



FEDERAL REGISTER

VOLUME 26

NUMBER 156

Washington, Tuesday, August 15, 1961

Contents

THE PRESIDENT

Executive Order

Armed Forces; ordering of persons and units in Ready Reserve to active duty, and extension of enlistments and other periods of service; assignment of authority..... 7541

Reorganization Plan

Federal Home Loan Bank Board; Reorganization Plan No. 6 of 1961..... 7541

EXECUTIVE AGENCIES

Agricultural Marketing Service

PROPOSED RULE MAKING:
Irish potatoes grown in certain designated counties in Idaho and Malheur County, Oreg.; proposed expenses and assessment rate..... 7550

RULES AND REGULATIONS:
Lemons grown in California and Arizona; handling limitation... 7542

Agriculture Department

See Agricultural Marketing Service; Commodity Credit Corporation.

Air Force Department

RULES AND REGULATIONS:
Appointment of distinguished graduates of cadet and training schools as officers in Regular Air Force..... 7547

Civil and Defense Mobilization Office

NOTICES:
Statements of business interests:
Blackman, Harold S..... 7554
Holub, David C..... 7554
Ruttenberg, Stanley..... 7555

Civil Service Commission

RULES AND REGULATIONS:
Exception from competitive service; National Aeronautics and Space Administration..... 7542

Commerce Department

See Federal Maritime Board; Patent Office.

Commodity Credit Corporation

NOTICES:
Certain commodities; August sales list..... 7560

RULES AND REGULATIONS:
Rice loans and purchase agreement programs; 1961..... 7542

Defense Department

See also Air Force Department.

NOTICES:
Assistant Secretary of Defense; designation of representative; approval of selections by Alaska of public lands lying north and west of National Defense Withdrawal Line..... 7554

Federal Aviation Agency

NOTICES:
Proposed radio antenna structures; determination of no hazard to air navigation..... 7565

PROPOSED RULE MAKING:
Control area; alteration of proposed designation..... 7552
Federal airways; alteration..... 7551

Federal airways and associated control areas; alteration..... 7552

RULES AND REGULATIONS:
Control area extensions; alterations and revocations (2 documents)..... 7542, 7543

Control zone, alteration; and designation of transition area..... 7543

Publicizing procurement actions..... 7548

Restricted area, designation; and alteration of control area extensions..... 7544

Federal Maritime Board

NOTICES:
American Export Lines, Inc., et al.; agreements filed for approval..... 7564

Consolidated Freight Service Co. et al.; cancellation of certain freight forwarder registrations.. 7564

Federal Reserve System

NOTICES:
Northwest Bancorporation; order denying application..... 7554

Food and Drug Administration

RULES AND REGULATIONS:
Color additive for food use exempt from certification; dried algae meal..... 7544

Food additives; further extension of effective date of statute for certain specified additives..... 7544

Health, Education, and Welfare Department

See Food and Drug Administration.

Housing and Home Finance Agency

See Public Housing Administration.

Interior Department

See also Land Management Bureau.

NOTICES:
Changes in financial interests:
Hall, Glenn J..... 7554
Rend, Robert R..... 7554
Selander, Raymond V..... 7554

Internal Revenue Service

RULES AND REGULATIONS:
Taxes on wagering; period for retaining records..... 7545

(Continued on next page)

Interstate Commerce Commission

NOTICES:
Fourth section application for relief..... 7564

Labor Department

See Public Contracts Division.

Land Management Bureau

RULES AND REGULATIONS:
Public land orders:
Alaska:
Revocation of executive order... 7548
Withdrawal of lands for use of Federal Aviation Agency in maintenance of air navigation facilities..... 7548
Idaho; partial revocation of withdrawal of lands for use of Forest Service for administrative sites..... 7549

National Labor Relations Board

RULES AND REGULATIONS:
Statements of procedure; and rules and regulations, Series 8; miscellaneous amendments.... 7546

Patent Office

PROPOSED RULE MAKING:
Patent cases; forms, and rules of practice..... 7550

Public Contracts Division

PROPOSED RULE MAKING:
Machine tools industry; hearing to determine prevailing minimum wages..... 7550

Public Housing Administration

NOTICES:
San Francisco Regional Office; officials to serve as acting regional director..... 7555

Securities and Exchange Commission

NOTICES:
Hearings, etc.:
Apex Minerals Corp..... 7555
Electric Bond and Share Co.... 7555
Electronics Investment Corp.... 7556
Metropolitan Edison Co..... 7556
Utah Power & Light Co..... 7557

PROPOSED RULE MAKING:
Investment advisers; prohibited advertisements 7552

RULES AND REGULATIONS:
Conduct of present and former members and employees of the Commission 7545
Service of subpoenas..... 7546

Small Business Administration

NOTICES:
Declarations of disaster areas:
New York..... 7560
Virginia..... 7560
Seattle Regional Office; financial assistance, procurement and technical assistance, and administrative functions:
Alaska; Branch Manager, Anchorage..... 7557
Idaho; Branch Manager, Boise..... 7558
Montana; Branch Manager, Helena..... 7558
Oregon; Branch Manager, Portland..... 7559
Washington; Seattle:
Chief, Financial Assistance Division..... 7559
Chief, Loan Processing Section..... 7559
Chief, Procurement and Technical Assistance Division... 7559

Treasury Department
See Internal Revenue Service.

