **1,500. *2,000—MRA. **1,200—MOCA.

From Bushnell INT, Fla.; to Ocala, Fla., VORTAC; MEA *1,500. *1,200—MOCA.

From Bagby INT, Va.; to Ironsides INT, Md.; MEA 5,000.

From Ironsides INT, Md.; to Doncaster INT, Md.; MEA 2,000.

From Doncaster INT, Md.; to Washington, D.C., VOR; MEA 1,500.

From Ironsides INT, Md., via W alter.; to Doncaster INT, Va., via W alter.; MEA 2,000.

From Doncaster INT, Va., via W alter.; to Washington, D.C., VOR via W alter.; MEA 1,500.

Section 610.6159 *VOR Civil airway 159* is amended to read in part:

From *Dixie Ranch INT, Fla., via W alter.; to **Bailey INT, Fla., via W alter.; MEA ***1,500. *1,500—MRA. **1,500—MRA. ***1,200—MOCA.

From *Ft. Pierce INT, Fla.; to Vero Beach, Fla., VOR; MEA 1,400. *3,000—MRA.

From Vero Beach, Fla., VOR via E alter.; to *Malabar INT, Fla., via E alter.; MEA 1,200. *2,500—MRA.

From Malabar INT, Fla., via E alter.; to Orlando, Fla., VOR via E alter.; MEA 1,300.

From New River INT, Fla.; to *Hillsboro INT, Fla.; MEA **1,200. *1,800—MRA. **1,100—MOCA.
From Hillsboro INT, Fla.; to Andrews INT, Fla.; MEA *1,200. *1,100—MOCA.
From Andrews INT, Fla.; to W. Palm Beach, Fla., VORTAC; MEA 1,200.

Section 610.6161 *VOR Federal airway 161* is amended to read in part:

From Nowata INT, Okla.; to Oswego, Kans., VOR; MEA 2,000.

Section 610.6168 *VOR Federal airway 168* is amended to read in part:

From Scottsbluff, Nebr., VORTAC; to Snake INT, Nebr.; MEA 5,400.
From Snake INT, Nebr.; to O'Neill, Nebr., VOR; MEA 13,000.

Section 610.6174 *VOR Federal airway 174* is amended to read in part:

From Springfield INT, Va.; to Washington, D.C., VOR; MEA 1,800.

Section 610.6177 *VOR Federal airway 177* is amended to read in part:

From Marengo INT, Ill.; to Janesville, Wis., VOR; MEA 2,000.

Section 610.6178 *VOR Federal airway 178* is amended to read in part:

From Farmington, Mo., VOR via S alter.; to *Mounds INT, Ill., via S alter.; MEA 2,400. *4,000—MRA.
From Mounds INT, Ill., via S alter.; to Paducah, Ky., VOR via S alter.; MEA 2,400.

Section 610.6181 *VOR Federal airway 181* is amended by adding:

From Fargo, N. Dak., VORTAC; to Grand Forks, N. Dak., VOR; MEA 2,300.
From Fargo, N. Dak., VORTAC via E alter.; to Grand Forks, N. Dak., VOR via E alter.; MEA 2,300.

Section 610.6181 *VOR Federal airway 181* is amended to read in part:

From Watertown, S. Dak., VORTAC; to *Barney INT, N. Dak.; MEA 3,800. *6,000—MRA.
From Barney INT, N. Dak.; to Fargo, N. Dak.; VORTAC; MEA 3,800.

Section 610.6185 *VOR Federal airway 185* is amended to read in part:

From *Kildare INT, Ga.; to **Dover INT, Ga.; MEA ***2,000. *1,700—MRA. **2,000—MRA. ***1,500—MOCA.
From Dover INT, Ga.; to Sardis INT, Ga.; MEA *2,000. *1,500—MOCA.
From Savannah, Ga., VOR via W alter.; to *Egypt INT, Ga., via W alter.; MEA 1,500. *1,700—MRA.
From Egypt INT, Ga., via W alter.; to Statesboro INT, Ga., via W alter.; MEA 1,500.
From Statesboro INT, Ga., via W alter.; to *Dover INT, Ga., via W alter.; MEA 1,600. *2,000—MRA.
From *Douglas INT, Tenn.; to **Piedmont INT, Tenn.; MEA 8,000. *6,000—MRA. **7,000—MRA.
From Asheville, N.C., VOR via E alter.; to *Ottway INT, Tenn., via E alter.; MEA 8,000. *6,500—MRA.
From Ottway INT, Tenn., via E alter.; to *White Pine INT, Tenn., via E alter.; MEA 4,000. *5,000—MRA.
From White Pine INT, Tenn., via E alter.; to *Piedmont INT, Tenn., via E alter.; MEA 4,000. *7,000—MRA.

Section 610.6190 *VOR Federal airway 190* is amended to read in part:

From Oswego, Kans., VOR; to *Waco INT, Mo.; MEA 2,500. *2,900—MRA.
From Waco INT, Mo.; to Miller INT, Mo.; MEA *2,900. *2,300—MOCA.

Section 610.6191 *VOR Federal airway 191* is amended to read in part:

From *Wausaw, Wis., VOR; to Rhinelander, Wis., VOR; MEA 3,000. *3,000—MCA Wausaw VOR, northbound.

Section 610.6194 *VOR Federal airway 194* is amended to read in part:

From Baton Rouge, La., VOR; to *Clinton INT, La; MEA 1,900. *2,200—MRA.
From Clinton INT, La.; to McComb, Miss., VOR; MEA 1,900.
From Ft. Mill, S.C., VOR via N alter.; to Liberty, N.C., VOR via N alter.; MEA 2,300.

Section 610.6198 *VOR Federal airway 198* is amended to read in part:

From *Haby INT, Tex.; to **Comfort INT, Tex.; MEA 5,700. *5,000—MRA. **5,700—MRA.

Section 610.6205 *VOR Federal airway 205* is amended to read in part:

From *Schell City INT, Mo., via W alter.; to Blue Springs, Mo., VOR via W alter.; MEA **3,500. *3,500—MRA. **2,300—MOCA.

Section 610.6206 *VOR Federal airway 206* is amended to read in part:

From Lexington INT, Mo.; to *Tina INT, Mo.; MEA 2,400. *3,100—MRA.

Section 610.6210 *VOR Federal airway 210* is amended to read in part:

From Excelsior INT, Mo., via N alter.; to *Tina INT, Mo., via N alter.; MEA **3,000. *3,100—MRA. **2,400—MOCA.

Section 610.6217 *VOR Federal airway 217* is amended to read in part:

From Oakwood INT, Wis.; to Milwaukee, Wis., ILS loc.; MEA 2,100.
From Milwaukee, Wis., ILS loc.; to Harbor INT, Wis.; MEA 2,100.

Section 610.6218 *VOR Federal airway 218* is amended to read in part:

From Waukon, Iowa, VOR; to Rewey, Wis., VOR; MEA 2,400.

Section 610.6222 *VOR Federal airway 222* is amended to read in part:

From Daisetta INT, Tex., via N alter.; to Silsbie INT, Tex., via N alter.; MEA *7,500. *1,800—MOCA.
From Toccoa, Ga., VOR; to Sunset INT, Ga.; MEA 5,000.
From Sunset INT, Ga.; to Asheville, N.C., VORTAC; MEA 6,000.

Section 610.6225 *VOR Federal airway 225* is amended to read in part:

From Key West, Fla., VOR; to Stinger INT, Fla.; MEA 1,100.
From Stinger INT, Fla.; to Rivet INT, Fla.; MEA 1,000.
From Rivet INT, Fla.; to *Cape Romano INT, Fla.; MEA **3,000. *4,500—MRA. **1,300—MOCA.

Section 610.6243 *VOR Federal airway 243* is amended to read in part:

From Montezuma INT, Ga., via W alter.; to *Butler INT, Ga., via W alter.; MEA **4,000. *2,500—MRA. **1,800—MOCA.
From Butler INT, Ga., via W alter.; to Atlanta, Ga., VORTAC via W alter.; MEA *2,500. *2,100—MOCA.
From Kennesaw INT, Ga.; to *Dalton INT, Ga.; MEA **4,000. *4,000—MRA. **3,500—MOCA.
From Chattanooga, Tenn., VORTAC; to McMinnville INT, Tenn.; MEA 4,000.
From *Liberty INT, Tenn.; to **Hartsville INT, Tenn.; MEA ***5,000. *5,000—MRA. **2,800—MRA. ***4,200—MOCA.
From Hartsville INT, Tenn.; to *Hillsdale INT, Tenn.; MEA **2,400. *2,400—MRA. **2,000—MOCA.
From Hillsdale INT, Tenn.; to Bowling Green, Ky., VOR; MEA *2,400. *2,000—MOCA.

Section 610.6255 *VOR Federal airway 255* is amended to read in part:

From Cordova, Ill., VOR; to Rockford, Ill., VORTAC; MEA 2,200.

Section 610.6267 *VOR Federal airway 267* is amended to read in part:

From *Dixie Ranch INT, Fla.; to **Bailey INT, Fla.; MEA ***1,500. *1,500—MRA. **1,500—MRA. ***1,200—MOCA.
From Miami, Fla., VORTAC; to Canal INT, Fla.; MEA 1,100.
From Canal INT, Fla.; to Pahokee, Fla., VOR; MEA 1,300.

Section 610.6274 *VOR Federal airway 274* is amended to read in part:

From Grand Rapids, Mich., ILS/LOM; to *Lowell, INT Mich., northeastbound, MEA **4,000; southwestbound, MEA 2,200. *4,000—MRA. **2,200—MOCA.

Section 610.6287 *VOR Federal airway 287* is amended to read in part:

From Newberg, Oreg., VOR, via E alter.; to Portland, Oreg., VORTAC, via E alter.; MEA 4,000.

Section 610.6289 *VOR Federal airway 289* is amended to read in part:

From Beaumont, Tex., VOR, via E alter.; to Lufkin, Tex., VOR, via E alter.; MEA 1,700.
From *Greenwood INT, Ark.; to Ft. Smith, Ark., VORTAC; MEA 1,800. *4,000—MRA.

Section 610.6294 *VOR Federal airway 294* is amended to read in part:

From Des Moines, Iowa, VORTAC; to Percy INT, Iowa; MEA 2,300.
From Percy INT, Iowa; to Guernsey INT, Iowa; MEA 2,200.

Section 610.6295 *VOR Federal airway 295* is amended to read in part:

From Vero Beach, Fla., VOR; to *Bailey INT, Fla.; MEA 1,300. *1,500—MRA.
From Bailey INT, Fla.; to Orlando, Fla., VOR; MEA *1,500. *1,300—MOCA.
From Center Hill INT; to *Bushnell INT, Fla.; MEA **2,000. *2,000—MRA. **1,700—MOCA.
From Bushnell INT, Fla.; to *Homo INT, Fla.; MEA **2,800. *2,800—MCA Homo INT, eastbound. **1,200—MOCA.

Section 610.6299 *VOR Federal airway 299* is amended to read in part:

From Los Angeles, Calif., VOR, via W alter.; to Hermosa INT, Calif., via W alter.; MEA 2,000.

Section 610.6300 *VOR Federal airway 300* is amended to read in part:

From U.S. Canadian Border; to Whitefish, Mich., VOR; MEA *8,500. *2,800—MOCA.

Section 610.6429 *VOR Federal airway 429* is amended to read in part:

From Spring Lake INT, Ill.; to Dacy INT, Ill.; MEA 2,500.
From Dacy INT, Ill.; to Harvard INT, Ill.; MEA 2,100.

Section 610.6441 *VOR Federal airway 441* is amended to read in part:

From Hansen INT, Fla.; to South Bay INT, Fla.; MEA 1,200.
From South Bay INT, Fla.; to Bayport INT, Fla.; MEA 1,500.

From Bayport INT, Fla.; to *Homo INT, Fla.; MEA **2,500. *2,500—MRA. **1,200—MOCA.

From Homo INT, Fla.; to Ocala, Fla., VORTAC; MEA *1,500. *1,200—MOCA.

Section 610.6454 *VOR Federal airway 454* is amended to read in part:

From Ft. Mill, N.C., VOR; to Liberty, N.C., VOR; MEA 2,300.

Section 610.6462 *VOR Federal airway 462* is amended to read in part:

From Houghton, Mich., VOR; to Off-Shore INT, Mich.; MEA *5,500. *2,500—MOCA.

From Off-Shore INT, Mich.; to Whitefish, Mich., VOR; MEA *4,000. *2,500—MOCA.

Section 610.6479 *VOR Federal airway 479* is amended to read:

From *Wind Lake INT; to Big Bend INT, Wis.; MEA 2,300. *3,000—MRA.

Big Bend INT, Wis.; to Milwaukee, Wis., VORTAC; MEA 2,200.

Section 610.6481 *VOR Federal airway 481* is deleted.

Section 610.6485 *VOR Federal airway 485* is amended to read in part:

From Oxnard, Calif., VOR; to Henderson INT, Calif.; MEA *6,000. *4,000—MOCA.

From *Henderson INT, Calif.; to Fellows, Calif., VOR; MEA 9,000. *7,800—MCA Henderson INT, northwestbound.

Section 610.6489 *VOR Federal airway 489* is added to read:

From Patterson INT, N.J.; to Clermont, N.Y., VOR; MEA 2,600.

From Clermont, N.Y., VOR; to Albany, N.Y., VOR; MEA 2,600.

Section 610.6843 *VOR Federal airway 843* is amended to read in part:

From McMinnville INT, Tenn.; to Chattanooga, Tenn., VORTAC; MEA 4,000.

Section 610.6875 *VOR Federal airway 875* is amended to read in part:

From Tri-City, Tenn., VOR; to Telford INT, Tenn.; MEA 6,000.

From Telford INT, Tenn.; to *Ottway INT, Tenn.; MEA 4,000. *6,500—MRA.

From Ottway INT, Tenn.; to *White Pine INT, Tenn.; MEA 4,000. *5,000—MRA.

From White Pine INT, Tenn.; to *Piedmont INT, Tenn.; MEA 4,000. *7,000—MRA.

From Chattanooga, Tenn., VORTAC; to Chicakamauga INT, Ga.; MEA 3,000.

From Chickamauga INT, Ga.; to Lehigh INT, Ala.; MEA 4,000.

Section 610.1524 *VOR Federal airway 1524* is amended to read in part:

From Lewis, Ind., VOR; to Dayton, Ohio, VOR; MEA 14,500; MAA 24,000.

Section 610.1625 *VOR Federal airway 1625* is amended to read in part:

From Farmington, N. Mex., VOR; to Grand Junction, Colo., VORTAC; MEA 15,300; MAA 24,000.

(Secs. 313(a), 307(c), 72 Stat. 752, 749; 49 U.S.C. 1354(a) 1348(c))

These rules shall become effective May 4, 1961.

Issued in Washington, D.C., on April 7, 1961.

OSCAR BAKKE,
Director,
Bureau of Flight Standards.

[F.R. Doc. 61-3347; Filed, Apr. 14, 1961; 8:45 a.m.]

Title 21—FOOD AND DRUGS

Chapter I—Food and Drug Administration, Department of Health, Education, and Welfare

SUBCHAPTER B—FOOD AND FOOD PRODUCTS

PART 120—TOLERANCES AND EXEMPTIONS FROM TOLERANCES FOR PESTICIDE CHEMICALS IN OR ON RAW AGRICULTURAL COMMODITIES

Further Extension of Effective Date of Statute for Residues of Certain Nematocides, Plant Regulators, Defoliants, and Desiccants

Public Law 87-19, 75 Stat. 42, enacted April 7, 1961, authorizes the Commissioner of Food and Drugs to further extend the effective date of the enforcement provisions of the Federal Food, Drug, and Cosmetic Act applicable to residues of nematocides, plant regulators, defoliants, and desiccants on raw agricultural commodities, when facts are presented to support this action. To administer this provision of the statute, the Commissioner announces the following policy:

§ 120.36 Further extension of effective date of statute for residues of certain nematocides, plant regulators, defoliants, and desiccants.

(a) All extensions of the effective date of Public Law 86-139 (73 Stat. 286, 288; 21 U.S.C., note under 342) listed in § 120.35 are hereby continued in effect to July 1, 1961, unless prior to that time regulations shall have been issued covering the subject matter of the extension or a regulation or further extension shall have been denied.

(b) Legal action will not be instituted against raw agricultural commodities under section 408 of the act before July 1, 1961, involving residues of any of these pesticide chemicals for which an extension request was pending before the Commissioner prior to March 6, 1961, unless the Commissioner denies the request prior to July 1, 1961.