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.

3 CFR	14 CFR	29 CFR
EXECUTIVE ORDERS:	601 (4 documents)..... 7542-7544	101..... 7546
920 (revoked by PLO 2456)..... 7548	608..... 7544	102..... 7546
8864 (revoked by PLO 2456)..... 7548	PROPOSED RULES:	32 CFR
10957..... 7541	600 (3 documents)..... 7551, 7552	887..... 7547
PRESIDENTIAL DOCUMENTS OTHER THAN PROCLAMATIONS AND EXECUTIVE ORDERS:	601 (2 documents)..... 7552	37 CFR
Reorganization Plan 6, 1961..... 7541	17 CFR	PROPOSED RULES:
5 CFR	200..... 7545	1..... 7550
6..... 7542	201..... 7546	3..... 7550
6 CFR	PROPOSED RULES:	41 CFR
421..... 7542	275..... 7552	2-1..... 7548
7 CFR	21 CFR	PROPOSED RULES:
953..... 7542	8..... 7544	50-202..... 7550
PROPOSED RULES:	121..... 7544	43 CFR
957..... 7550	26 CFR	PUBLIC LAND ORDERS:
	44..... 7545	2455..... 7548
		2456..... 7548
		2457..... 7549



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 10957

ASSIGNING AUTHORITY WITH RESPECT TO ORDERING PERSONS AND UNITS IN THE READY RESERVE TO ACTIVE DUTY AND WITH RESPECT TO THE EXTENSION OF ENLISTMENTS AND OTHER PERIODS OF SERVICE IN THE ARMED FORCES

By virtue of the authority vested in me by the Joint Resolution of August 1, 1961 (P.L. 87-117), and by section 301 of title 3 of the United States Code, and as President of the United States, it is hereby ordered as follows:

SECTION 1. The Secretary of Defense, and, when designated by him for this purpose, any of the Secretaries of the military departments of the Department of Defense, are hereby authorized and empowered to exercise the authority vested in the President until July 1, 1962, by section 1 of the Act of August 1, 1961 (Public Law 87-117) to order, without the consent of the persons concerned, any unit, and any member not assigned to a unit organized to serve as a unit, in the Ready Reserve of an armed force to active duty for not more than 12 consecutive months, provided there are not more than 250,000 members of the Ready Reserve thereby on active duty (other than for training) without their consent at any one time. However, the Secretary of Defense may not order any unit in the Ready Reserve of an armed force to active duty, other than active duty for training, under this section without the approval of the President.

Sec. 2. In pursuance of the provisions of section 2 of the said Joint Resolution of August 1, 1961, the Secretary of Defense is hereby authorized to extend enlistments, appointments, periods of active duty, periods of obligated service, or other military status, in any component of an armed force or in the National Guard that expire before July 1, 1962, for not more than twelve months.

JOHN F. KENNEDY

THE WHITE HOUSE,
August 10, 1961.

[F.R. Doc. 61-7821; Filed, Aug. 11, 1961;
2:06 p.m.]

Reorganization Plan No. 6 of 1961

Prepared by the President and transmitted to the Senate and the House of Representatives in Congress assembled, June 12, 1961, pursuant to the provisions of the Reorganization Act of 1949, 63 Stat. 203, as amended.¹

FEDERAL HOME LOAN BANK BOARD

SECTION 1. *Transfer of functions.* Subject to the provisions of section 2(a) of this reorganization plan, and to the extent not vested in the Chairman of the Federal Home Loan Bank Board (hereinafter referred to as the Chairman) in the absence of this reorganization plan, the executive and administrative functions of the Federal Home Loan Bank Board (hereinafter referred to as the Board), including the following-described functions of the Board, are hereby transferred from the Board to the Chairman:

(1) The appointment and removal of personnel employed under the Board.

(2) The distribution of business among such personnel and among administrative units of the Board.

(3) The direction of personnel who perform, or who supervise the performance of, any function of the Board or of the Chairman or of any agency under the Board.

(4) The communication to personnel employed under the Board of applicable Board policies to be followed by such personnel in the performance of their work and the subsequent enforcement of such policies.

(5) The over-all management, functioning and organization of the Board, including (a) the formulation and implementation of plans and policies designed to increase the effectiveness of the Board in the administration of the laws it is charged with administering and the initiation of ways and means of correcting or preventing avoidable delays in the performance of any work or the

¹ Effective August 12, 1961, under the provisions of section 6 of the act; published pursuant to section 11 of the act (63 Stat. 203; 5 U.S.C. 133z).

disposition of any business before the Board, and (b) the development and improvement of staff support to carry out the functions of the Board.

(6) The preparation, review and presentation to the Bureau of the Budget of the budget estimates of and other fund authorizations for the Board and the explanation and justification before the appropriate committees of the Congress of the budget estimates for the Board transmitted to the Congress by the President and of other fund authorizations placed before the Congress.

(7) The allocation, use, and expenditure of funds available to the Board for administrative expense purposes.

(8) The calling of the Board into special session whenever any matter or business of the Board so requires, but in any event for the consideration of any matter or business upon request of one or both of the other members of the Board.

SEC. 2. *Performance of transferred functions.* (a) (1) In carrying out any of his functions under the provisions of section 1 hereof the Chairman shall be governed by general policies of the Board and by such regulatory decisions, findings, and determinations as the Board may by law be authorized to make.

(2) The appointment by the Chairman of the heads of major administrative units under the Board shall be subject to the approval of the Board.

(3) Personnel employed regularly and full time in the immediate offices of Board members other than the Chairman shall not be affected by the provisions of this reorganization plan.

(b) The Chairman may from time to time make such provisions as he shall deem appropriate authorizing the performance by any officer, employee, or administrative unit under his jurisdiction of any function transferred to the Chairman by the provisions of section 1 of this reorganization plan or of any function vested in the Chairman in consequence of his status as the chief executive officer of the Board.

[F.R. Doc. 61-7853; Filed, Aug. 14, 1961;
9:46 a.m.]

Rules and Regulations

Title 5—ADMINISTRATIVE PERSONNEL

Chapter I—Civil Service Commission

PART 6—EXCEPTIONS FROM THE COMPETITIVE SERVICE

National Aeronautics and Space Council

Effective upon publication in the FEDERAL REGISTER, § 6.170, paragraph (a), is added to Part 6 as set out below.

§ 6.170 National Aeronautics and Space Council.

(a) All positions.

(R.S. 1753, sec. 2, 22 Stat. 403, as amended; 5 U.S.C. 631, 633)

UNITED STATES CIVIL SERVICE COMMISSION,

[SEAL] MARY V. WENZEL,
Executive Assistant to
the Commissioners.

[F.R. Doc. 61-7829; Filed, Aug. 14, 1961; 8:50 a.m.]

Title 6—AGRICULTURAL CREDIT

Chapter IV—Commodity Credit Corporation, Department of Agriculture

SUBCHAPTER B—LOANS, PURCHASES, AND OTHER OPERATIONS

[1961 CCC Grain Price Support Bulletin 1, Supp. 1, Amdt. 1, Rice]

PART 421—GRAINS AND RELATED COMMODITIES

Subpart—1961-Crop Rice Loans and Purchase Agreement Programs

The regulations issued by the Commodity Credit Corporation and the Agricultural Stabilization and Conservation Service (26 F.R. 4598) with respect to rice produced in 1961 which contain specific requirements for the 1961-crop rice price support program are hereby amend as follows:

Section 421.445(a) is amended to include the final value factors for head and broken rice so that the amended paragraph reads as follows:

(a) *Basic rates.* The basic support rate per 100 pounds of rice shall be computed as follows: Multiply the yield (in pounds per hundredweight) of head rice by the applicable value factor for head rice (as shown in the table below according to class or variety). Similarly, multiply the difference between the total yield and head rice yield (in pounds per hundredweight) by the applicable value factor for broken rice. Add the results of these two computations to obtain the basic loan or pur-

chase rate per 100 pounds of rice and express such rate in dollars and cents, rounded to the nearest whole cent.

VALUE FACTORS FOR HEAD AND BROKEN RICE

Group	Rough rice class or variety	Head rice	Broken rice
I.....	Patna (except the variety Century Patna), and Rexoro (except the variety Rexark).	0.0916	0.0409
II.....	Blue Bonnet, Nira, and Rexark.	.0836	.0409
III.....	Century Patna, Toro, Fortuna, R.N., and Edith.	.0756	.0409
IV.....	Blue Rose (including the varieties Improved Blue Rose, Greater Blue Rose, Kamrose, and Arkrose), Calrose, Gullfrose, Lacrose, Magnolia, Nato, Zenith (including the varieties Gold Zenith and Golden Rose), Prelude, and Lady Wright.	.0736	.0409
V.....	Pearl, Early Prolific, Calady and other varieties.	.0711	.0409

(Sec. 4, 62 Stat. 1070 as amended; 15 U.S.C. 714b. Interpret or apply sec. 5, 62 Stat. 1072, secs. 101, 401, 403, 63 Stat. 1051, 1054; sec. 302, 72 Stat. 988; 15 U.S.C. 714c, 7 U.S.C. 1421, 1423, 1441)

Effective date. Upon publication in the FEDERAL REGISTER.

Signed at Washington, D.C., on August 9, 1961.