(c) The Commissioner will immediately entertain requests for extensions beyond July 1, 1961, where the following data are submitted:

(1) The specific name (not trade name) or chemical designation of the substance involved, the specific use or uses for which an extension is desired, and the amount and purpose of the substance involved in each such usage.

(2) A statement detailing actions taken and dates thereof to determine the applicability of the amendment to such use or uses or to develop the scientific data necessary for action, together with the results of such actions to date.

(3) A statement outlining additional work in progress, detailing its nature, when started, by whom it is being conducted, and the results to date.

(4) A statement of the amount of time for which further extension is needed. (Include only the time expected to be needed to determine whether a tolerance or exemption from tolerance is needed or to submit a petition for an appropriate tolerance to the Food and Drug Administration. Do not include any estimated time for processing a petition by the Food and Drug Administration. While the statute includes a cut-off date of June 30, 1964, it is expected that only in a limited number of cases will the effective date be extended that long.)

(d) Requests for extension may be submitted by any interested person who has the necessary facts, whether or not he obtained or requested the extension previously.

(e) Any extensions granted beyond January 1, 1962, will be conditioned upon a requirement that the Commissioner be supplied with progress reports at 6-month intervals. Failure to submit such progress reports will be grounds for termination of any extension granted.

(f) If any of the information described in this section is included in petitions for pesticide tolerances already submitted to the Commissioner, this information may be incorporated by reference.

(g) Decisions on requests for further extensions, including the amount of time for which such extension is granted, will be published in the FEDERAL REGISTER. All requests for extensions should be addressed to the Commissioner of Food and Drugs, Food and Drug Administration, Washington 25, D.C.

(Public Law 87-19; 75 Stat. 42)

Dated: April 11, 1961.

[SEAL] GEO. P. LARRICK,
Commissioner of Food and Drugs.

[F.R. Doc. 61-3397; Filed, Apr. 14, 1961; 8:47 a.m.]

PART 121—FOOD ADDITIVES

Subpart A—Definitions and Procedural and Interpretative Regulations

EXTENSION OF EFFECTIVE DATE OF STATUTE FOR CERTAIN SPECIFIED FOOD ADDITIVES

Public law 87-19, 75 Stat. 42, enacted April 7, 1961, authorizes the Commissioner of Food and Drugs to further extend the effective date of the enforcement provisions of the food additives amendment to the Federal Food, Drug, and Cosmetic Act when facts are presented to support this action. To administer this provision of the statute, the Commissioner announces the following policy:

§ 121.84 Further extension of effective date of statute for certain specified food additives.

(a) All extensions of the effective date of the food additives amendment listed in §§ 121.86, 121.87, and 121.88 are hereby continued in effect to July 1, 1961, unless prior to that time regulations shall have been issued covering the subject matter of the extension or a regulation or further extension shall have been denied.

(b) Legal action will not be instituted under the food additives amendment before July 1, 1961, involving the use of

any food additive for which an extension request was pending before the Commissioner prior to March 6, 1961, unless the Commissioner denies the request prior to July 1, 1961.

(c) The Commissioner will immediately entertain requests for extensions beyond July 1, 1961, where the following data are submitted:

(1) The specific name (not trade name) or chemical designation of the substance involved, the specific use or uses for which an extension is desired, and the amount and purpose of the substance involved in each such usage.

(2) A statement detailing actions taken and dates thereof to determine the applicability of the food additives amendment to such use or uses or to develop the scientific data necessary for action, together with the results of such actions to date.

(3) A statement outlining additional work in progress, detailing its nature, when started, by whom it is being conducted, and the results to date.

(4) A statement of the amount of time for which further extension is needed. (Include only the time expected to be needed to determine that the substance is not a food additive or to submit a petition for an appropriate regulation to the Food and Drug Administration. Do not include any estimated time for processing a petition by the Food and Drug Administration. While the statute includes a cut-off date of June 30, 1964, it is expected that only in a limited number of cases will the effective date be extended that long.)

(d) Requests for extension may be submitted by any interested person who has the necessary facts, whether or not he obtained or requested the extension previously.

(e) Any extensions granted beyond January 1, 1962, will be conditioned upon a requirement that the Commissioner be supplied with progress reports at 6-month intervals. Failure to submit such progress reports will be grounds for termination of any extension granted.

(f) If any of the information described in this section is included in petitions for food additive regulations already submitted to the Commissioner, this information may be incorporated by reference.

(g) Decisions on requests for further extensions, including the amount of time for which each extension is granted, will be published in the FEDERAL REGISTER. All requests for extensions should be addressed to the Commissioner of Food and Drugs, Food and Drug Administration, Washington 25, D.C.

(Public Law 87-19, 75 Stat. 42)

Dated: April 11, 1961.

[SEAL] GEO. P. LARRICK,
Commissioner of Food and Drugs.

[F.R. Doc. 61-3396; Filed, Apr. 14, 1961; 8:47 a.m.]

PART 121—FOOD ADDITIVES

Subpart C—Food Additives Permitted in Animal Feed or Animal-Feed Supplements

Subpart D—Food Additives Permitted in Food for Human Consumption

OLEANDOMYCIN; OXYTETRACYCLINE HYDROCHLORIDE

I. The Commissioner of Food and Drugs, having evaluated the data submitted in a petition filed by Chas. Pfizer and Company, Inc., 11 Bartlett Street, Brooklyn 6, New York, and other relevant material, has concluded that the following amended regulation should issue in conformance with section 409 of the Federal Food, Drug, and Cosmetic Act, with respect to the food additive oleandomycin with oxytetracycline hydrochloride in swine feed, intended as an aid in stimulating growth and improving feed efficiency. Therefore, pursuant to the provisions of the act (sec. 409(c)(1), 72 Stat. 1786; 21 U.S.C. 348(c)(1)), and under the authority delegated to the Commissioner by the Secretary of Health, Education, and Welfare (25 F.R. 8625), § 121.206 (21 CFR 121.206; 25 F.R. 3838) is amended to read as follows:

§ 121.206 Oleandomycin.

Oleandomycin may be safely used in chicken, turkey, and swine feeds when incorporated therein in accordance with the following prescribed conditions:

(a) It is used or intended for use:

(1) As an aid in stimulating the growth and improving the feed efficiency of chickens and turkeys whereby the quantities of oleandomycin activity permitted to be used or to remain in or on the finished chicken or turkey feed shall be equivalent to the activity of not less than 1 gram per ton (1.1 part per million, 0.00011 percent) and not more than 2 grams per ton (2.2 parts per million, 0.00022 percent).

(2) In combination with oxytetracycline hydrochloride as an aid in stimulating the growth and improving the feed efficiency of swine, as follows:

(i) The quantity of oleandomycin activity permitted to be used or to remain in or on the finished swine feed shall be equivalent to 2 grams per ton (2.2 parts per million, 0.00022 percent).

(ii) The quantity of oxytetracycline hydrochloride activity permitted to be used or to remain in or on the finished swine feed shall be equivalent to 8 grams per ton (8.8 parts per million, 0.00088 percent).

(b) The oleandomycin activity may be absorbed upon a suitable carrier vehicle that is not a food additive.

(c) To assure safe use of the additive in animal feeds, the label and labeling of the additive or that of any intermediate premix prepared therefrom, shall bear, in addition to the other information required by the act, the following:

(1) The name of the additive or additives provided for in this section.

(2) A statement of the appropriate concentration or strength of the additive or additives contained therein.

(3) Adequate mixing directions to provide a finished feed with the proper concentration of the additive or additives, whether or not intermediate premixes are to be used.

(4) Adequate use directions to provide a finished feed labeled as provided in paragraph (d) of this section.

(d) To assure safe use of the additive or additives, the label and labeling of the finished feed shall bear, in addition to the other information required by the act, the following:

(1) The name of the additive or additives provided for in this section.

(2) A statement of the appropriate concentration or strength of the additive or additives contained therein.

(3) If the additive is to be used as prescribed in paragraph (a)(1) of this section, the label and labeling shall also include:

(i) A statement that the finished feed is to be used solely as an aid in stimulating the growth and improving the feed efficiency of chickens and turkeys.

(ii) A statement that the preparation is not to be fed to laying hens.

(4) If the additive is to be used as prescribe in paragraph (a)(2) of this section, the label and labeling shall also include a statement that the finished feed is to be used solely as an aid in stimulating the growth and improving the feed efficiency of swine.

(Sec. 409(c)(1), 72 Stat. 1786; 21 U.S.C. 348(c)(1))

II. Based upon an evaluation of the data before him, and proceeding under the authority of the Federal Food, Drug, and Cosmetic Act (sec. 409(c)(4), 72 Stat. 1786; 21 U.S.C. 348(c)(4)), the Commissioner of Food and Drugs has further concluded that tolerance limitations are required in order to assure that the use of the food additives oleandomycin and oxytetracycline hydrochloride will not cause the edible tissues of swine that consume feed treated with the additive in accordance with § 121.206(a)(2) to be unsafe. Therefore, Subpart D of the food additive regulations is amended in the following respects:

1. Section 121.1011 (21 CFR 121.1011; 25 F.R. 3838) is amended to read as follows:

§ 121.1011 Oleandomycin.

A tolerance of zero is established for residues of the food additive oleandomycin in or on the uncooked edible tissues or byproducts of chickens, turkeys, and swine that have consumed the antibiotic in feed.

2. Subpart D is amended by adding the following new section:

§ 121.1046 Oxytetracycline hydrochloride.

A tolerance of zero is established for residues of the food additive oxytetracycline hydrochloride in or on the un-

cooked edible tissues of swine that have consumed the antibiotic in feed.

(Sec. 409(c)(4), 72 Stat. 1786; 21 U.S.C. 348(c)(4))

Any person who will be adversely affected by the foregoing order may at any time prior to the thirtieth day from the date of its publication in the FEDERAL REGISTER file with the Hearing Clerk, Department of Health, Education, and Welfare, Room 5440, 330 Independence Avenue SW., Washington 25, D.C., written objections thereto. Objections shall show wherein the person filing will be adversely affected by the order and specify with particularity the provisions of the order deemed objectionable and the grounds for the objections. If a hearing is requested, the objections must state the issues for the hearing. A hearing will be granted if the objections are supported by grounds legally sufficient to justify the relief sought. Objections may be accompanied by a memorandum or brief in support thereof. All documents shall be filed in quintuplicate.

Effective date. This order shall be effective on the date of its publication in the FEDERAL REGISTER.

(Sec. 409(c)(1), (4), 72 Stat. 1786; 21 U.S.C. 348(c)(1), (4))

Dated: April 7, 1961.

[SEAL] GEO. P. LARRICK,
Commissioner of Food and Drugs.

[F.R. Doc. 61-3395; Filed, Apr. 14, 1961; 8:47 a.m.]

PART 121—FOOD ADDITIVES

Subpart D—Food Additives Permitted in Food for Human Consumption

BUTYLATED HYDROXYANISOLE

The Commissioner of Food and Drugs, having evaluated the data submitted in a petition filed by Red Star Yeast and Products Company, 325 North Twenty-seventh Street, Milwaukee 8, Wisconsin, and other relevant material, has concluded that the following amendment should issue in conformity with section 409 of the Federal Food, Drug, and Cosmetic Act with respect to § 121.1035 for the food additive BHA (butylated hydroxyanisole) as an antioxidant in active dry yeast. Therefore, pursuant to the provisions of the act (sec. 409(c)(1), 72 Stat. 1786; 21 U.S.C. 348(c)(1)), and under the authority delegated to the Commissioner by the Secretary of Health, Education, and Welfare (25 F.R. 8625), § 121.1035(b) (26 F.R. 1984) of the food additive regulations is amended by adding thereto, the following new subparagraph:

§ 121.1035 BHA (butylated hydroxyanisole) as an antioxidant.

* * * * *

(b) * * *

(2) In active dry yeast alone, whereby the maximum amount of BHA (butylated hydroxyanisole) does not exceed 1,000 parts per million (0.1 percent) by weight of the dry product.

Any person who will be adversely affected by the foregoing order may at any time prior to the thirtieth day from the date of its publication in the FEDERAL REGISTER file with the Hearing Clerk, Department of Health, Education, and Welfare, Room 5440, 330 Independence Avenue SW., Washington 25, D.C., written objections thereto. Objections shall show wherein the person filing will be adversely affected by the order and specify with particularity the provisions of the order deemed objectionable and the grounds for the objections. If a hearing is requested, the objections must state the issues for the hearing. A hearing will be granted if the objections are supported by grounds legally sufficient to justify the relief sought. Objections may be accompanied by a memorandum or brief in support thereof. All documents shall be filed in quintuplicate.

Effective date. This order shall be effective on the date of its publication in the FEDERAL REGISTER.

(Sec. 409(c)(1), 72 Stat. 1786; 21 U.S.C. 348(c)(1))

Dated April 7, 1961.

[SEAL] GEO. P. LARRICK,
Commissioner of Food and Drugs.

[F.R. Doc. 61-3394; Filed, Apr. 14, 1961; 8:46 a.m.]

SUBCHAPTER C—DRUGS

PART 146a—CERTIFICATION OF PENICILLIN AND PENICILLIN-CONTAINING DRUGS

PART 146c—CERTIFICATION OF CHLORTETRACYCLINE (OR TETRACYCLINE) AND CHLORTETRACYCLINE- (OR TETRACYCLINE-) CONTAINING DRUGS

Miscellaneous Amendments

Under the authority vested in the Secretary of Health, Education, and Welfare by the Federal Food, Drug, and Cosmetic Act (sec. 507, 59 Stat. 463, as amended; 21 U.S.C. 357) and delegated to the Commissioner of Food and Drugs by the Secretary (25 F.R. 8625), the regulations for certification of antibiotic and antibiotic-containing drugs (21 CFR 146a.109, 146c.205) are amended as follows:

1. Section 146a.109 is amended by changing paragraphs (a) and (b) to read as set forth below, and by adding thereto a new paragraph (c).

§ 146a.109 Benzathine penicillin V oral suspension, benzathine penicillin V for oral suspension.

* * * * *

(a) If it is benzathine penicillin V for oral suspension, its pH is not less than 5.0 and not more than 7.0.

(b) Benzathine penicillin V is used in lieu of benzathine penicillin G. The benzathine penicillin V used conforms to the requirements of § 146a.105(a).

(c) In lieu of the directions prescribed by § 146a.69(d)(2)(ii), a person who requests certification of a batch shall submit in connection with his request results of the tests and assays made by him on an accurately representative sample of the benzathine penicillin V used in making the batch for potency, toxicity, pH, mosture, crystallinity, and the penicillin V content.

§ 146c.205 [Amendment]

2. In § 146c.205 *Chlortetracycline powder* * * *, paragraph (f)(3) is amended by changing the number "48" to read "60".

Notice and public procedure are not necessary prerequisites to the promulgation of this order, and I so find, since the amendments are noncontroversial in nature and were developed on the basis of data supplied by the affected industry.

Effective date. This order shall become effective 30 days from the date of its publication in the FEDERAL REGISTER.

(Sec. 507, 59 Stat. 463, as amended; 21 U.S.C. 357)

Dated: April 7, 1961.

[SEAL] GEO. P. LARRICK,
Commissioner of Food and Drugs.

[F.R. Doc. 61-3398; Filed, Apr. 14, 1961; 8:48 a.m.]

Title 29—LABOR

Chapter V—Wage and Hour Division, Department of Labor

PART 522—EMPLOYMENT OF LEARNERS

Apparel Industry, Learning Periods, and Occupations

In order to further clarify which of the occupations in the apparel industry are authorized for learners and the precise extent to which a person may be employed at learner rates in more than one such occupation, I recently proposed a revision to 29 CFR 522.23 (26 F.R. 916). After consideration of all relevant matter presented, I have concluded that the proposal should be adopted without change. In adopting this proposal, however, an editorial change in section 522.24(c) will also be made.

Therefore, pursuant to authority in section 14 of the Fair Labor Standards Act of 1938 (52 Stat. 1068, 29 U.S.C. 214), Reorganization Plan No. 6 of 1950 (3 CFR 1949–1953 Comp., p. 1004), and General Order No. 45–A of the Secretary of Labor (15 F.R. 3290), 29 CFR 522.23 and 522.24(c) are hereby amended as set forth below.

These amendments shall take effect upon publication in the FEDERAL REGISTER, because they are statements of policy within the meaning of section 4(c) of the Administrative Procedure Act, 5 U.S.C. 1003(c).

1. Section 522.23 of Title 29 of the Code of Federal Regulations is amended to read as follows:

§ 522.23 Learner occupations and learning periods.