ROBERT G. LEWIS,
Acting Executive Vice President,
Commodity Credit Corporation.

[F.R. Doc. 61-7759; Filed, Aug. 14, 1961; 8:50 a.m.]

Title 7—AGRICULTURE

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

[Lemon Reg. 911, Amdt. 1]

PART 953—LEMONS GROWN IN CALIFORNIA AND ARIZONA

Limitation of Handling

(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 amendment 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 amendment is based became available and the time when this amendment must become effective in order to effectuate the declared policy of the Agricultural Marketing Agreement Act of 1937, as amended, is insufficient, and this amendment relieves restriction on the handling of lemons grown in California and Arizona.

(b) *Order, as amended.* The provisions in paragraph (b) (1) (ii) of § 953.1018 (Lemon Regulation 911; 26 F.R. 7032) are hereby amended to read as follows:

(ii) District 2: 372,000 cartons.

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

Dated: August 10, 1961.

FLOYD F. HEDLUND,
Director, Fruit and Vegetable
Division, Agricultural Mar-
keting Service.

[F.R. Doc. 61-7742; Filed, Aug. 14, 1961; 8:49 a.m.]

Title 14—AERONAUTICS AND SPACE

Chapter III—Federal Aviation Agency

SUBCHAPTER E—AIR NAVIGATION REGULATIONS

[Airspace Docket No. 60-WA-167]

PART 601—DESIGNATION OF CONTROLLED AIRSPACE, REPORTING POINTS, POSITIVE CONTROL ROUTE SEGMENTS, AND POSITIVE CONTROL AREAS

Alteration and Revocation of Control Area Extensions

On December 24, 1960, a Notice of Proposed Rule Making was published in the FEDERAL REGISTER (25 F.R. 13726) stating that the Federal Aviation Agency proposed to alter the Miami, Fla., control area extension (§ 601.1232) and to revoke the West Palm Beach, Fla., control area extension (§ 601.1036) and the Miami, Fla., control area extensions §§ 601.1389 and 601.1427.

Since these actions involve the designation of navigable airspace outside of the United States, the Administrator has consulted with the Secretary of State and the Secretary of Defense in accordance with the provisions of Executive Order No. 10854.

[Airspace Docket No. 60-WA-168]

PART 601—DESIGNATION OF CONTROLLED AIRSPACE, REPORTING POINTS, POSITIVE CONTROL ROUTE SEGMENTS, AND POSITIVE CONTROL AREAS

Alteration and Revocation of Control Area Extensions

On December 24, 1960, a Notice of Proposed Rule Making was published in the FEDERAL REGISTER (25 F.R. 13725) stating that the Federal Aviation Agency proposed to alter the West Palm Beach, Fla., control area extension (§ 601.1132) and revoke the Vero Beach, Fla., control area extensions (§§ 601.1163 and 601.1448).

Since this action involves the designation of navigable airspace outside of the United States, the Administrator has consulted with the Secretary of State and the Secretary of Defense in accordance with the provisions of Executive Order No. 10854.

Subsequent to the publication of this Notice, the FAA has published Amendment 60-21 to the Civil Air Regulations. However, implementation of the provisions of the amendment in this area is being deferred pending an evaluation of the controlled airspace requirements in the entire Miami Air Route Traffic Control Center area. Upon completion of this review, separate airspace action will be initiated to redesignate the West Palm Beach, Fla., control area extension (renamed herein as the Vero Beach control area extension, § 601.1132) as a transition area with appropriate controlled airspace floor assignments.

No adverse comments were received regarding the proposed amendments. Interested persons have been afforded an opportunity to participate in the making of the rules herein adopted, and due consideration has been given to all relevant matter presented.

The substance of the proposed amendments having been published, therefore, pursuant to the authority delegated to me by the Administrator (25 F.R. 12582) and for the reasons stated in the notice, the following actions are taken:

1. Section 601.1132 (14 CFR 601.1132) Control area extension (West Palm Beach, Fla.) is amended to read:

§ 601.1132 Control area extension (Vero Beach, Fla.).

That airspace bounded on the N. by a line 5 miles S. of and parallel to the 071° radial of the Orlando, Fla., VOR, on the E. by the 79th meridian and the Miami Oceanic/Nassau Control Area boundary, on the S. by the West Palm Beach control area extension (§ 601.1235), and on the W. by VOR Federal airway No. 3, excluding the portion below 2,000 feet MSL which lies outside the United States and excluding the portion which coincides with R-2902. The portion of this control area extension which coincides with W-497B shall be used during IFR weather conditions

only after obtaining prior approval from appropriate authority.

§ 601.1163 [Revocation]

2. Section 601.1163 (14 CFR 601.1163) Control area extension (Vero Beach, Fla.) is revoked.

§ 601.1448 [Revocation]

3. Section 601.1448 (14 CFR 601.1448) Control area extension (Vero Beach, Fla.) is revoked.

These amendments shall become effective 0001 e.s.t. September 21, 1961.

(Sec. 307(a) and 1110, 72 Stat. 749 and 800; 49 U.S.C. 1348 and 1510, and Executive Order No. 10854, 24 F.R. 9565)

Issued in Washington, D.C., on August 8, 1961.

D. D. THOMAS,
Director, Air Traffic Service.

[F.R. Doc. 61-7719; Filed, Aug. 14, 1961; 8:46 a.m.]

[Airspace Docket No. 60-LA-27]

PART 601—DESIGNATION OF CONTROLLED AIRSPACE, REPORTING POINTS, POSITIVE CONTROL ROUTE SEGMENTS, AND POSITIVE CONTROL AREAS

Alteration of Control Zone and Designation of Transition Area

On March 17, 1961, a Notice of Proposed Rule Making was published in the FEDERAL REGISTER (26 F.R. 2252) stating that the Federal Aviation Agency (FAA) proposed to alter the control zone at Missoula, Mont., and to designate the Missoula transition area.

In the Notice, the Missoula transition area, as described, would include portions of low altitude VOR Federal airways No. 2 and No. 231. To minimize dual designation of airspace, and reduce charting ambiguity with regard to the designated floors of controlled airspace, action is taken herein to eliminate from the description of the transition area the portions which coincide with Victor 2 and Victor 231.

No adverse comments were received regarding the proposed amendments within the allotted period.

Interested persons have been afforded an opportunity to participate in the making of the rules herein adopted, and due consideration has been given to all relevant matter presented.

The substance of the proposed amendments having been published, therefore, pursuant to the authority delegated to me by the Administrator (25 F.R. 12582) and for the reasons stated in the notice, the following actions are taken:

§ 601.1983 [Amendment]

1. In the text of § 601.1983 (14 CFR 601.1983) "Missoula, Mont.: Missoula County Airport." is deleted.

§ 601.1894 [Amendment]

2. In the text of § 601.1894 (14 CFR 601.1894) "Missoula, Mont.: Missoula

Subsequent to the publication of this Notice, the FAA has published Amendment 60-21 to the Civil Air Regulations. However, implementation of the provisions of the amendment in this area is being deferred pending an evaluation of the controlled airspace requirements in the entire Miami Air Route Traffic Control Center area. Upon completion of this review, separate airspace action will be initiated to redesignate the Miami control area extension (§ 601.1232) as a transition area with appropriate controlled airspace floor assignments.

No adverse comments were received regarding the proposed amendments.

Interested persons have been afforded an opportunity to participate in the making of the rules herein adopted, and due consideration has been given to all relevant matter presented.

The substance of the proposed amendments having been published, therefore, pursuant to the authority delegated to me by the Administrator (25 F.R. 12582) and for the reasons stated in the Notice, the following actions are taken:

1. Section 601.1232 (14 CFR 601.1232) is amended to read:

§ 601.1232 Control area extension (Miami, Fla.).

That airspace E. of Miami, Fla., bounded on the E. by the Miami Oceanic/Nassau control area boundary, on the S. by latitude 24°00'00" N., on the W. by a line beginning at latitude 24°00'00" N., longitude 80°25'00" W.; to the S. edge of VOR Federal airway No. 51; along the S. edge of Victor 51 and along the E. edge of VOR Federal airway No. 3 to the southern boundary of the West Palm Beach, Fla., control area extension (§ 601.1235); and on the N. by the southern boundary of the West Palm Beach control area extension (§ 601.1235), excluding the portion below 2,000 feet MSL which lies outside the United States. The portion of this control area extension which coincides with W-497B shall be used during IFR weather conditions only after obtaining prior approval from appropriate authority.

§§ 601.1036, 601.1389, 601.1427 [Revocation]

2. In Part 601 (14 CFR) the following sections are revoked:

(a) Section 601.1036 Control area extension (West Palm Beach, Fla.).

(b) Section 601.1389 Control area extension (Miami, Fla.).

(c) Section 601.1427 Control area extension (Miami, Fla.).

These amendments shall become effective 0001 e.s.t., September 21, 1961.

(Sec. 307(a) and 1110, 72 Stat. 749 and 800; 49 U.S.C. 1348 and 1510, and Executive Order 10854, 24 F.R. 9565)

Issued in Washington, D.C., on August 8, 1961.

D. D. THOMAS,
Director, Air Traffic Service.

[F.R. Doc. 61-7718; Filed, Aug. 14, 1961; 8:46 a.m.]

County Airport (Lat. 46°55'00'' N., Long. 114°05'15'' W.) is added.

3. Part 601 (14 CFR 601) is amended by adding the following section:

§ 601.10004 Missoula, Mont. transition area.

That airspace extending upward from 1,200 feet above the surface, NW. of Missoula within a 35-mile radius of the Missoula VOR bounded on the SW. by VOR Federal airway No. 2 and on the NE. by VOR Federal airway No. 231; and S. of Missoula within 5 miles either side of the Missoula VOR 180° radial extending from VOR Federal airway No. 2 to 12 miles S. of the VOR.