(a) Sewing machine operating, final pressing, hand-sewing, and finishing operations involving hand-sewing, maximum learning period of 480 hours for any of these occupations; final inspec-

tion of assembled garments, all other pressing, and all other machine operating (except the "cutting room" operations of knife or die cutting, spreading and marking, wherever performed in the plant), a maximum learning period of 160 hours; but not more than a 320-hour learning period in such occupations where a maximum of 480 hours is authorized, if, within the previous two years, the worker has had 160 hours or more experience in another of these occupations in any division of the apparel industry as defined in § 522.21.

(b) No worker shall be employed as a learner at special minimum rates in more than two of the learner occupations authorized by this section.

(c) If, within the previous two years, a worker has been employed in any division of the apparel industry, or in the manufacturing of men's and boys' underwear from any woven fabric in establishments in the knitted wear industry, in an authorized learner occupation for less than the maximum learning period authorized for that occupation, the number of hours of previous employment shall be deducted from the learning period applicable to that occupation.

(52 Stat. 1068; 29 U.S.C. 214)

2. Paragraph (c) of 29 CFR 522.24 is amended to read as follows:

§ 522.24 Subminimum rates.

* * * * *

(c) A learner employed in any occupation other than final inspection of assembled garments for which a 160-hour learning period is authorized in § 522.23(a) shall be paid not less than 85 cents per hour if employed in the Women's Apparel Division, as defined in § 522.21(a), and not less than 80 cents per hour if employed in any of the other divisions of the Apparel Industry, as defined in § 522.21 (b), (c), (d), (e), and (f).

(52 Stat. 1068; 29 U.S.C. 214)

Signed at Washington, D.C., this 7th day of April 1961.

CLARENCE T. LUNDQUIST,
Administrator.

[F.R. Doc. 61-3357; Filed, Apr. 14, 1961; 8:45 a.m.]

Title 43—PUBLIC LANDS: INTERIOR

Chapter I—Bureau of Land Management, Department of the Interior

APPENDIX—PUBLIC LAND ORDERS

[Public Land Order 2329]

UTAH, OREGON AND MONTANA

Revoking Air Navigation Site Withdrawal; Correcting Public Land Orders No. 2161 and 2165

By virtue of the authority contained in section 4 of the Act of May 24, 1928 (45 Stat. 728; 49 U.S.C. 214), and otherwise, it is ordered as follows:

1. The order of the Bureau of Land Management of July 14, 1952, withdrawing the following-described lands for use of the Civil Aeronautics Administration in the maintenance of air navigation facilities is hereby revoked:

[63521]

SALT LAKE MERIDIAN

T. 27 S., R. 11 E.,
Sec. 35, S½NW¼SW¼ and N½SW¼SW¼.

Containing 40 acres.

[Oregon 06325]

2. In Federal Register Document 60-6794 appearing as Public Land Order No. 2161 of July 14, 1960, at Page 6925 of the issue of July 21, 1960, the land description for sec. 17, T. 26 S., R. 2 W., W.M., reading "SE¼SE¼" is corrected to read "SW¼SE¼."

[Montana 032906]

3. In Federal Register Document 60-6967 appearing as Public Land Order No. 2165 of July 21, 1960, at Page 7104 of the issue of July 27, 1960, the land description for lot 4, sec. 25, T. 1 S., R. 4 E., B.H.M., is corrected to read "lot 14."

4. The public lands released from withdrawal by Paragraph 1 of this order are hereby restored to the operation of the public land laws, subject to valid existing rights, to equitable claims if confirmed and allowed, the requirements of applicable law, rules, and regulations, and the provisions of any existing withdrawals, provided that until 10:00 a.m. on October 9, 1961, the State of Utah shall have a preferred right of application to select the lands in accordance with subsection (c) of section 2 of the Act of August 27, 1958 (72 Stat. 928; 43 U.S.C. 851, 852).

5. The lands will be open to applications and offers under the mineral leasing laws, and to locations under the United States mining laws beginning at 10:00 a.m. on October 9, 1961.

Inquiries concerning the lands shall be addressed to the Manager, Land Office, Bureau of Land Management, Salt Lake City, Utah.

JOHN A. CARVER, JR.,
Assistant Secretary of the Interior.

APRIL 10, 1961.

[F.R. Doc. 61-3389; Filed, Apr. 14, 1961; 8:46 a.m.]

Title 49—TRANSPORTATION

Chapter I—Interstate Commerce Commission

[Ex Parte No. 171]

PART 136—INSTALLATION, INSPECTION, MAINTENANCE, AND REPAIR OF SYSTEMS, DEVICES AND APPLIANCES

Locking, Hand-Operated Switch

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D.C., on the 3d day of April A.D. 1961.

It appearing that the Commission, having under consideration revision of § 136.410 of the rules, standards and instructions prescribed by the order of June 29, 1950, as amended, issued a notice of proposed rule making on June 2, 1960, pursuant to section 4(a) of the Administrative Procedure Act (5 U.S.C. 1003), such notice having been published in the FEDERAL REGISTER on June 11, 1960 (25 F.R. 5246);

It further appearing that hearing on the matters and things involved has been held and said Division having, on the date hereof, made and filed a report containing its findings of fact and conclusions thereon, which said report is hereby referred to and made a part hereof:

It is ordered, That 49 CFR 136.410, be, and the same is hereby, revised to read as follows:

§ 136.410 Locking, hand-operated switch.

(a) Each hand-operated switch in main track shall be locked either electrically or mechanically in normal position, except where:

(1) Train speeds over switch do not exceed 20 miles per hour; or

(2) Trains are not permitted to clear the main track at such switch; or

(3) Both switch and traffic-control system were installed prior to October 1, 1950.

(b) Approach or time locking shall be provided and locking may be released either automatically, or by the control operator, but only after the control circuits of signals governing movement in either direction over the switch and which display aspects with indications more favorable than "proceed at restricted speed" have been opened directly or by shunting of track circuit.

NOTE. Relief from the requirements of this section will be granted upon an adequate showing by an individual carrier. Relief heretofore granted to any carrier by order of the Commission shall constitute relief to the same extent from the requirements of this part.

(Sec. 25(c), 41 Stat. 498, as amended; 49 U.S.C. 26)

Notice of this order shall be given to the general public by depositing a copy thereof in the Office of the Secretary of the Interstate Commerce Commission, at Washington, D.C., and by filing it with the Director, Office of the Federal Register.

By the Commission, Division 3.

[SEAL] HAROLD D. MCCOY,
Secretary.

[F.R. Doc. 61-3401; Filed, Apr. 14, 1961; 8:48 a.m.]

Proposed Rule Making

DEPARTMENT OF AGRICULTURE

Commodity Stabilization Service

[7 CFR Part 729]

PEANUTS

Notice of Intention To Amend Allotment and Marketing Quota Regulations for 1959 and Subsequent Crops

I. Pursuant to authority contained in applicable provisions of the Agricultural Adjustment Act of 1938, as amended, (7 U.S.C. 1281 et seq.), regulations are being prepared to amend several sections of the Allotment and Marketing Quota Regulations for Peanuts of the 1959 and Subsequent Crops (23 F.R. 8515, 24 F.R. 2677, 6803, 9611, 25 F.R. 897, 8065, 10567, 26 F.R. 1344, 2523). The contemplated changes would (a) require persons drying farmers stock peanuts by artificial means to (i) maintain specified records to enable them to furnish ASC State offices with information related to drying farmers stock peanuts; (ii) maintain such additional records and make such reports as the ASC State Committee may require to insure the proper identification of marketings of peanuts and the collection of penalties due thereon and (iii) make available for examination, upon written request, records that are believed relevant to any matter under investigation in connection with the enforcement of the Act and regulations issued thereunder; and (b) include persons drying farmers stock peanuts in those named in § 729.1060.

II. Sections which would be amended are §§ 729.1057, 729.1060 and 729.1061. Included would be the addition of a new paragraph to § 729.1057 to read as follows:

Record of peanuts dried by artificial means. Any person who dries farmers stock peanuts by artificial means for a producer shall maintain records showing the following:

(1) Date drying is completed;

(2) Name and address of the person for whom peanuts were dried;

(3) Name of State and county wherein is located the farm on which such peanuts were produced;

(4) Quantity of peanuts dried, (weight after drying, farmers stock basis); and

(5) Type of peanuts dried.

Prior to taking this action consideration will be given to any data, views and recommendations relating thereto which are submitted in writing to the Director, Oils and Peanut Division, Commodity Stabilization Service, United States Department of Agriculture, Washington 25, D.C. To be considered, any such submissions must be postmarked not later than 15 days after publication of this notice in the FEDERAL REGISTER.

Done at Washington, D.C., this 12th day of April 1961.

H. D. GODFREY,
Administrator,
Commodity Stabilization Service.

[F.R. Doc. 61-3405; Filed, Apr. 14, 1961; 8:49 a.m.]

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Food and Drug Administration

[21 CFR Part 121]

FOOD ADDITIVES

Notice of Filing of Petition

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(b)(5), 72 Stat. 1786; 21 U.S.C. 348 (b)(5)), notice is given that a petition has been filed by Keyes Fiber Company, Waterville, Maine, proposing the issuance of a regulation to provide for the safe use of an acrylate ester copolymer coating for molded virgin fiber containers and plates used for the holding, warming, and heating of food.

Dated: April 11, 1961.

[SEAL] J. K. KIRK,
Assistant to the Commissioner of Food and Drugs.

[F.R. Doc. 61-3392; Filed, Apr. 14, 1961; 8:46 a.m.]

[21 CFR Part 121]

FOOD ADDITIVES

Notice of Filing of Petition

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(b)(5), 72 Stat. 1786; 21 U.S.C. 348 (b)(5)), notice is given that a petition has been filed by Marine Colloids, Inc., 24 State Street, New York 4, New York, proposing the issuance of a regulation to provide for the safe use in food as a thickener, gel former, or stabilizer of carrageenan, which is the refined hydrocolloid prepared by aqueous extraction from closely related members in the families Gigartinaceae and Solieriaceae of the class Rhodophyceae (red sea plants). The term includes, but is not restricted to, chondrus extract.

Dated: April 10, 1961.

[SEAL] J. K. KIRK,
Assistant to the Commisioner of Food and Drugs.

[F.R. Doc. 61-3393; Filed, Apr. 14, 1961; 8:46 a.m.]

FEDERAL COMMUNICATIONS COMMISSION

[47 CFR Parts 2, 21]

[Docket No. 14041; FCC 61-483]

ALASKA TELEPHONE CORP.

Petition for Waiver of Rules

Notice is hereby given of proposed rule-making in the above-entitled matter.

1. The Commission has under consideration a petition filed on November 14, 1960, by the Alaska Telephone Corporation, a subsidiary of the General Telephone and Electronics Corporation, requesting amendment or waiver of several sections in Parts 2 and 21 of the Commission's rules to provide that stations in the Domestic Public Radio Services and/or the International Fixed Public Radiocommunication Service in Alaska, south of Latitude 56.30 North, may be assigned frequencies in the band 800–830 Mc, on an interim basis, and on the condition that harmful interference will not be caused to the TV broadcast service of any country.

2. This petition is submitted in connection with plans for the construction of a tropospheric scatter circuit to operate on the frequencies 810 and 822 on Annette Island, Alaska, for the purpose of communicating with a similar station to be constructed on Trutch Island, British Columbia The return link from Trutch to Annette is owned and operated by the British Columbia Telephone Company and will use the frequencies 930 and 942 Mc. These two stations are part of a program for a tropospheric scatter radio system to connect Annette Island (Ketchikan) Alaska with British Columbia and northwestern terminals in the United States at Port Angeles and Seattle, Washington.

3. This proposed system extends southward from Annette Island, Alaska to Trutch Island, B.C., to Port Hardy, B.C., and thence to Vancouver, B.C., and the State of Washington and thus consists of two relay stations between the northern and southern terminals. This petition is concerned only with the transmitting frequencies from Annette Island to Trutch Island, specifically 810 and 822 Mc. The other frequencies involved between the terminals and the relay stations are under the jurisdiction of the Canadian Government.

4. In order to meet a national defense requirement with the minimum delay, and because it is extremely unlikely that the entire UHF TV band will be required for television within interference range of the area in question, it is proposed to append a footnote to the Table of Frequency Allocations making the band

800–830 Mc available for the accommodation of the proposed tropospheric scatter circuit from Annette Island to Trutch Island on the express condition that harmful interference will not be caused to the broadcasting service of any country.

5. The proposed amendment to Parts 2 and 21 of the rules, as set forth below, is issued pursuant to the authority contained in sections 4 (i) and (j) and 303 (c), (f), and (r) of the Communications Act of 1934, as amended.

6. Pursuant to applicable procedures set out in section 213 of the Commission's rules, interested persons may file comments on or before April 28, 1961, and reply comments on or before May 4, 1961. The time for filing comments is limited because of the national defense considerations involved in this proceeding. The United States Air Force has represented to the Commission that some measure of urgency is required in this matter, hence the limitation of the time for filing comments as noted herein. The Commission will not be limited to consideration of comments of record, but will take into account all relevant information obtained in any manner from informed sources.

7. In accordance with the provisions of § 1.54 of the rules, an original and 14 copies of all written comments and statements shall be furnished to the Commission.

Adopted: April 12, 1961.

Released: April 13, 1961.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] BEN F. WAPLE,
Acting Secretary.

Proposed amendments to Parts 2 and 21:

1. In the table of frequency allocations, § 2.104(a)(5), add new footnote designator NG____ to the band 500–890 Mc in Column 7 and insert text of new footnote NG____ in numerical order at end of table.

§ 2.104 Frequency allocations.

(a) *Table of frequency allocations.*

* * *

(5) * * *

NG____ Fixed stations in the Domestic Public Radio Services in Alaska, south of 56° North Latitude and east of 134° West Longitude, may be authorized to use frequencies in the band 800–830 Mc, on the condition that harmful interference will not be caused to the broadcasting service of any country.

2. In § 21.701 a new paragraph (h) is added to read as follows:

§ 21.701 Frequencies.

* * * * *

(h) Fixed stations in this service in the State of Alaska, south of 56° North Latitude and east of 134° West Longitude, may be authorized to use frequencies in the 800–830 Mc band on the condition that harmful interference will not be caused to the broadcasting service of any country.

[F.R. Doc. 61–3442; Filed, Apr. 14, 1961; 8:50 a.m.]

Notices

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[W–074121]

WYOMING

Notice of Proposed Withdrawal and Reservation of Lands

APRIL 10, 1961.

The Forest Service, Department of Agriculture, has filed an application, Serial No. Wyoming 074121, for withdrawal of the lands described below from location and entry under the general mining laws of the United States.

The applicant desires the lands for a Natural Area.

For a period of thirty days from the date of publication of this notice, persons having cause may present their objections in writing to the State Supervisor of the Bureau of Land Management, Department of the Interior, P.O. Box 929, Cheyenne, Wyoming.

If circumstances warrant it, a public hearing will be held at a convenient time and place, which will be announced.

The determination of the Secretary on the application will be published in the FEDERAL REGISTER. A separate notice will be sent to each interested party of record.

The lands involved in the application are:

SIXTH PRINCIPAL MERIDIAN, WYOMING

MEDICINE BOW NATIONAL FOREST

Snowy Range Natural Area

T. 16 N., R. 79 W.,
Sec. 13, S½NW¼SW¼, SW¼SW¼, W½SE¼SW¼;
Sec. 14, S½SW¼NE¼, SE¼SE¼NW¼, S½;
Sec. 15, NE¼NE¼SE¼, S½NE¼SE¼, SE¼;SE¼;
Sec. 22, NE¼NE¼;
Sec. 23, NE¼, E½NW¼, NW¼NW¼;
Sec. 24, NW¼.

The above areas aggregate 980 acres.

DAVID B. MORGAN,
Acting Land Office Manager.

[F.R. Doc. 61–3388; Filed, Apr. 14, 1961; 8:46 a.m.]

DEPARTMENT OF AGRICULTURE

Office of the Secretary

PROCLAMATION TAKING TITLE TO CERTAIN LANDS

Klamath Indian Forest, Oregon

Whereas, subsection 28(d) of the Act of August 13, 1954 (68 Stat. 718), as amended by the Act of August 23, 1958 (72 Stat. 816), provides that if all of the units of the Klamath Indian Forest offered for sale in accordance with subsection 28(b) of that Act are not sold before April 1, 1961, the Secretary of Agriculture shall publish in the FEDERAL REGISTER a proclamation taking title in the name of the United States to as many of the unsold units or parts thereof as have, together with the Klamath Marsh lands, an aggregate realization value of not to exceed $90,000,000;

Whereas, all the units of the Klamath Indian Forest offered for sale in accordance with subsection 28(b) of that Act were not sold before April 1, 1961;

Whereas, the unsold units or parts thereof, together with the Klamath Marsh lands, do not have an aggregate realization value in excess of $90,000,000;

Now, therefore, I, Orville L. Freeman, Secretary of Agriculture, by virtue of the authority vested in me by subsection 28(b) of the Act of August 13, 1954 (68 Stat. 718), as amended, take title in the name of the United States to all the lands in the forest units offered for sale in accordance with subsection 28(b) of that Act and not sold before April 1, 1961, as hereinafter described, which lands pursuant to the provisions of that Act hereafter are national forest lands subject to the laws that are applicable to lands acquired pursuant to the Act of March 1, 1911 (36 Stat. 961), as amended.