These amendments shall become effective 0001 e.s.t., October 19, 1961.

(Sec. 307(a), 72 Stat. 749; 49 U.S.C. 1348)

Issued in Washington, D.C., on August 8, 1961.

D. D. THOMAS,
Director, Air Traffic Service.

[F.R. Doc. 61-7720; Filed, Aug. 14, 1961; 8:46 a.m.]

[Airspace Docket No. 61-FW-37]

PART 601—DESIGNATION OF CONTROLLED AIRSPACE, REPORTING POINTS, POSITIVE CONTROL ROUTE SEGMENTS, AND POSITIVE CONTROL AREAS

PART 608—SPECIAL USE AIRSPACE
Designation of Restricted Area and Alteration of Control Area Extensions

The purpose of these amendments to §§ 608.30, 601.1008, and 601.1321 of the regulations of the Administrator is to designate the Townsend, Ga., Restricted Area R-3006 and to alter the Savannah, Ga., and the Brunswick, Ga., control area extensions.

The Department of the Navy has stated an urgent and immediate requirement for the designation of a restricted area in the vicinity of Townsend, Ga. This restricted area is being designated within a 3-nautical mile radius of latitude 31°32'50'' N., longitude 81°35'20'' W., with extensions to the southwest and northwest, 7 nautical miles long and 3 nautical miles wide, wherein hazardous bombing activities will be conducted by Navy aircraft. The Department of the Navy has justified its requirement as a matter of military urgency and necessity, and in the interest of national defense.

Due to the requirement to train additional pilots in this area in accordance with stepped-up training schedules, use of the Townsend target cannot be delayed. Therefore designation of restricted airspace surrounding this target which is scheduled for completion on September 1, 1961, is necessary to permit the Navy to fulfill its fleet training mission.

In order to promote the efficient utilization of this restricted area, R-3006 is designated herein as a joint use area, with the Jacksonville Air Route Traffic Control Center designated as the controlling agency. The Savannah, Ga.,

control area extension (§ 601.1008) and the Brunswick, Ga., control area extension (§ 601.1321) are altered to reflect the designation of the portions of R-3006 which coincide with the Savannah and Brunswick control area extensions as controlled airspace.

For the reasons stated above, the Administrator finds that a condition exists which requires expeditious action in the interest of national defense and safety and that notice and public procedure hereon are impracticable and contrary to the public interest, and that good cause exists for making these amendments effective on less than 30 days' notice.

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (25 F.R. 12582) the following actions are taken:

§ 608.30 [Amendment]

1. In § 608.30 Georgia (26 F.R. 7193) the following is added:

R-3006 Townsend, Ga.

Boundaries. A circular area with a 3-nautical mile radius centered at Lat. 31°32'50'' N., Long. 81°35'20'' W, and within 1.5 nautical miles either side of the 223° and 298° bearings from the center extending from the 3-nautical mile radius circle to 10 nautical miles southwest and northwest of the center.

Designated altitudes. The area within the 3-nautical mile radius, surface to 14,000 feet MSL; the area within the extensions, surface to 6,000 feet MSL.

Time of designation. Sunrise to sunset, Monday through Friday.

Controlling agency. Federal Aviation Agency, Jacksonville ARTC Center.

Using agency. Commander, Fleet Air Jacksonville, NAS Jacksonville, Fla.

2. Section 601.1008 (14 CFR 601.1008) is amended to read:

§ 601.1008 Control area extension (Savannah, Ga.).

The airspace N. of Lat. 31°35'00'' N. which lies within a 40-mile radius of Hunter AFB, Savannah, Ga. The portion of this control area extension which coincides with R-3006 shall be used only after obtaining prior approval from appropriate authority. The portions of this control area extension which coincide with R-3005, W-132, W-157, and W-160 are excluded.

3. Section 601.1321 (14 CFR 601.1321) is amended to read:

§ 601.1321 Control area extension (Brunswick, Ga.).

That airspace bounded on the N. by Lat. 31°30'00'' N., on the E. by low altitude VOR Federal airway No. 3, and on the SW. by low altitude VOR Federal airways Nos. 5 and 51. The portion of this control area extension which coincides with R-3006 shall be used only after obtaining prior approval from appropriate authority.

These amendments shall become effective 0001 e.s.t., September 1, 1961.

(Sec. 307(a), 72 Stat. 749; 49 U.S.C. 1348)

Issued in Washington, D.C., on August 10, 1961.

D. D. THOMAS,
Director, Air Traffic Service.

[F.R. Doc. 61-7780; Filed, Aug. 14, 1961; 8:50 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 8—COLOR ADDITIVES

Subpart D—Listing of Color Additives for Food Use Exempt From Certification

DRIED ALGAE MEAL

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 706 (b), (c), 74 Stat. 399; 21 U.S.C. 376 (b), (c)) and under the authority delegated to the Commissioner of Food and Drugs by the Secretary of Health, Education, and Welfare (25 F.R. 8625): *It is ordered*, That the color additive regulations (21 CFR 8.301; 26 F.R. 5919) be amended as follows:

The introduction to § 8.301(c) is amended to read:

§ 8.301 Dried algae meal.

(c) *Labeling requirements.* The label and labeling of the color additive and any premixes prepared therefrom shall bear, in addition to the other information required by the Federal Food, Drug, and Cosmetic Act and other regulations in this chapter:

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

Notice and public procedure are not necessary prerequisites to the promulgation of this order, and I so find, since the amendment serves only to clarify existing regulations.

(Sec. 706 (b), (c), 74 Stat. 399; 21 U.S.C. 376 (b), (c))

Dated: August 9, 1961.

GEO. P. LARRICK,
Commissioner of Food and Drugs.

[F.R. Doc. 61-7748, Filed, Aug. 14, 1961; 8:49 a.m.]

PART 121—FOOD ADDITIVES

Subpart A—Definitions and Procedural and Interpretative Regulations

FURTHER EXTENSION OF EFFECTIVE DATE OF STATUTE FOR CERTAIN SPECIFIED FOOD ADDITIVES

The Commissioner of Food and Drugs, pursuant to the authority provided in the Federal Food, Drug, and Cosmetic Act (sec. 6(c), Public Law 85-929, as amended sec. 2, Public Law 87-19; 72 Stat. 1788, as amended 75 Stat. 42; 21 U.S.C., note under sec. 342) and delegated to him by the Secretary of Health, Education, and Welfare (25 F.R. 8625), hereby authorizes the use in foods of the following substances, under the conditions prescribed in this order:

1. Section 121.90 (21 CFR 121.90) is amended by adding thereto the following new items:

§ 121.90 Further extensions of effective date of statute for certain specified food additives as direct additives to food.

Product	Specified uses or restrictions	Effective date of statute extended to—
Betaine, anhydrous, or betaine hydrochloride	Dietary supplement; limit 100 mg. per day	Jan. 1, 1962
Copper sulfate	Dietary supplement; limit 2 mg. of copper per day	Do.
Fat, hydrolyzed (animal and vegetable, free of toxic impurities)	In feed for livestock and poultry; limit 12.5%	July 1, 1963
Ferrous fumarate	Dietary supplement; limit 115 mg. per day of iron	Jan. 1, 1963
Fumaric acid	Used as acidifier, flavoring, and leavening agent; limit 0.3%	July 1, 1963
Menadione	Dietary supplement; limit 1 mg. per day	Jan. 1, 1962
DL-Methionine	Dietary supplement; limit 200 mg. per day	July 1, 1962
Methyl ester of fatty acids (C ₁₄ , C ₁₆ , C ₁₈) from edible coconut oil	In animal feed; limit 3%	Jan. 1, 1962
Methyl glucoside of fatty acids of edible coconut oil	Crystallization agent in beet sugar manufacture; limit 5 p.p.m.	July 1, 1962
Morpholine	Component of coating on fruits and vegetables; limit 3 p.p.m.	Do.
Polyoxyethylene glycol (600) dioleate	Component of defoamer used in yeast production	Jan. 1, 1962
Polyoxyethylene glycol (800) ester of edible cottonseed oil fatty acids	Solubilizing agent in pickles; limit 500 p.p.m.	July 1, 1962
Potassium iodide	Dietary supplement; limit 0.15 mg. per day	Jan. 1, 1962
Rutin	Dietary supplement; limit 50 mg. per day	Jan. 1, 1962
Sodium methyl sulfate	Processing residue in pectin for use as a jelling or thickening agent; limit 0.5% in pectin.	Jan. 1, 1964
Sodium nitrite	In canned pet food containing fish and/or meat; limit 20 p.p.m.	Jan. 1, 1962
Tallow, oxidized	Component of defoamer in beet sugar production; limit 40 p.p.m. in defoamer.	Do.
Torula yeast, dried	Flavoring in food; not more than 0.040 mg. of folic acid per gm. of yeast.	July 1, 1962
Triisopropanolamine	In food for special dietary use; limit 0.4 mg. of folic acid per day.	Do.
Quinine hydrochloride	Component of coatings on fresh fruits and vegetables; limit 2 p.p.m.	Do.
Quinine sulfate	Flavoring agent in carbonated beverages; limit 100 p.p.m.	Jan. 1, 1963
Yeast, dried	do.	Do.
	Flavoring in food; not more than 0.040 mg. of folic acid per gm. of yeast.	July 1, 1962
	In food for special dietary use; limit 0.4 mg. of folic acid per day.	Do.
	Component of defoamer used in beet sugar production; limit 5 p.p.m. in beet sugar.	Jan. 1, 1962
Wax, micro-crystalline and paraffin (as described in this section).	Coating on fresh fruits and vegetables	Do.
	In matrix formation or external application to vitamin products.	Do.