WILLAMETTE MERIDIAN

T. 30 S., R. 7 E.,
Sect. 16, lots 1 to 4, inclusive, S½NE¼, E½W½, SE¼;
Sec. 21;
Sec. 22, W½;
Sec. 27, W½;
Secs. 28 and 33.
T. 31 S., R. 7 E.,
Sec. 4, lots 3 and 4, S½NW¼, SW¼;
Sec. 5;
Sec. 6, lots 1 to 4, inclusive;
Sec. 7, lot 1;
Sec. 8, NW¼NE¼, N½NW¼.
T. 33 S., R. 7 E.,
Sec. 2, lots 1 and 2, S½NE¼, SE¼;
Sec. 6, lots 11 to 14, inclusive;
Sec. 7, lots 9 to 12, inclusive;
Sec. 10, NE¼NE¼, S½NE¼, SW¼;
Sec. 11, W½NE¼, NW¼, SE¼SW¼;
Sec. 14, W½;
Sec. 15, W½, SE¼;
Sec. 16, NE¼, S½S½NW¼, S½;
Sec. 18, lots 7 to 10, inclusive, NE¼NE¼, S½NE¼;
Sec. 19, lots 1 to 4, inclusive, SE¼NW¼, E½SW¼;
Sec. 20, N½NE¼, E½NW¼;
Secs. 21 and 22;
Sec. 23, NW¼, W½SW¼;
Sec. 24, SW¼NE¼, S½NW¼, SW¼, W½SE¼;
Sec. 25, N½NW¼, SW¼NW¼;
Sec. 26, S½NE¼, SE¼;
Secs. 27 and 28;
Sec. 29, S½;
Sec. 30, lots 1 to 4, inclusive, E½W½, SE¼;
Secs. 31 and 32;
Sec. 33, N½, SW¼;
Sec. 34, N½, N½S½;
Sec. 35, N½NE¼, N½SW¼NE¼, SE¼NE¼, S½NW¼.
T. 34 S., R. 7 E.,
Sec. 2, lots 3 and 4, S½NW¼, W½SW¼;
Sec. 3;
Sec. 4, S½SW¼, W½SW¼SE¼;
Sec. 5, lots 1 to 4, inclusive, S½N½, E½SW¼, N½NW¼SW¼, SE¼NW¼SW¼, SW¼SW¼, SE¼;
Sec. 6, lots 1 to 5, inclusive, and lot 7, S½NE¼, SE¼NW¼, E½SW¼, S½SE¼;
Secs. 7 and 8;
Sec. 9, W½NW¼NE¼, NW¼, W½NE¼SW¼, W½SW¼;
Sec. 10, lots 1, 2, 5, 6 and 7, NW¼NE¼, NE¼NW¼, E½NW¼NW¼;
Sec. 11, W½NW¼, NW¼SW¼;
Sec. 12, E½SW¼, E½SW¼SW¼, SE¼;
Sec. 13, E½, NE¼NW¼, E½NW¼NW¼, E½SE¼NW¼, W½SW¼, SE¼SW¼;
Sec. 14, E½SW¼NW¼, NE¼NW¼SW¼, S½NE¼SW¼, SE¼SW¼SW¼, SE¼SW¼, S½N½SE¼, S½SE¼;
Sec. 16, W½NE¼, NW¼, W½E½E½SW¼, W½E½SW¼, W½SW¼;
Sec. 17, W½NE¼, W½;
Sec. 18, lots 1, 2 and 3, E½W½, SE¼;
Sec. 19, lots 2, 3 and 6, NE¼, E½W½;
Sec. 20, N½, NE¼SW¼, N½N½SW¼SW¼, N½SE¼;
Sec. 21, NW¼, N½SW¼, SE¼SW¼, SE¼;
Sec. 23, E½, E½W½, E½NW¼NW¼, N½N½NW¼SW¼, E½E½SW¼SW¼;
Secs. 24 and 25;
Sec. 26, E½, E½W½;
Sec. 28, NE¼NW¼, S½NW¼, SW¼, SW¼SE¼;
Sec. 29, S½N½, S½N½SE¼, S½SE¼;
Sec. 31, NE¼SE¼, N½N½SE¼SE¼;
Sec. 32, N½, E½NE¼SW¼, N½SE¼, SW¼SE¼;
Sec. 33, N½NW¼NE¼, W½;
Sec. 35, N½NW¼NE¼, NE¼NW¼, SE¼NW¼NW¼, W½SE¼NW¼, W½E½SE¼NW¼, E½SW¼, W½W½SE¼, E½SE¼;
Sec. 36, E½, E½NW¼, SW¼.
T. 35 S., R. 7 E.,
Sec. 1, E½, E½W½, E½W½W½;
Sec. 2, W½W½NE¼, SE¼SW¼NE¼, W½, W½SE¼, W½SE¼SE¼;
Sec. 3, E½W½ and E½ of lot 17, lot 18, lots 21 to 24, inclusive, SW¼SE¼;
Sec. 10, E½, E½W½, E½W½W½;
Secs. 11 to 13, inclusive;
Sec. 14, E½, NE¼NW¼;
Sec. 15, W½E½, E½W½, E½W½W½;
Sec. 22, W½NE¼, NW¼, N½SW¼, N½SW¼SW¼, SE¼SW¼;
Sec. 23, S½NE¼, NW¼, N½SW¼;
Sec. 24, N½;
Sec. 25, E½, S½SW¼;
Sec. 26, S½NW¼, S½;
Sec. 27, W½NE¼, SE¼NE¼, E½NW¼, NE¼SW¼, N½SE¼SW¼, N½SE¼, SW¼SE¼;
Sec. 34, W½E½, NE¼SE¼;
Sec. 35, NE¼, N½NW¼, SE¼NW¼, W½SE¼SW¼, N½SE¼;
Sec. 36, E½, NW¼, E½SW¼.
T. 36 S., R. 7 E.,
Sec. 1, N½NE¼, SW¼NE¼, NE¼NW¼;
Sec. 2, SW¼NW¼, SW¼;
Sec. 3, W½NE¼, SE¼NE¼, SE¼;
Sec. 10, E½;
Sec. 11, W½NE¼, SE¼NE¼, E½NW¼, S½;
Sec. 12, NE¼, E½NE¼NW¼, S½NW¼, S½;
Secs. 13 and 14;
Sec. 15, E½E½, E½W½NE¼, E½NW¼SE¼;
Sec. 22, lots 1, 2 and 3, E¼NE¼;
Sec. 23, lot 1, N½, N½SW¼, SE¼SW¼, SE¼;
Secs. 24 and 25;
Sec. 26, lots 1 to 7, inclusive, N½NE¼, SE¼NE¼;

Sec. 36, lots 2 to 7, inclusive, NE¼, NE¼ NW¼, NE¼NW¼NW¼, NE¼SE¼.
T. 33 S., R. 7½ E.,
Sec. 13, that portion of the S½ lying south of the Klamath Indian Reservation boundary according to GLO plats dated May 19, 1873 and February 1, 1888;
Sec. 14, that portion of the S½ lying south of the Klamath Indian Reservation boundary according to GLO plats dated May 19, 1873 and February 1, 1888;
Sec. 15, that portion of the N½S½ and SW¼SW¼ lying easterly of the Wood River and southerly of the Klamath Indian Reservation boundary according to GLO plats dated May 19, 1873, September 3, 1898, SE¼SE¼;
Sec. 22, that portion of the N½NW¼NW¼ lying northerly of Wood River according to GLO plat dated September 3, 1898, E½NE¼;
Sec. 23, N½, E½SE¼;
Sec. 24;
Sec. 25, N½, E½SW¼, SE¼;
Sec. 26, N½NE¼, N½SW¼NE¼, SE¼ SW¼NE¼, SE¼NE¼, E½W½SE¼;
Sec. 35, NE¼NE¼, N½SE¼NE¼;
Sec. 36, NE¼, N½SE¼, W½E½SW¼, NW¼SW¼, E½SW¼SW¼.
T. 34 S., R. 7½ E.,
Sec. 1, E½NW¼NE¼, S½NE¼, E½SE¼ NW¼, E½W½SE¼NW¼, W½W½SE¼, W½E½W½SE¼;
Sec. 12, E½NE¼, NE¼NE¼SE¼, E½NW¼ NE¼SE¼, E½SE¼NE¼SE¼.
T. 31 S., R. 8 E.,
Sec. 34, SE¼SW¼, S½SE¼;
Sec. 35, S½SW¼.
T. 32 S., R. 8 E.,
Sec. 1, lots 4, 5, 6 and 14, SW¼SW¼, SE¼ SE¼;
Sec. 2, lots 3 and 4, W½SW¼NE¼, S½ NW¼, S½;
Sec. 3, lot 1, SE¼NE¼, E½SE¼;
Sec. 10, E½NE¼, SE¼;
Secs. 11 to 15, inclusive;
Sec. 16, SE¼;
Sec. 21, NE¼, E½NW¼;
Secs. 22 to 26, inclusive;
Sec. 27, N½NE¼, SW¼NE¼, NW¼, NW¼ SE¼;
Sec. 35, NE¼, NE¼SE¼;
Sec. 36, N½, N½SW¼, NW¼SE¼.
T. 34 S., R. 8 E.,
Sec. 7, lots 3 and 4, E½SW¼, SE¼;
Sec. 8, S½;
Sec. 9, S½;
Sec. 10, W½SW¼;
Sec. 15, W½NW¼NW¼, SW¼NW¼;
Secs. 16 to 18, inclusive;
Sec. 19, lots 1 to 4, inclusive, NE¼, E½ NW¼, N½N½SE¼, S½S½SE¼;
Sec. 20, N½;
Sec. 21, NW¼NE¼, NW¼;
Sec. 28, W½NE¼SW¼, W½SW¼, SE¼ SW¼, W½SE¼;
Sec. 29;
Sec. 30, lots 1 and 2, E½NW¼, SE¼;
Sec. 31, lots 3 and 4, E½, E½E½NW¼, SE¼SW¼;
Sec. 32;
Sec. 33, N½, SW¼, W½SE¼;
Sec. 34, SE¼SE¼.
T. 35 S., R. 8 E.,
Sec. 1, S½NW¼, SW¼;
Sec. 2, lot 4, SW¼NW¼, NW¼SW¼, S½ S½;
Sec. 3, lots 1, 2 and 3, S½NE¼, SE¼NW¼, E½SW¼, SE¼;
Sec. 4, lots 2, 3 and 4, N½SW¼NE¼, SW¼NW¼, W½SE¼NW¼, NE¼SE¼ NW¼, SW¼, S½SW¼SE¼;
Secs. 5 to 8, inclusive;
Sec. 9, W½E½, W½;
Sec. 10, E½, E½W½;
Sec. 11;
Sec. 12, W½NE¼, SE¼NE¼, W½, SE¼;
Sec. 13, N½, SW¼;
Sec. 14;
Sec. 15, NE¼, E½NW¼, SW¼NW¼, S½;
Sec. 16, W½NE¼, SE¼NE¼, NW¼, S½;
Secs. 17 and 18;
Sec. 19, lots 1, 2 and 6, E½, E½W½;
Secs. 20 to 23, inclusive;
Sec. 24, N½NW¼, SW¼NW¼, W½SW¼, SE¼SW¼, S½SE¼;
Secs. 25 and 26;
Sec. 27, N½, SW¼;
Secs. 28 to 30, inclusive;
Sec. 31, lots 1 to 4, inclusive, N½NE¼, E½SW¼NE¼, SE¼NE¼, NE¼NW¼, W½SE¼NW¼, E½SW¼, NE¼SE¼;
Secs. 32 and 33;
Sec. 34, E½NE¼, W½NW¼, S½;
Sec. 35, E½, E½NW¼, S½SW¼;
Sec. 36,
T. 36 S., R. 8 E.,
Secs. 1 to 5, inclusive;
Sec. 6, E½E½, NW¼NE¼, S½N½SE¼ SW¼, S½SE¼SW¼, and Lot 6;
Secs. 7 to 10, inclusive;
Sec. 11, N½NE¼, W½, SW¼SE¼;
Sec. 12;
Sec. 13, E½, E½W½, E½W½NW¼, SW¼ SW¼;
Sec. 14, W½E½NE¼, W½NE¼, W½, SE¼;
Secs. 15 to 18, inclusive;
Sec. 19, lots 1, 2 and 3, E½, E½W½;
Secs. 20 to 29, inclusive;
Sec. 31, lots 1 to 7, inclusive, SE¼NW¼, NE¼SW¼, N½SE¼;
Secs. 32 to 36, inclusive.
T. 37 S., R. 8 E.,
Sec. 1, lots 1 to 4, inclusive.
T. 29 S., R. 9 E.,
Sec. 9, E½NE¼, SE¼;
Sec. 10, NE¼, W½, N½SE¼, SW¼SE¼, W½SE¼SE¼, NE¼SE¼SE¼;
Sec. 11, N½, N½SW¼, N½S½SW¼, SE¼ SE¼SW¼, SE¼;
Sec. 12;
Sec. 13, N½, E½SW¼, SE¼;
Sec. 15, W½NE¼NE¼, N½NW¼NE¼, N½NE¼NW¼, W½NW¼NW¼, SW¼ NW¼, NW¼SW¼;
Sec. 16, E½, SE¼NW¼, E½SW¼;
Sec. 21, E½, E½W½;
Sec. 22, SW¼NW¼, NW¼SW¼;
Sec. 24, NE¼, S½;
Sec. 25, E½;
Sec. 28, W½E½NE¼, W½NE¼, NW¼, N½SW¼, W½NE¼SE¼, W½SE¼;
Sec. 36, lots 3 and 4, NE¼, N½SE¼.
T. 30 S., R. 9 E.,
Sec. 1, E½NE¼, NE¼SW¼, SE¼;
Sec. 12, NE¼, N½SE¼, SE¼SE¼;
Sec. 13, E½NE¼;
Sec. 27, S½;
Sec. 28, SE¼;
Sec. 33, lot 6, N½NE¼, E½SW¼NE¼, SE¼NE¼, NE¼SE¼, E½NW¼SE¼;
Sec. 34;
Sec. 35, lots 1 to 4, inclusive, S½NE¼, NW¼, N½S½;
Sec. 36, lots 1 to 4, inclusive, S½S½NE¼, S½NW¼, N½S½.
T. 31 S., R. 9 E.,
Secs. 1 to 3, inclusive;
Sec. 4, lot 1;
Sec. 9, E½SE¼SW¼, W½SE¼;
Sec. 10, E½, E½NW¼, W½NE¼SW¼;
Secs. 11 and 12;
Sec. 13, N½NE¼, N½S½NE¼, NW¼, S½ NE¼SW¼, S½SW¼SW¼, SE¼SW¼, W½E½SE¼, W½SE¼;
Sec. 14, N½, SW¼, N½SE¼, SW¼SE¼;
Sec. 15, NE¼, E½NW¼, S½NW¼NW¼, SW¼NW¼, S½;
Sec. 16;
Sec. 17, E½SE¼SE¼;
Sec. 20, E½SE¼NE¼;
Secs. 21 and 22;
Sec. 23, W½NE¼, W½SE¼NE¼, NW¼, S½;
Sec. 24, E½, E½W½, E½W½W½, W½ NW¼NW¼;
Sec. 25, NE¼, E½NW¼, E½W½NW¼, S½;
Sec. 26, W½E½NE¼, W½NE¼, NW¼, S½;
Sec. 27;
Sec. 28, E½, N½NW¼, SE¼NW¼, NE¼ SW¼, E½SE¼SW¼;
Sec. 29, lots 1 and 2 (located in SW¼);
Sec. 30, lot 1, S½NE¼SW¼, SE¼SW¼, SW¼SE¼;
Sec. 31;
Sec. 32, lots 1 to 4, inclusive, SW¼NE¼, W½, W½SE¼;
Sec. 33, NE¼, NE¼NW¼, NE¼SE¼, E½ NW¼SE¼;
Secs. 34 to 36, inclusive.
T. 32 S., R. 9 E.,
Secs. 1 to 3, inclusive;
Sec. 4, S½NW¼SW¼, SW¼SW¼;
Secs. 5 to 8, inclusive;
Sec. 9, S½NE¼, W½, N¼SE¼, N½SW¼ SE¼;
Sec. 10, N½, N½SW¼, SE¼SW¼, SE¼;
Secs. 11 to 15, inclusive;
Sec. 16, S½NW¼NE¼, S½NE¼, W½, SE¼;
Sec. 17;
Sec. 18, lots 1 to 4, inclusive, NE¼, E½ NW¼, E½E½SE¼;
Sec. 19, lots 1 to 4, inclusive, W½NE¼, E½W½, SE¼;
Sec. 20, NE¼, E½SE¼, E½W½SE¼;
Secs. 21 to 30, inclusive;
Sec. 31, lots 1 and 2, NE¼, E½NW¼, N½ NE¼SW¼;
Sec. 32, N½, E½SW¼, SE¼;
Secs. 33 to 36, inclusive.
T. 34 S., R. 9 E.,
Sec. 13, S½NE¼, W½, SE¼;
Sec. 14;
Sec. 15, E½;
Sec. 16, S½S½;
Sec. 21, N½N½, SE¼NE¼, SW¼NW¼, W½SW¼, SE¼SW¼, NE¼SE¼, E½ SE¼SE¼;
Sec. 22, E½, NW¼, E½W½SW¼, E½ SW¼;
Secs. 23 to 26, inclusive;
Sec. 27, E½, E½W½, E½NW¼NW¼;
Sec. 28, W½NE¼, W½SE¼NE¼, W½, SE¼;
Sec. 29, NE¼, N½NE¼SW¼, NE¼NW¼ SW¼, N½SE¼NW¼SW¼, N½S½NE¼ SW¼, N½SE¼, SE¼SE¼;
Sec. 32, E½, SE¼NW¼, E½SW¼, NE¼ SW¼SW¼, W½W½SW¼SW¼, W½ SE¼SW¼SW¼SW¼, N½SE¼SW¼ SW¼, E½SW¼SE¼SW¼SW¼, SE¼ SE¼SW¼SW¼;
Sec. 33;
Sec. 34, E½, E½W½, SW¼NW¼, W½ SW¼;
Secs. 35 and 36.
T. 35 S., R. 9 E.,
Secs. 1 to 4, inclusive;
Sec. 5, lots 1 to 4, inclusive, S½N½, N½ SW¼, SE¼;
Sec. 6, S½NE¼, E½SW¼, W½SE¼;
Sec. 7, lots 2, 3 and 4, N½NE¼, SW¼ NE¼, W½SE¼NE¼, E½NW¼, W½ NE¼SW¼;
Sec. 8, E½, SE¼NW¼, W½NW¼NW¼, E½SW¼, E½SW¼SW¼;
Sec. 9;
Sec. 10, W½;
Sec. 11, N½N½, SE¼NE¼, E½SE¼;
Sec. 12, N½N½, SE¼NE¼, E½SE¼;
Sec. 13, NE¼NE¼;
Sec. 14, W½;
Secs. 15 to 17, inclusive;
Sec. 18, E½NE¼NE¼, NW¼NE¼, E½ SW¼NE¼, SE¼NE¼, SE¼SW¼, E½ SE¼, SW¼SE¼;
Secs. 19 to 22, inclusive;
Sec. 23, N½NE¼, SW¼NE¼, NW¼, W½ SW¼;
Sec. 26, W½W½, W½SE¼SW¼;
Secs. 27 to 33, inclusive;
Sec. 34, lots 1, 2 and 3, W½E½, W½;
Sec. 35, W½E½NE¼, W½NE¼, W½, S½ NE¼SE¼, W½SE¼, SE¼SE¼;
Sec. 36, SW¼.
T. 36 S., R. 9 E.,
Sec. 1, W½NW¼, SW¼, N½NE¼SE¼, W½SE¼;
Sec. 2, NE¼, E½NW¼, SW¼NW¼, S½;

Sec. 3, W½NE¼, SE¼NE¼, W½, SE¼;
Sec. 4, NW¼NE¼, W½, SE¼;
Secs. 5 to 8, inclusive;
Sec. 9, N½, SW¼, N½SE¼, N½SW¼SE¼;
Sec. 10, N½, NW¼SW¼, E½SE¼;
Secs. 11 to 14, inclusive;
Sec. 15, E½, E½NW¼, N½SW¼;
Sec. 16, S½NW¼NE¼, W½SW¼NE¼, W½, S½NE¼SE¼, W½SE¼, SE¼SE¼;
Secs. 17 to 20, inclusive;
Sec. 21, NE¼, E½NW¼, NE¼SW¼;
Sec. 22, E½, S½NW¼, N½SW¼;
Secs. 23 to 25, inclusive;
Sec. 26, N½NE¼, W½, S½SE¼;
Sec. 27, N½, N½S½;
Sec. 28, W½, W½SE¼;
Secs. 29 to 33, inclusive;
Sec. 34, lots 1 and 2, W½NW¼, SE¼NW¼, W½NE¼SW¼, W½E½NE¼SW¼, NW¼SW¼;
Sec. 35, N½NE¼, SE¼NE¼, N½NE¼SW¼, N½SE¼;
Sec. 36;

T. 37 S., R. 9 E.,
Sec. 6, lots 8 to 11, inclusive.

T. 29 S., R. 10 E.,
Secs. 7 to 36, inclusive.

T. 30 S., R. 10 E.,
Secs. 1 to 7, inclusive;
Sec. 8, N½, N½S½;
Sec. 9, NW¼;
Sec. 11, NE¼;
Sec. 12;
Sec. 15, S½NW¼, S½;
Sec. 16, SE¼;
Sec. 18, lots 1, 2 and 3, W½NE¼, E½NW¼;
Sec. 19, SW¼SE¼, S½SE¼SE¼;
Sec. 20, SW¼, W½SE¼, W½E½SE¼;
Sec. 21, E½, NE¼SW¼;
Sec. 22;
Sec. 23, W½SW¼NE¼, W½, S½NE¼SE¼, W½SE¼, SE¼SE¼;
Secs. 26 to 28, inclusive;
Sec. 29, N½, N½SW¼, SE¼;
Sec. 30, lot 4, NE¼, SE¼SW¼, NE¼SE¼, E½NW¼SE¼;
Sec. 31, lots 1 to 6, inclusive, lot 9, E½NW¼, NE¼SW¼, NW¼SE¼;
Sec. 32, lots 1 to 4, inclusive, E½NE¼, E½E½W½NE¼, N½S½;
Secs. 33 to 35, inclusive.

T. 31 S., R. 10 E.,
Sec. 2, lots 1 to 4, inclusive, S½N½, SW¼;
Secs. 3 to 5, inclusive;
Sec. 6, lots 1 and 3, lots 4 to 8, inclusive, S½NE¼, S½SE¼NW¼; E½SW¼, SE¼;
Sec. 7;
Sec. 8, N½, N½N½S½, S½S½S½;
Secs. 9 to 11, inclusive;
Sec. 12, W½;
Sec. 14, NW¼NE¼, NW¼, NW¼SW¼;
Sec. 15, N½, N½SW¼, SE¼SW¼, SE¼;
Sec. 16, N½NE¼, SW¼NE¼, W½, W½SE¼;
Sec. 17;
Sec. 18, N½ lot 1, S½ lot 2, lots 3 and 4, E½, N½NE¼NW¼, S½SE¼NW¼, E½SW¼;
Secs. 19 to 22, inclusive;
Sec. 23, S½;
Sec. 24, SW¼, W½SE¼, SE¼SE¼;
Secs. 25 to 36, inclusive.

T. 32 S., R. 10 E.,
Sec. 1;
Sec. 2, lots 1 to 4, inclusive, S½NE¼, SE¼;
Sec. 10, SE¼;
Sec. 11, E½, SW¼;
Secs. 12 to 14, inclusive;
Sec. 15, E½;
Sec. 22, E½, SW¼.
Sec. 23, N½NE¼, SW¼NE¼, N½N½SE¼NE¼, SW¼NW¼SE¼NE¼, SE¼NE¼SE¼NE¼, NW¼SW¼SE¼NE¼, E½SE¼SE¼NE¼, SW¼SE¼SE¼NE¼, W½, E½NE¼SE¼, S½NW¼NE¼SE¼, SW¼NE¼SE¼, N½N½NW¼SE¼, S½N½SW¼SE¼, S½SW¼SE¼, SE¼SE¼;
Secs. 24 and 25;
Sec. 26, N½, N½SW¼, SW¼SW¼, N½SE¼SW¼, SE¼;
Sec. 27;
Sec. 36, N½NE¼, N½SE¼NE¼, NW¼NW¼, S½NE¼SW¼, S½N½SE¼, S½S½.

T. 33 S., R. 10 E.,
Sec. 1;
Sec. 2, lots 1, 2 and 3, S½NE¼, SE¼NW¼, NE¼SW¼, SE¼;
Sec. 12, NE¼;
Sec. 36.

T. 34 S., R. 10 E.,
Secs. 1, 12, 13 and secs. 23 to 36, inclusive.

T. 35 S., R. 10 E.,
Secs. 1 to 10, inclusive;
Sec. 11, N½, SW¼, NW¼SE¼;
Sec. 12, lots 1 to 4, inclusive, W½NE¼, NW¼, SW¼SE¼;
Sec. 16, N½, N½SE¼;
Sec. 17, N½N½.

T. 36 S., R. 10 E.,
Sec. 7, lots 1 to 4, inclusive, W½E½, E½W½;
Secs. 18 and 19;
Sec. 21, SE¼NE¼, E½SE¼;
Sec. 25, NE¼, S½;
Sec. 26, E½NW¼, S½;
Sec. 27, SE¼NE¼, W½E½NW¼, SW¼NW¼, S½;
Sec. 28, W½E½NE¼, SW¼NE¼, S½NW¼, S½;
Sec. 29, NE¼NE¼, S½NE¼, W½, SE¼;
Secs. 30 and 31;
Sec. 32, N½NE¼, W½, W½SE¼;
Sec. 33, N½, E½SW¼, E½W½SW¼, SE¼;
Secs. 34 to 36, inclusive.

T. 29 S., R. 11 E.,
Secs. 7 to 36, inclusive.

T. 30 S., R. 11 E.,
Secs. 1 to 6, inclusive;
Sec. 7, lots 1 and 2, E½, E½NW¼;
Secs. 8 to 17, inclusive;
Sec. 18, NE¼;
Sec. 19, E½, SE¼SW¼;
Secs. 20 to 29, inclusive;
Sec. 30, lots 1 and 2, E½, E½W½;
Secs. 31 to 36, inclusive.

T. 31 S., R. 11 E.,
Secs. 1 and 2;
Sec. 3, lots 1 to 4, inclusive, S½N½;
Sec. 6, lots 3 to 6, inclusive;
Sec. 7, E½NW¼NE¼;
Sec. 20, W½SE¼;
Sec. 29, W½E½, SE¼SW¼SW¼, E½SW¼;
Sec. 31, lots 2, 3 and 4, S½NE¼, S½SE¼, SE¼NW¼, E½SW¼;
Sec. 32, W½E½, SE¼NW¼, SW¼.

T. 32 S., R. 11 E.,
Sec. 5, lots 2, 3 and 4, SW¼NE¼, S½NW¼, N½SW¼, N½S½SW¼, W½SE¼;
Sec. 6, lots 3 to 7, inclusive, SE¼NW¼, E½SW¼, W½NW¼SE¼, SW¼SE¼;
Sec. 7, lots 1 to 4, inclusive, S½NE¼NE¼, W½NE¼, SE¼NE¼, E½W½, N½SE¼, SW¼SE¼, W½SE¼SE¼;
Sec. 8, W½E½, W½SW¼;
Sec. 18, lots 1 to 4, inclusive, NW¼NE¼, W½SW¼NE¼, E½SE¼NE¼, E½NW¼, NE¼SW¼, E½SE¼SW¼, E½SE¼;
Sec. 19, lots 1 to 4, inclusive, NE¼NE¼, S½NE¼, E½NE¼NW¼, SE¼NW¼, E½SW¼, SE¼;
Sec. 30;
Sec. 31, lots 1, 3 and 4, SE¼NE¼, E½SW¼, SE¼, N½NW¼NE¼, N½NE¼NW¼.

T. 33 S., R. 11 E.,
Secs. 1 to 3, inclusive;
Sec. 4, lots 1 to 4, inclusive, S½N½, E½SW¼, SE¼;
Sec. 5, SW¼NW¼, SW¼;
Secs. 6 and 7;
Sec. 8, NW¼;
Sec. 9, NE¼, E½NW¼, E½SW¼, S½NW¼SW¼, SW¼SW¼, N½SE¼;
Secs. 10 to 15, inclusive;
Sec. 16, SW¼, S½SE¼;
Sec. 20, E½NE¼, SW¼NE¼, E½SW¼, SW¼SW¼, SE¼;
Secs. 21 to 29, inclusive;
Sec. 30, lots 3 and 4, E½NE¼, E½SW¼, SE¼;
Secs. 31 to 36, inclusive.

T. 34 S., R. 11 E.,
Sec. 1, lots 3, 4, 5 and 8, SE¼NE¼, NE¼SE¼, SW¼NW¼, W½SW¼, SE¼SW¼;
Secs. 2 to 11, inclusive;
Sec. 12, SE¼NE¼, W½NW¼, S½;
Secs. 13 to 36, inclusive.

T. 35 S., R. 11 E.,
Sec. 3, lot 4, SW¼NW¼, W½SW¼;
Secs. 4 to 7, inclusive;
Sec. 8, NW¼, S½;
Sec. 9, NE¼, SW¼, N½SE¼;
Sec. 10, W½NW¼.

T. 36 S., R. 11 E.,
Sec. 19, SE¼SW¼, S½SE¼;
Sec. 27, W½SE¼;
Secs. 28 to 30, inclusive;
Sec. 31, lots 1 and 7, NE¼, NE¼NW¼, NE¼SE¼;
Secs. 32 and 33;
Sec. 34, E½;
Sec. 35, W½W½.

T. 37 S., R. 11 E.,
Sec. 1, lot 1, S½NE¼, SW¼SW¼SW¼, N½SE¼, N½SW¼SE¼, SE¼SW¼SE¼, SE¼SE¼;
Sec. 2, lots 1 and 2, S½NE¼, S½;
Sec. 3;
Sec. 4, lots 1 to 5, inclusive, SW¼NE¼, S½NW¼, SW¼;
Sec. 5, lots 1 to 4, inclusive, S½N½, E½SW¼, SE¼;
Sec. 6, lots 4 to 8, inclusive, SW¼SE¼SW¼;
Sec. 7, lots 1 to 4, inclusive, E½W½, SE¼;
Sec. 8, lots 1 to 4, inclusive, NE¼, E½NW¼, N½S½;
Sec. 9, lots 3 to 7, inclusive, NW¼, N½SW¼, NW¼SE¼;
Secs. 10 and 11;
Sec. 12, E½NE¼, E½W½NE¼, SW¼SW¼NE¼, W½W½NW¼, SE¼SW¼NW¼, S½SE¼NW¼, S½;
Secs. 13 and 24.

T. 37 S., R. 11½ E.,
Secs. 1 to 4, inclusive;
Sec. 5, lot 4, S½ lots 6, 7 and 10, S½N½, S½;
Sec. 6, lots 3 to 7, inclusive, SW¼NE¼, SE¼NW¼, SE¼, E½SW¼;
Sec. 12.

T. 31 S., R. 12 E.,
Secs. 1 to 6, inclusive.

T. 33 S., R. 12 E.,
Secs. 1 to 35, inclusive;
Sec. 36, NE¼, W½, W½SE¼.

T. 34 S., R. 12 E.,
Sec. 1, N½N½NW¼;
Secs. 2 to 4, inclusive;
Sec. 5, N½, N½NE¼SW¼, N½S½NE¼SW¼, SW¼SW¼, S½SE¼SW¼, S½N½SE¼SW¼, SE¼;
Sec. 6, lots 1 to 7, inclusive, SE¼NW¼, E½SW¼, S½SE¼;
Sec. 7, lots 1 to 4, inclusive, NE¼, E½W½, N½SE¼, SW¼SE¼, W½SE¼SE¼;
Sec. 8, N½, N½SW¼, SE¼SW¼, SE¼;
Sec. 9, W½NE¼, W½, SE¼;
Sec. 10, N½NE¼, E½NW¼, SW¼;
Sec. 11, N½, E½SW¼, SE¼;
Secs. 12 to 16, inclusive;
Sec. 17, NE¼, S½;
Sec. 18, lots 1 to 4, inclusive, W½W½E½NE¼, W½NE¼, E½W½, SE¼;
Sec. 19, lot 1, NE¼NE¼, W½NE¼NW¼;
Secs. 20 to 27, inclusive;
Sec. 28, N½, SE¼;
Sec. 29;
Sec. 30, lots 1 to 4, inclusive, E½, S½NE¼NW¼, S½N½NE¼NW¼, SE¼NW¼, E½SW¼;
Sec. 31;
Sec. 32, lots 1 and 2, NW¼, N½SW¼;
Sec. 33, lots 1 to 4, inclusive, NE¼, N½S½;
Secs. 34 to 36, inclusive.

T. 35 S., R. 12 E.,
Sec. 3.
T. 37 S., R 12 E.,
Sec. 1, lots 1, 2 and 4, S½N½, S½;
Sec. 2, lots 1, 2 and 5, S½NE¼, E½SE¼ NW¼, SE¼;
Sec. 4, E½SE¼, SW¼SE¼;
Sec. 6, lots 6 and 7, SE¼SW¼, SE¼;
Secs. 7 to 9, inclusive;
Sec. 10, W½E½NW¼, W½NW¼, W½NE¼ SW¼, NW¼SW¼, N½SW¼SW¼, NW¼ SE¼SW¼;
Sec. 11, N½, N½SW¼, E½SW¼SW¼, SE¼SW¼, SE¼;
Sec. 12;
Sec. 13, N½, E½NE¼SW¼, S½SW¼, SE¼;
Sec. 14, N½NE¼, W½SW¼NE¼, W½, SE¼;
Sec. 15, E½, E½SW¼, SW¼SW¼;
Sec. 16, W½NE¼, W½, S½SE¼;
Secs. 17 to 24, inclusive.
T. 31 S., R. 13 E.,
Secs. 1 to 4, inclusive, and secs. 9 and 10;
Sec. 11, N½;
Secs. 12 and 13;
Sec. 14, S½N½, S½ ;
Secs. 15, 16, 21 and 22;
Sec. 23, NW¼, W½SW¼;
Sec. 24, lots 1 and 2, W½NE¼, S½NW¼;
Sec. 27, N½;
Secs. 28 and 33;
Sec. 34, NW¼.
T. 32 S., R. 13 E.,
Sec. 4, SW¼, S½SE¼;
Secs. 9, 16 and 21;
Sec. 28, W½;
Secs. 29 to 32, inclusive ;
Sec. 33, W½E½, W½.
T. 33 S., R. 13 E.,
Sec. 1, S½N½SW¼, S½SW¼;
Sec. 2, E½SE¼;
Sec. 4, lot 4, SW¼NW¼;
Secs. 5 to 9, inclusive;
Sec. 10, SW¼;
Sec. 11, NE¼, S½;
Sec. 12, W½;
Sec. 14, W½E½, W½;
Secs. 15 to 20, inclusive;
Sec. 21, N½, N½S½;
Sec. 22, N½, N½S½;
Sec. 23, NW¼NE¼, NW¼, N½SW¼;
Sec. 25, E½E½, S½SW¼, SW¼SE¼;
Sec. 26, S½S½;
Sec. 34, E½NE¼, NE¼SE¼;
Sec. 35, N½, N½S½, SE¼SE¼;
Sec. 36, W½.
T. 34 S., R. 13 E.,
Sec. 1, lots 1 to 9, inclusive, and lot 16;
Sec. 2, lots 1 and 2, S½NE¼, S½;
Sec. 3, E½W½SW¼, E¼SW¼, SE¼;
Sec. 4, lot 7, SW¼NE¼, S½NW¼, SW¼, W½SE¼;
Sec. 5, S½N½, S½;
Sec. 6, lots 5, 6 and 7, S½NE¼, SE¼NW¼, E½SW¼, SE¼;
Secs. 7 and 8;
Sec. 9, lots 2, 3 and 4, W½NE¼NE¼, W½E½;
Sec. 10;
Sec. 11, N½, NE¼SW¼, SE¼;
Secs. 12 and 13;
Sec. 14, S½;
Secs. 15 to 20, inclusive;
Sec. 21, lots 1 and 2, W½NE¼, NW¼;
Sec. 22, N½, N½NE¼SW¼, SE¼;
Secs. 23 to 25, inclusive;
Sec. 26, E½, N½NW¼;
Sec. 28, E½;
Secs. 29 to 33, inclusive;
Sec. 34, S½N½, S½;
Sec. 35, NE¼, E½NW¼, SW¼NW¼, S½;
Sec. 36, N½NE¼, NW¼, N½SW½.
T. 35 S., R. 13 E.,
Sec. 1, lots 3 and 4, S½NW¼;
Secs. 2 to 9, inclusive;
Sec. 10, N½, SW¼SW¼, SE¼;
Sec. 11, N½NE¼, SW¼NE¼, NW¼, S½;
Sec. 12, S½NE¼, SE¼NW¼, NE¼SW¼, N½SE¼;
Sec. 13, E½NE¼, E½SW¼NE¼, NW¼, S½;
Secs. 14 and 15;
Sec. 16, NE¼, E½NW¼, S½;
Sec. 17, W½;
Sec. 18, E½, E½W½;
Sec. 20, N½NE¼, E½SW¼NE¼, SE¼ NE¼, N½NW¼, NE¼SE¼, E½NW¼ SE¼, N½SE¼SE¼;
Secs. 21 to 24, inclusive.
T. 36 S., R. 13 E.,
Sec. 19, SE¼NE¼, E½SE¼, SW¼SE¼;
Sec. 20, S½N½, N½NE¼SW¼, W½SW¼, N½SE¼, E½SW¼SE¼, SE¼SE¼;
Sec. 21, S½N½, S½;
Sec. 22, SE¼NW¼, S½;
Sec. 23, S½NE¼, S½;
Sec. 24, SW¼, S½SE¼;
Secs. 25 to 36, inclusive.
T. 37 S., R. 13 E.,
Sec. 1, lots 3 and 4, that portion of S½ NW¼ and SW¼ lying northwesterly of the Klamath Indian Reservation boundary according to GLO plat dated February 1, 1888;
Sec. 2, lots 1 to 4, inclusive, S½N½, SW¼, that portion of SE¼ lying northwest of the Klamath Indian Reservation boundary according to GLO plat dated February 1, 1888;
Secs. 3 and 4;
Sec. 5, lots 1, 2 and 3, S½NE¼, SE¼NW¼, S½;
Secs. 6 to 10, inclusive;
Sec. 11, that portion lying northwest of the Klamath Indian Reservation boundary according to GLO plat dated February 1, 1888;
Secs. 18 and 19.

In witness whereof, I have hereunto set my hand and caused the seal of the United States Department of Agriculture to be affixed.

Done at the city of Washington this 13th day of April 1961.

[SEAL] ORVILLE L. FREEMAN,
Secretary of Agriculture.

[F.R. Doc. 61-3432; Filed, Apr. 14, 1961; 8:50 a.m.]

CIVIL AERONAUTICS BOARD

[Docket No. 12308; Order No. E-16642]

DELTA AIR LINES, INC.

Proposed Off-Peak Fares Between Houston, New Orleans, and New York; Order of Investigation and Suspension

Adopted by the Civil Aeronautics Board at its office in Washington, D.C. on the 11th day of April 1961.

By tariff revisions to become effective on April 15, 21, and 30, 1961, Delta Air Lines, Inc., (Delta) proposes (1) to apply day coach fares to first-class Convair 880 aircraft and to the first-class compartment of DC-8 aircraft on flights departing from Houston between the hours of 8:15 p.m. and 4:00 a.m., and from New Orleans between the hours of 9:30 p.m. and 4:00 a.m.; (2) to permit the application of its round trip excursion fare tariffs on flights scheduled to depart from Houston between 8:15 p.m. and 4:00 a.m. on Monday evening, Tuesday, Wednesday, Thursday and on Friday morning, and scheduled to depart from New Orleans between 9:30 p.m. and 4:00 a.m. on the same days of the week, and (3) to exclude from the application of its jet surcharges transportation on flights designated as coach flights in Delta's official general schedules which are scheduled to depart from Houston between 8:15 p.m. and 4:00 a.m., and from New Orleans between 9:30 p.m. and 4:00 a.m.

Braniff Airways, Inc. and Eastern Air Lines, Inc., by complaints filed on March 24, and 31, 1961, respectively, have objected to the Delta proposals. Eastern has requested an investigation and suspension of the fare revisions, asserting that the proposals are at variance with the established "off-peak" coach policies of the Board both with respect to hours of departure and with respect to the elimination of jet surcharges during "off-peak" operations. Both Eastern and Braniff have asserted that neither Delta's proposed departure of 8:25 p.m. from Houston, nor its proposed departure time of 9:45 p.m. from New Orleans can be construed as inconvenient to the travelling public and, thus, uneconomic at regular fares.

While the Board desires to encourage the most effective utilization of facilities and encourage the lowest possible fares consistent with sound economic support, we have repeatedly recognized that low fare off-peak services which involve use of first-class seating configurations, are by their nature limited to the utilization of facilities which exist primarily for other services and cannot therefore be expanded beyond the point where they are truly off-peak. It is also the long-standing policy of the Board that when air carriers submit proposals for new low fare off-peak services which involve use of first-class seating configurations, they will be required to demonstrate that the proposed services are in fact off-peak and even the general off-peak limitation to hours of departure between 10:00 p.m. and 4:00 a.m. would not, of itself, demonstrate that a particular flight between those hours is actually off-peak.

The hours of departure proposed by Delta, of course, are outside of those of this general off-peak limitation. Even assuming that Delta's presently scheduled 11:00 p.m. Houston departure may be uneconomical, this assumption would not support the conclusion that the operation of similar types of equipment in regular service would be inconvenient or uneconomical if scheduled for an 8:15 p.m. departure from Houston or a 9:30 p.m. departure from New Orleans. There is no other information before the Board upon which it could conclude that departure times of 8:15 p.m. at Houston and 9:30 p.m. at New Orleans would be sufficiently inconvenient that such flights could not be operated economically at regular fares. Under these circumstances, we are unable to reconcile the Delta tariff proposals with the "off-peak" service policies of the Board. We find that the application of off-peak fares on flights to depart Houston as early as 8:15 p.m. and to depart New Orleans as early as 9:30 p.m. may be unjust and unreasonable, unjustly discriminatory, unduly preferential and unduly prejudicial. Therefore, we have

concluded that the Delta proposal should be investigated, and, in view of the conflict between these proposals and the policies of the Board, we have also concluded that they should be suspended pending final decision in the investigation.

In consideration of our decision to investigate and suspend Delta's proposal to apply off-peak day coach fares to flights leaving Houston at 8:15 p.m., and leaving New Orleans at 9:30 p.m., and the interrelation of this proposal with those which (1) would exclude such flights from Delta's jet surcharge requirements, and (2) would apply Delta's excursion fare tariffs to such flights, we have concluded that these latter proposals should not be permitted to become effective pending decision on the question of the lawfulness of the service to which they would apply.

In the past the general limitation of off-peak services to flights departing between the hours of 10:00 p.m. and 4:00 a.m. has afforded a guideline in this area of reduced fares. This off-peak standard of departure times, however, was established during the period of all-piston operations. Now, with a significant number of flights in faster jet aircraft, it may be appropriate for the Board to review this standard. For example, it is possible that the general limitation on off-peak time should be revised to provide the same period for both piston and jet aircraft or to provide different periods for different aircraft types. It is also possible that this hourly limitation should be related to the time of arrival as well as to the time of departure for both of these factors appear to affect the convenience of a flight to the extent that it may not be economic at regular fares.

In addition to and as a matter apart from the investigation of the Delta proposals ordered herein, the Board has concluded that the Director of the Bureau of Air Operations should be authorized to arrange a conference or conferences for the purpose of obtaining the views of the industry on the question of what changes, if any, should be made in the off-peak service policies of the Board.

Accordingly, pursuant to the Federal Aviation Act of 1958 and particularly sections 204(a), 404, and 1002 thereof,

It is ordered, That:

1. An investigation is hereby instituted to determine whether Paragraph (c) of Note 1 on 38th Revised Page 66 of Agent C. C. Squire's C.A.B. No. 43; the exception to Paragraph 1 on 14th Revised Page 111 of Agent C. C. Squire's C.A.B. No. 44; the portion of the reference 1 (encircled) reading, "from Houston, Tex., between the hours of 8:15 p.m. and 4:00 a.m. and from New Orleans, La., between the hours of 9:30 p.m. and 4:00 a.m." on 19th and 20th Revised Pages 121 and on 34th and 35th Revised Pages 122 of Agent C. C. Squire's C.A.B. No. 44; the exception to Paragraph 1 on 2d Revised Page 7 of Delta Air Lines, Inc.'s C.A.B. No. 53; and Rule 2(A) on 2d Revised Page 3 of Delta Air Lines, Inc.'s C.A.B. No. 55 are, or will be, unjust or unreasonable, unjustly discriminatory, unduly preferential, or unduly prejudicial.

2. Pending investigation, hearing and decision by the Board, Paragraph (c) of Note 1 on 38th Revised Page 66 of Agent C. C. Squire's C.A.B. No. 43; the exception to Paragraph 1 on 14th Revised Page 111 of Agent C. C. Squire's C.A.B. No. 44; the portion of the reference 1 (encircled) reading, "from Houston, Tex. between the hours of 8:15 p.m. and 4:00 a.m. and from New Orleans, La., between the hours of 9:30 p.m. and 4:00 a.m." on 19th and 20th Revised Pages 121 and on 34th and 35th Revised Pages 122 of Agent C. C. Squire's C.A.B. No. 44; the exception to Paragraph 1 on 2d Revised Page 7 of Delta Air Lines, Inc.'s C.A.B. No. 53; and Rule 2(A) on 2d Revised Page 3 of Delta Air Lines, Inc.'s C.A.B. No. 55, are suspended and their use deferred to and including July 13, 1961, and that no changes be made therein during the period of suspension except by order or special permission by the Board.

3. The proceeding ordered herein be assigned for hearing before an examiner of the Board at a time and place hereafter to be designated.

4. The complaints of Braniff Airways, Inc. and Eastern Air Lines, Inc. in Dockets 12254 and 12282, respectively, be consolidated with the proceeding ordered herein.

5. A copy of this order be filed with each of the aforesaid tariffs and a copy be served upon Delta Air Lines, Inc., Braniff Airways, Inc., and Eastern Air Lines, Inc., which are hereby made parties to this proceeding.

This order shall be published in the FEDERAL REGISTER.

By the Civil Aeronautics Board.

[SEAL] JAMES L. DEEGAN,
Acting Secretary.

[F.R. Doc. 61-3402; Filed, Apr. 14, 1961; 8:49 a.m.]

DEPARTMENT OF COMMERCE

Office of the Secretary

[Docket No. FC-57]

GEE & GARNHAM, LTD., ET AL.

Appeals Board Decision

In the matter of Gee & Garnham Ltd., J. Hammerson, Director, and S. L. Hammerson, Director, Global Works, 1-5 Sanford Lane, Stoke Newington, London, respondents; Appeals Board Docket No. FC-57, B.F.C. Case No. 272.

J. Hammerson on behalf of his company, Gee & Garnham, Ltd. of London, England, and his Co-Director, S. L. Hammerson, (hereinafter referred to as Appellants unless otherwise referred to) have appealed from the order denying export privileges, dated September 7, 1960, (25 F.R. 8579) herein called the Order, issued by the Director, Office of Export Supply, Bureau of Foreign Commerce, herein called the "Bureau". The order denied to the Hammersons and their company all U.S. export privileges for two years from the date of the order. The appellants have advised the Board that they would be unable to appear before it or be represented by counsel at hearing; therefore this appeal was considered on the record.

The record in this case is identified as follows: The Charging Letter, dated March 22, 1960; answer to the Charging Letter, dated March 31, 1960 and attached thereto; the Bureau's exhibits 1-38 as presented to the Bureau's Compliance Commissioner; the transcript of the proceeding before the Compliance Commissioner on May 27, 1960; the Compliance Commissioner's report and recommendation, dated June 24, 1960; the order denying export privileges, dated September 7, 1960; Mr. Hammerson's letter of appeal, dated December 15, 1960; supplemented by his letters of September 15 and October 6, 1960.

The case involves the transshipment by the appellants to communist China, during December 1959, of 700 cases of U.S.-origin automotive parts exported under General License GRO from the United States to the Netherlands in November 1959. Upon arrival of the parts in the Netherlands the appellants' Dutch agent indicated his reluctance to effect transshipment to China as instructed by the appellants because such action would involve a violation of U.S. law. Thereafter the appellants caused the shipment to be sent to England from where they reexported said parts to communist China despite the fact that their request made to the Bureau for authorization to send the shipment to China had been denied.

The appellants do not apparently take issue with the Bureau's findings that they violated U.S. export control regulations in the course of this transaction. They contend rather that if all mitigating factors had been taken into proper account by the Compliance Commissioner, the appellants would have been exonerated from blame in these violations.

The primary mitigating factor given by the appellants in their letter of appeal is that they were somehow misled by a U.S. exporter, who had nothing to do with the shipment involved in this case, to believe that there were no U.S. restrictions regarding re-exportation of U.S. origin auto parts to communist China. The appellants have cited the following statement from a letter dated June 2, 1959, from that exporter.

> At this time, we wish to point out to you that the United States Government has been issuing freely export licenses to Poland, and we hope that we will encounter no difficulties in obtaining export licenses for non-strategic materials to other countries behind the Iron Curtain.

They contend that it was their understanding from the above-quoted paragraph that U.S. restrictions were in the process of being lifted, and presumably, therefore, that the contemplated reexportation to communist China of the automotive parts involved in this transaction was proper.

The Board has studied the record in this case, in the light of the appellants' above assertion. The record clearly shows that the June 2 letter from the

U.S. exporter unequivocally further informed the appellants as follows:

> On the other hand, if the respective material will be reexported to a Soviet Bloc country, then it would be necessary for us to know and receive this information so that we could check with our proper authorities in Washington if we would be allowed to ship this material over there and if an End Use Certificate may be required.

The above-quoted paragraph and that quoted previously, both from the June 2, 1959 letter, cannot in any sense be deemed to be inconsistent.

Moreover, as the Board reads the June 2, 1959 letter, the appellants were plainly instructed that if U.S.-origin goods were destined directly or indirectly for a Soviet Bloc destination, the American exporter would need this information in order to obtain the required U.S. license for exportation. There is no indication, or even a hint, in the record before us that the appellant had in fact disclosed the intended China destination to either of the two U.S. exporters involved in the instant transactions. If there had been such a disclosure by the appellants, then their contention that they had been inveigled into the violation by the failure of a U.S. exporter to alert them would be worthy of merit.

Among other mitigating circumstances advanced by the appellants in their letter of appeal are the fact that the quotations or pro-forma invoices from the U.S. exporters failed to carry a form of destination control notice, the fact that Gee & Garnham Ltd. offered to return the shipment to the U.S. if the U.S. Government would guarantee a refund of payment made to the U.S. exporters; and finally, the assertion that the bills of lading bearing the required destination control notice were not seen by the appellants but were rather sent directly to their Dutch agent.

The Board's review of the record indicated that the fact that the pro-forma invoices of the two U.S. exporters involved in the instant transaction did not carry a warning to the appellants against transshipment to communist China is not significant. The record clearly shows that the appellants' prior knowledge of U.S. controls regarding transshipment to Soviet Bloc destinations was complete. The appellants' contention that they vainly offered to return the material to the U.S. if governmental guarantee of refund was assured is not borne out by the record. Moreover, their claim, if true, is of little significance since appellants could not expect this Government to save them harmless from loss that might result from an act that originated from appellants' own fault. There is no claim by appellants that they made any effort to negotiate with the U.S. exporters on this subject, or tried to sell the material in England or any other free world country in order to recoup or minimize their feared loss. Lastly, the appellants' contention that they did not see the bills of lading bearing the destination control notice is irrelevant. As stated above, the knowledge of the appellants that they could not ship U.S.-origin commodities to Soviet Bloc destinations without prior U.S. approval has been established by the above-quoted letter from a U.S. exporter to appellants. In addition, appellant's Netherlands agent had informed them of the destination control notices and of the refusal of the American Consulate General at Rotterdam to authorize reexportation of these U.S.-origin goods to communist China.

The Board has carefully considered the record and all contentions made by the appellants and finds that the points set forth by the appellants in mitigation are not tenable. There exists no basis for modifying the provisions of the denial order as requested.

Accordingly, in view of the foregoing, the denial order of the Bureau of Foreign Commerce is hereby sustained and this appeal is denied.

Washington, D.C., April 10, 1961.

JOHN F. LUKENS,
Chairman, Appeals Board.

[F.R. Doc. 61-3399; Filed, Apr. 14, 1961; 8:48 a.m.]

FEDERAL AVIATION AGENCY

[OE Docket No. 61-KC-9]

CONSTRUCTION OF CONCRETE SMOKE STACK

Notice of Airspace Objection

The Federal Aviation Agency has circularized the following proposal to the aviation industry for comment and has conducted an aeronautical study to determine its effect upon the utilization of airspace:

The Commonwealth Edison Company, Lockport, Ill., proposes to erect a concrete smokestack to be located near Lockport at latitude 41°38'00'' north, longitude 88°03'49'' west. The overall height of the structure would be 1086 feet above mean sea level (500 feet above ground).

Aeronautical objections were received in response to the circularization. In addition, the aeronautical study by the Agency indicated that the proposal would affect aviation operations as follows:

It would constitute a hazard to aircraft operated at the 2000-foot above MSL Instrument Flight Rules minimum flight altitudes of: the segment of VOR Federal airways No. 69 and 262 between the Joliet, Ill., VOR and Big Run intersection; the segment of VOR Federal airways No. 173 and 191 between Big Run intersection and Manteno intersection; the initial approach altitude of the Standard Instrument Approach procedure to the Joliet, Ill., Airport utilizing the Joliet VOR; and the minimum holding altitude of the Big Run intersection holding patterns.

The use of 2,000 feet AMSL in the above IFR minimum flight altitudes would be hazardous since insufficient vertical obstruction clearance in accordance with applicable Agency criteria would exist between the aircraft and the structure.

The study further determined that if the Instrument Flight Rules minimum flight altitudes were increased in accordance with applicable Agency criteria, they would result in inefficient utilization of airspace for the following reasons:

The loss of availability of the important "cardinal" altitude of 2,000 feet above mean sea level on the segments of VOR Federal airways No. 69/262 and 173/191 would seriously curtail Instrument Flight Rules air traffic departing and arriving the Chicago, Ill., metropolitan terminal airports via the Big Run intersection. The 2,000 feet MSL altitude is frequently assigned in air traffic control clearances to aircraft operating in accordance with Instrument Flight Rules upon departure from the Chicago area via Victor airways No. 69, 262, 173 and 191. Whereas, arriving IFR air traffic approaching this area via these airways is normally cleared at the next higher "cardinal" altitude of 3,000 feet MSL to provide the required 1,000 feet vertical separation between aircraft operating IFR in opposite directions on the same airway. Peak day traffic count of aircraft departing the Chicago area via these airways in accordance with Instrument Flight Rules is 162. Any increase in the present lowest assignable Instrument Flight Rules "cardinal" altitude would derogate the safe and efficient flow of air traffic.

Therefore, I find that this proposed structure at the location and mean sea level elevation specified herein, or a structure at any height in excess of 1,049 feet above mean sea level at this specified location, would have substantial adverse effect upon aeronautical operations, procedures and minimum flight altitudes and conclude that an objection thereto from an airspace utilization standpoint is hereby interposed by the Agency.

Concurrently, I find a structure at the proposed location to be erected to a height which would not affect the procedural minimum flight altitudes listed hereinbefore, namely, a structure not in excess of 1,049 feet above mean sea level (463 feet above ground) maximum height, would have no substantial adverse effect upon aeronautical operations, procedures or minimum flight altitudes and conclude that no objection thereto from an airspace utilization standpoint be interposed by the Agency, provided that such structure be marked and lighted in accordance with applicable standards.

These findings will be effective upon the date of their publication in the FEDERAL REGISTER.

Issued in Washington, D.C., on April 11, 1961.

JAMES T. PYLE,
Acting Administrator.

[F.R. Doc. 61-3380; Filed, Apr. 14, 1961; 8:45 a.m.]

[OE Docket No. 61-KC-29]

CONSTRUCTION OF RADIO ANTENNA STRUCTURE

Notice of No Airspace Objection

The Federal Aviation Agency has circularized the following proposal to the aviation industry for comment and has

conducted an aeronautical study to determine its effect upon the utilization of airspace:

Messrs. Edward W. Piszczek and Jerome K. Westerfield, Des Plaines, Illinois, propose to construct a radio antenna structure in Des Plaines, Illinois, at latitude 42°03'38" north, longitude 87°52'14" west. The overall height of the structure would be 907 feet above mean sea level (267 feet above ground).

Objections were received in response to the circularization based upon the conclusion of the objectors that the structure would be within a direct approach line with the north-south and northeast-southwest runways of the Chicago-O'Hare International Airport. However, the aeronautical study by the Agency disclosed that the proposed structure would be located outside of all runway approach areas of the Agency and the "Joint Industry/Government Tall Structures Committee" criteria as applied to Chicago-O'Hare International Airport and would have no substantial adverse effect upon aeronautical operations.

Therefore, I find that this proposed structure at the location and mean sea level elevation specified herein, would have no substantial adverse effect upon aeronautical operations, procedures or minimum flight altitudes and conclude that no objection thereto from an airspace utilization standpoint be interposed by the Agency, provided that the structure be obstruction marked and lighted in accordance with presently applicable rules and standards.

This finding will be effective upon the date of its publication in the FEDERAL REGISTER.

Issued in Washington, D.C., on April 11, 1961.

JAMES T. PYLE,
Acting Administrator.

[F.R. Doc. 61-3381; Filed, Apr. 14, 1961; 8:45 a.m.]

FEDERAL POWER COMMISSION

[Docket No. E-6989]

ARKANSAS POWER & LIGHT CO.

Notice of Application

APRIL 11, 1961.

Take notice that on March 27, 1961, an application was filed with the Federal Power Commission pursuant to section 203 of the Federal Power Act by the Arkansas Power & Light Company ("Applicant"), a corporation organized under the laws of the State of Arkansas and doing business in the States of Arkansas, Tennessee, Missouri, and Louisiana, with its principal business office at Little Rock, Arkansas, seeking an order authorizing the acquisition of all personal and real property of Arkansas Utilities Company, including all electric generating plant and facilities, electric distribution system, and general property, in the Counties of Garland, Phillips, and Lee, Arkansas (including the Cities of Hot Springs, Marianna, Helena, and West Helena, Arkansas). These properties include all the electric facilities of Arkansas Utilities Company and are presently under lease to and are operated by Applicant. The proposed purchase price is $3,300,000 and is provided for in options in the lease agreements between Applicant and Arkansas Utilities Company. Applicant states that it will continue to operate the property to be acquired in the same manner in which it is now being operated; that no changes in rates are presently contemplated; and that the proposed acquisition will not affect any contract for the purchase, sale, or interchange of electric energy.

Any person desiring to be heard or to make any protest with reference to said application should, on or before the 1st day of May 1961, file with the Federal Power Commission, Washington 25, D.C., petitions or protests in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10). The application is on file and available for public inspection.

JOSEPH H. GUTRIDE,
Secretary.

[F.R. Doc. 61-3383; Filed, Apr. 14, 1961; 8:45 a.m.]

[Docket No. E-6990]

NIAGARA MOHAWK POWER CORP.

Notice of Application

APRIL 7, 1961.

Take notice that on March 27, 1961, an application was filed with the Federal Power Commission pursuant to section 203 of the Federal Power Act by Niagara Mohawk Power Corporation ("Applicant"), a corporation organized under the laws of the State of New York and doing business in that State with its principal business office at Syracuse, New York, seeking an order authorizing the sale of certain electric facilities to Consolidated Edison Company of New York, Inc. (Consolidated Edison). Applicant proposes to sell to Consolidated Edison a substation in the Town of Pleasant Valley, Dutchess County, New York, and a 138 kilovolt electric transmission line and right-of-way extending from said substation southerly to the Putnam-Westchester County line, and to transfer to Consolidated Edison certain franchises for construction and operation of said transmission line, all as set forth in a Contract of Sale between Applicant and Consolidated Edison dated August 23, 1960. The base consideration for said sale is $1,816,212.07. Applicant does not distribute electricity from any point on its existing transmission line south of Hudson, New York. The aforementioned Pleasant Valley Station and the 138 kv transmission line interconnection with Consolidated Edison constitute facilities for bulk delivery and interchange of energy. Applicant and Consolidated Edison have also agreed to build a new 345 kv transmission interconnection with Applicant constructing such a line east from Utica to Pleasant Valley and Consolidated Edison constructing north from New York City to Pleasant Valley. Applicant represents that this separation of facilities will serve the public interest and is desirable in the interests of economy of operation of the two electric systems.

Any person desiring to be heard or to make any protest with reference to said application should on or before the 28th day of April 1961, file with the Federal Power Commission, Washington, D.C., petitions or protests in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10). The application is on file and available for public inspection.

JOSEPH H. GUTRIDE,
Secretary.

[F.R. Doc. 61-3384; Filed, Apr. 14, 1961; 8:45 a.m.]

[Docket No. CP61-232]

SOUTHERN NATURAL GAS CO.

Notice of Application and Date of Hearing

APRIL 10, 1961.

Take notice that Southern Natural Gas Company (Applicant), P.O. Box 2563, Birmingham 2, Alabama, filed an application on March 2, 1961, for a certificate of public convenience and necessity, pursuant to section 7(c) of the Natural Gas Act authorizing the construction and operation of natural gas facilities and the sale of natural gas as hereinafter described, subject to the jurisdiction of the Commission, all as more fully described in the application which is on file with the Commission and open to public inspection.

Applicant seeks authority to construct and operate a tap and metering and regulating facilities and to sell natural gas to Mississippi Valley Gas Company (Mississippi), an existing customer, for resale to the Naval Auxiliary Air Station, Lauderdale County, Mississippi. Gas will be delivered at a point on Applicant's Meridian Lateral approximately 11 miles north of its North Meridian Border Station.

The application states that the estimated maximum day and annual requirement of the Air Station are 800 Mcf and 109,000 Mcf respectively, and daily maximum requirement for firm gas being 400 Mcf. The proposed sale to the Air Station will be made under Rate Schedule CD-1 of Applicants presently effective tariff.

The total cost of the facilities to be constructed by Applicant is estimated to be $9,873 which cost will be defrayed from cash on hand.

This matter is one that should be disposed of as promptly as possible under the applicable rules and regulations and to that end:

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, and the Commission's rules of practice and procedure, a hearing will be held on May 11, 1961 at 9:30 a.m., e.d.s.t., in a Hearing Room of the Federal Power Commission, 441 G Street NW., Washington, D.C., concerning the matters involved in and the issues presented by such application:

Provided, however, That the Commission may, after a non-contested hearing, dispose of the proceedings pursuant to the provisions of § 1.30(c) (1) or (2) of the Commission's rules of practice and procedure. Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D.C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before April 28, 1961. Failure of any party to appear at and participate in the hearing shall be construed as waiver of and concurrence in omission herein of the intermediate decision procedure in cases where a request therefor is made.

JOSEPH H. GUTRIDE,
Secretary.

[F.R. Doc. 61-3385; Filed, Apr. 14, 1961; 8:45 a.m.]

[Docket No. CP61-221]

TRANSCONTINENTAL GAS PIPE LINE CORP.

Notice of Application and Date of Hearing

APRIL 10, 1961.

Take notice that on February 28, 1961, Transcontinental Gas Pipe Line Corporation (Applicant), 3100 Travis Street, Houston, Texas, filed in Docket No. CP 61-221 an application pursuant to section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the construction and operation of minor lateral and field facilities to enable Applicant to take into its certificated main pipeline system natural gas which will be purchased from producers thereof in the general area of Applicant's existing transmission system from time to time during the twelve-month period following the date of authorization at a total cost not to exceed $1,500,000, with no single project to exceed a cost of $500,000, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

The purpose of this "budget-type" application is to augment Applicant's ability to act with reasonable dispatch in contracting for and connecting to its pipeline system new supplies of natural gas in various producing areas generally coextensive with said system.

This matter is one that should be disposed of as promptly as possible under the applicable rules and regulations and to that end:

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, and the Commission's rules of practice and procedure, a hearing will be held on May 11, 1961 at 9:30 a.m., e.d.s.t., in a hearing room of the Federal Power Commission, 441 G Street NW., Washington, D.C., concerning the matters involved in and the issues presented by such application: *Provided, however,* That the Commission may, after a non-contested hearing, dispose of the proceedings pursuant to the provisions of § 1.30(c) (1) or (2) of the Commission's rules of practice and procedure. Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D.C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before May 1, 1961. Failure of any party to appear at and participate in the hearing shall be construed as waiver of and concurrence in omission herein of the intermediate decision procedure in cases where a request therefor is made.

JOSEPH H. GUTRIDE,
Secretary.

[F.R. Doc. 61-3386; Filed, Apr. 14, 1961; 8:46 a.m.]

CALIFORNIA

Lands Withdrawn in Project No. 678; Vacation of Withdrawal

APRIL 10, 1961.

The Forest Service, United States Department of Agriculture, in contemplation of a land exchange involving lands reserved pursuant to the filing on December 2, 1925, of an application for a license for minor-part Project No. 678, has requested that the Commission give consideration to the outright restoration of said lands.

The lands involved are described in the Commission's two December 19, 1925 withdrawal notification letters, respectively, as portions of the lands in—

MOUNT DIABLO MERIDIAN, CALIFORNIA

T. 12 N., R. 18 E.,
Sec. 3, lots 2, 3.

and the lands in—

MOUNT DIABLO MERIDIAN, CALIFORNIA

T. 12 N., R. 19 E.,
Sec. 30, lots 3, 4, E½SW¼, SW¼SE¼;
Sec. 31, NW¼NE¼, NE¼NW¼.

The Commission on June 3, 1926, issued a license for minor-part Project No. 678, consisting of a storage reservoir created by the construction of a dam at the mouth of Star Lake and a transmission line about a half mile long affecting lands of the United States within the Eldorado National Forest in El Dorado County, California.

Minor-part Project No. 678 constituted part of a partly-constructed project, which had a power capacity of 75 horsepower and supplied energy during the summer months to resorts and residents at the south end of Lake Tahoe. Although the partly-constructed project operated for several years, the dam at the mouth of Star Lake was not completed. The project was subsequently dismantled and surrender of the license for the project was accepted on May 2, 1932.

Electrical energy for the area is now supplied by the Sierra Pacific Power Company and the waters of Star Lake are apparently devoted to domestic use.

The Commission finds: Inasmuch as the lands have negligible value for purposes of power development, the existing power withdrawal pertaining to the above-described lands under Section 24 of the Federal Power Act pursuant to the filing of the application for a license for minor-part Project No. 678 serves no useful purpose and vacation of the withdrawal is in the public interest.

The Commission orders: The existing power withdrawal pertaining to the above-described lands under section 24 of the Federal Power Act pursuant to the filing of the application for a license for minor-part Project No. 678 is vacated.

By the Commission.

JOSEPH H. GUTRIDE,
Secretary.

[F.R. Doc. 61-3387; Filed, Apr. 14, 1961; 8:46 a.m.]

SECURITIES AND EXCHANGE COMMISSION

[File No. 812-1374]

MIDAMERICA MUTUAL FUND, INC.

Notice of Filing of Application and Order for Hearing

APRIL 10, 1961.

Notice is hereby given that Midamerica Mutual Fund, Inc. ("The Fund"), of Cedar Rapids, Iowa, a registered, open-end, diversified management investment company, has filed an application pursuant to section 6(c) of the Investment Company Act of 1940 ("Act") for exemption from the provisions of section 22(d) thereof so as to permit the sale of its shares to owners of certain insurance policies heretofore issued by Investors Life Insurance Company of Iowa ("Insurance Company"), at a price different from the price at which shares of the Fund are to be sold to the public generally.

The application contains the following representations:

The Fund was incorporated on November 27, 1959, under the laws of the State of Maryland and registered as an investment company under the Act on May 25, 1960. Until December 22, 1960, the total outstanding common stock of the Fund consisted of 200,000 shares owned by Life Investors of Iowa ("Life Investors") and acquired by it for $1,000,000. Life Investors owns all of the outstanding stock of Insurance Company, and of Life Investors Management Corporation ("Management Corporation"), the investment adviser and current principal underwriter for the Fund.

Originally, shares of the Fund were offered for sale by agents of the Insurance Company in connection with the sale of a twenty payment life insurance policy, with coupons attached ("coupon policy"), of the Insurance Company. This policy has nineteen coupons attached, each having a face value of either $10 or $30 per each $1,000 of the

face amount of the policy, depending on the amount of premium paid. Among other options available to the policy owner is the right to receive in cash the value of a coupon at the beginning of each policy year (except the first year), if the policy owner has paid the premium for that year. By separate agreement, the policy owner has the revocable right to assign the cash from each of his coupons and any cash dividends payable on the policy.

It was intended that the Fund shares would be sold at their net asset value, and that they would be available for purchase directly or through assignment of cash payments under a coupon policy as described above. The insurance company, in good faith, commenced the sale of the coupon policies without recognizing that some indeterminate part of the sales load paid in connection with the policy might be attributed to the purchase of the Fund shares, and that therefore there might be different offering prices of the Fund's shares, depending on whether the shares were purchased through the coupon policy or directly, contrary to the provisions of section 22 (d) of the Act. Similarly, it was not recognized that the sale of shares in connection with the coupon policies might involve the issuance of periodic plan certificates (as that term is defined in the Act) in contravention of the provisions of sections 26, 27 and 48(a) of the Act.

In connection with the sale of the coupon policies, representations were made to purchasers that, in addition to purchases through the policies, they would also have the right to purchase at net asset value as many Fund shares as they desired.

The insurance company has discontinued the sale of such coupon policies. It is now proposed to offer shares of the Fund to the public through Management Corporation as principal underwriter at a price to include a sales load which, as described in the current prospectus, will vary from 6¾ percent of the public offering price on purchases of less than $5,000 to 3½ percent on purchases of $15,000 or more. The principal underwriter plans to employ as salesmen the insurance company's agents and will offer Fund shares to the public including purchasers of insurance policies who will be permitted to buy the policies without the shares and the shares without the policies at the same prices as in the combination. Those purchasers who buy the combination will be permitted to discontinue buying either the policy or the Fund's shares without any penalty.

Section 22(d) of the Act, with certain exceptions not pertinent here, provides that no registered investment company shall sell any redeemable security issued by it to any person except at a current offering price described in the prospectus. Section 6(c) of the Act authorizes the Commission by order upon application to exempt, conditionally or unconditionally, any transaction from any provisions of the Act or of any rule or regulation thereunder, if and to the extent that the Commission finds that such exemption is necessary or appropriate in the public interest and consistent with the protection of investors and the purposes fairly intended by the policy and provisions of the Act.

Applicant seeks exemption for two proposals: (1) That owners of existing coupon policies will continue to have the right to purchase, through use of the coupons or dividends payable on such policies, shares of the Fund at net asset value, without imposition of any separately stated sales load; (2) and that, during the period said policies continue in force, the owners thereof will have the right to purchase as many additional shares of the Fund as they may desire at net asset value, without sales load.

Since the offering price to the public, as described in the prospectus, will be net asset value plus a stated sales charge, the proposed sale of shares of the Fund to existing owners of coupon policies will involve an offering of redeemable securities otherwise than at a current public offering price to be described in the prospectus within the meaning of section 22(d) of the Act. The application requests an exemption under section 6(c) from the provisions of section 22(d) to the extent necessary to permit such sales to the owners of coupon policies.

In support of the requested exemptions, the Fund states that it believes it has an obligation, which in some cases may be legally enforceable, to permit the owners of the coupon policies to purchase Fund shares in accordance with the terms of the program under which the policies were sold and the representations made in connection therewith. It is estimated that the amounts derived from the coupons and policy dividends which will be used to purchase shares of the Fund will average about $150,000 a year.

It is ordered, Pursuant to section 40(a) of the Act, that, with respect to proposal (2), a hearing under the applicable provisions of the Act and of the rules of the Commission thereunder be held on the 1st day of May 1961, at 10:00 a.m., in the offices of the Securities and Exchange Commission, 425 Second Street NW., Washington 25, D.C. At such time the Hearing Room Clerk will advise as to the room in which such hearing will be held. Any person desiring to be heard or otherwise wishing to participate in the proceedings is directed to file with the Secretary of the Commission his application as provided by Rule 9(a) of the Commission's rules of practice, on or before the date provided in that Rule setting forth any issues of law or fact which he desires to controvert or any additional issues which he deems raised by this Notice and Order or by such application.

Notice is further given that any interested person may, not later than April 24, 1961, at 5:30 p.m., submit to the Commission in writing a request that the hearing herein ordered with respect to proposal (2) be broadened to include proposal (1), such request to be accompanied by a statement as to the nature of his interest, the reason for such request and the issues of fact or law proposed to be controverted, or he may request that he be notified if the Commission should order a hearing thereon. Any such communication should be addressed: Secretary, Securities and Exchange Commission, Washington 25, D.C. At any time after said date, as provided by Rule 0–5 of the rules and regulations promulgated under the Act, an order disposing of proposal (1) contained in the application may be issued by the Commission upon the basis of the showing contained in said application, unless an order broadening the hearing to include proposal (1) shall be issued upon such request or upon the Commission's own motion.

It is further ordered, That William W. Swift, or any officer or officers of the Commission, designated by it for that purpose, shall preside at said hearing. The officer so designated is hereby authorized to exercise all the powers granted to the Commission under sections 41 and 42(b) of the Investment Company Act of 1940 and to a hearing officer under the Commission's rules of practice.

The Division of Corporate Regulation having advised the Commission that it has made a preliminary examination of the application, and that upon the basis thereof the following matters and questions are presented for consideration, without prejudice to its specifying additional matters and questions upon further examination:

Whether it is necessary or appropriate in the public interest and consistent with the protection of investors and the purposes fairly intended by the policy and provisions of the Act to permit the sale of fund shares at their net asset value under the circumstances set forth in proposal (2).

It is further ordered, That at the aforesaid hearing attention be given to the foregoing matter and question.

It is further ordered, That the Secretary of the Commission shall give notice of the aforesaid hearing by mailing a copy of this Notice and Order by registered mail to the Fund and that notice to all other persons be given by publication of this Notice and Order in the FEDERAL REGISTER and that a general release of this Commission in respect of this Notice and Order be distributed to the press and mailed to the mailing list for releases.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F.R. Doc. 61–3391; Filed, Apr. 14, 1961; 8:46 a.m.]

DEPARTMENT OF LABOR

Office of the Secretary

[General Order No. 109]

DIRECTOR, EMPLOYMENT SECURITY BUREAU

Delegation of Authority

By virtue of and pursuant to R.S. 161 (5 U.S.C. 22); the Temporary Extended

Unemployment Compensation Act of 1961 (Act of March 24, 1961, 75 Stat. 8); and Reorganization Plan No. 6 of 1950 (15 F.R. 3174, 64 Stat. 1236, 5 U.S.C. 611 Note), the Director of the Bureau of Employment Security is hereby authorized to perform all the functions vested in the Secretary of Labor by the Temporary Extended Unemployment Compensation Act of 1961, except the promulgation of rules and regulations, and the entering into of agreements with a State or a State agency.

This order shall become effective immediately.

Washington, D.C., April 10, 1961.

ARTHUR J. GOLDBERG,
Secretary of Labor.

[F.R. Doc. 61-3390; Filed, Apr. 14, 1961; 8:46 a.m.]

INTERSTATE COMMERCE COMMISSION

FOURTH SECTION APPLICATIONS FOR RELIEF

APRIL 11, 1961.

Protests to the granting of an application must be prepared in accordance with Rule 40 of the general rules of practice (49 CFR 1.40) and filed within 15 days from the date of publication of this notice in the FEDERAL REGISTER.

LONG-AND-SHORT HAUL

FSA No. 37021: *Watermelons from the south to official territory.* Filed by O. W. South, Jr., Agent (SFA No. A4082), for interested rail carriers. Rates on watermelons, in carloads, from points in southern territory, to points in official (including Illinois) territory.

Grounds for relief: Motor-truck competition, short-line distance formula and grouping.

Tariffs: Supplement 419 to Central Territory Railroads Tariff Bureau tariff I.C.C. 3636, supplement 489 to Illinois Freight Association tariff I.C.C. 485, and supplement 390 to Trunk Line Territory Tariff Bureau tariff I.C.C. A-726.

FSA No. 37022: *Bituminous fine coal to Humboldt, Iowa.* Filed by Illinois Freight Association, Agent (No. 125), for interested rail carriers. Rates on bituminous fine coal, in carloads, from IC and L&N origins in Illinois, Indiana and western Kentucky, to Humboldt, Iowa.

Grounds for relief: Rail carrier competition and grouping.

Tariffs: Supplement 205 to Illinois Central Railroad Company's tariff I.C.C. E-1869 and supplement 97 to Southern Freight Association tariff I.C.C. 1603 (Spaninger series).

FSA No. 37023: *Stone from Pacific Coast points to Sylacauga, Ala.* Filed by Trans-Continental Freight Bureau, Agent (No. 375), for interested rail carriers. Rates on stone, NOS, broken, crushed or ground, in straight or mixed carloads, from points in Arizona, California, Idaho, Nevada, New Mexico, Oregon, Utah and Washington, also British Columbia, to Sylacauga, Ala.

Grounds for relief: Rail carrier competition.

Tariff: Supplement 1 to Trans-Continental Freight Bureau tariff I.C.C. 1652.

FSA No. 37024: *Wheat and flour—Kansas and Missouri to Gulf Ports.* Filed by Western Trunk Line Committee, Agent (No. A2179), for interested rail carriers. Rates on wheat, and flour manufactured directly from wheat, in carloads, from Mo. Pac. and StL-SF stations in Kansas and Missouri, to Texas and Louisiana Gulf Ports, also Mobile, Ala., Gulfport and Pascagoula, Miss., and Pensacola, Fla.

Grounds for relief: Rail carrier competition.

Tariffs: Supplement 9 to Missouri Pacific Railroad Company's tariff I.C.C. 187 and St. Louis-San Francisco Railway Company's tariff I.C.C. A-863.

FSA No. 37025: *Potatoes—Maine and New Brunswick to southwestern territory.* Filed by Traffic Executive Association-Eastern Railroads, Agent (ER No. 2573), for interested rail carriers. Rates on potatoes, fresh or green, other than sweet, not cold packed or frozen, in carloads, from points in Maine and New Brunswick, to points in southwestern territory.

Grounds for relief: Short-line distance formula and grouping.

Tariff: New England Territory Railroads Tariff Bureau tariff I.C.C. N-13.

FSA No. 37026: *T.O.F.C. service—Class rates between the southwest and Connecticut.* Filed by Southwestern Freight Bureau, Agent (No. B-7998), for interested rail carriers. Rates on various commodities, moving on class rates, loaded in or on trailers and transported on railroad flat cars, between points in southwestern territory, on the one hand, and points on the NYNH&H in Connecticut, on the other.

Grounds for relief: Motor-truck competition.

Tariff: Supplement 62 to Southwestern Freight Bureau tariff I.C.C. 4380.

FSA No. 37027: *Petroleum and petroleum products in the southwest.* Filed by Southwestern Freight Bureau, Agent (No. B-8002), for interested rail carriers. Rates on petroleum and petroleum products, in carloads, between and to points in southwestern territory, including Kansas and Missouri.

Grounds for relief: Grouping and restore relationships.

Tariff: Southwestern Freight Bureau tariff I.C.C. 4410.

FSA No. 37028: *Automobiles from Michigan and Ohio to the south.* Filed by Traffic Executive Association-Eastern Railroads, Agent (CTR No. 2453), for interested rail carriers. Rates on automobiles, passenger, new set-up, in carloads, from specified points in Michigan and Toledo, Ohio, to points in southern territory.

Grounds for relief: Short-line distance formula and grouping.

Tariff: Trunk Line-Central Territory Railroads Tariff Bureau tariff I.C.C. C-213.

FSA No. 37029: *Substituted service—NYNH&H for Capitol Motor Transportation Co., Inc.* Filed by The New York, New Haven and Hartford Railroad Company jointly with Capitol Motor Transportation Co., Inc. (No. 222), for themselves and interested carriers. Rates on property loaded in highway trailers and transported on railroad flat cars, between Harlem River, N.Y., on the one hand, and Boston, Mass., New Haven, Conn., Springfield, Mass., and Providence, R.I., on the other and between New Haven, Conn., on the one hand, and Boston, Mass., and Providence, R.I., on the other.

Grounds for relief: Motor-truck competition.

By the Commission.

[SEAL] HAROLD D. MCCOY,
Secretary.

[F.R. Doc. 61-3363; Filed, Apr. 13, 1961; 8:47 a.m.]

OFFICE OF CIVIL AND DEFENSE MOBILIZATION

MORRIS A. LIEBERMAN

Appointee's Statement of Business Interests

The following statement lists the names and concerns required by subsection 710(b)(6) of the Defense Production Act of 1950, as amended.

Additions:
American Telephone and Telegraph.
Canadian Delhi Oil.
Maremont Automotive.
Consolidated Foods.

This amends statement published September 22, 1960 (25 F.R. 9132).

Dated: March 6, 1961.

MORRIS A. LIEBERMAN.

[F.R. Doc. 61-3379; Filed, Apr. 14, 1961; 8:45 a.m.]

CUMULATIVE CODIFICATION GUIDE—APRIL

The following numerical guide is a list of the parts of each title of the Code of Federal Regulations affected by documents published to date during April.