¹ Progress report due Jan. 1, 1962.

Notice and public procedure are not necessary prerequisites to the promulgation of this order, and I so find, since extensions of time, under certain conditions, for the effective date of the Food Additives Amendment to the Federal Food, Drug, and Cosmetic Act were contemplated by Public Law 87-19 as a relief of restrictions on the food-processing industry.

Effective date. This order shall become effective as of the date of signature. (Sec. 6(c), Public Law 85-929, as amended sec. 2, Public Law 87-19; 72 Stat. 1788, as amended 75 Stat. 42; 21 U.S.C., note under sec. 342)

Dated: August 9, 1961.

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

[F.R. Doc. 61-7749; Filed, Aug. 14, 1961; 8:49 a.m.]

Title 26—INTERNAL REVENUE

Chapter I—Internal Revenue Service,
Department of the Treasury

SUBCHAPTER D—MISCELLANEOUS EXCISE TAXES

[T.D. 6568]

PART 44—TAXES ON WAGERING

Period for Retaining Records

Paragraph (e) of § 44.6001-1 of the Wagering Tax Regulations (26 CFR Part

44), relating to the retention of records, is amended to provide a period for the retention of the daily record required by § 44.4403-1 of such Regulations. As amended, such paragraph (e) reads as follows:

§ 44.6001-1 Record requirements.

(e) *Period for retaining records.* All records required by the regulations in this part shall at all times be available for inspection by internal revenue officers. Records required by § 44.4403-1 and by paragraph (a) of this section shall be maintained for a period of at least three years from the date the tax became due. Records required by paragraph (b) of this section shall be maintained for a period of at least three years from the date the wager was received. Records required by paragraph (c) of this section shall be maintained for a period of at least three years from the date any credit is taken or refund is claimed.

Because this Treasury decision merely prescribes the period for which certain records are to be maintained, it is found unnecessary to issue this Treasury decision with notice and public procedure thereon under section 4(a) of the Administrative Procedure Act, approved June 11, 1946, or subject to the effective date limitation of section 4(c) of said Act.

This Treasury decision is issued under the authority contained in section 7805

of the Internal Revenue Code of 1954 (68A Stat. 917; 26 U.S.C. 7805).

[SEAL] **MORTIMER M. CAPLIN,**
Commissioner of Internal Revenue.

Approved: August 9, 1961.

STANLEY S. SURREY,
Assistant Secretary of the Treasury.

[F.R. Doc. 61-7746; Filed, Aug. 14, 1961; 8:49 a.m.]

Title 17—COMMODITY AND SECURITIES EXCHANGES

Chapter II—Securities and Exchange Commission

[Release 33-4399]

PART 200—ORGANIZATION: CONDUCT AND ETHICS; AND INFORMATION AND REQUESTS

Subpart B—Regulation Concerning Conduct of Members and Employees and Former Members and Employees of the Commission

On July 20, 1961 the Securities and Exchange Commission amended its Regulation Concerning Conduct of Members and Employees and Former Members and Employees. Included in the amendment was the redesignating and renumbering of certain paragraphs of Rule 3 (§ 200.33). The present amendment is for the purpose of conforming the new paragraph numbers in the reference thereto in paragraph 3(k). (§ 200.33 (k)).

The Commission deems this amendment to be included within the exception in section 4(a) of the Administrative Procedure Act applicable, among other things, to "rules of agency organization, procedure, or practice" and deems notice and public procedures of the character specified in that section to be unnecessary, and that the amendment is not subject to the provision of section 4(c) of that Act relating to the effective date of substantive rules.

§ 200.33 [Amendment]

Section 200.33(l) is amended by striking out "(f) to (j)" and inserting in lieu thereof "(f), (g), (h), (j), and (k)", so that paragraph (l) reads as follows:

The restrictions imposed in paragraphs (f), (g), (h), (j), and (k) of this section do not apply to the exercise of a privilege to convert or exchange securities; to the exercise of rights accruing unconditionally by virtue of ownership of other securities (as distinguished from a contingent right to acquire securities not subscribed for by others); or to the acquisition and exercise of rights in order to round out fractional shares.

(Sec. 19(a), 48 Stat. 85, as amended sec. 23(a), 48 Stat. 901, as amended, sec. 20 (a), 49 Stat. 833, sec. 319, 53 Stat. 1173, sec. 38(a), 54 Stat. 841, sec. 211(a), 54 Stat. 855, as

amended, 15 U.S.C. 77s, 77sss, 78w, 79t, 80a-37, 80b-11)

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

AUGUST 1, 1961.

[F.R. Doc. 61-7738; Filed, Aug. 14, 1961;
8:48 a.m.]

[Release 33-4400]

PART 201—RULES OF PRACTICE

Service of Subpoenas

The Securities and Exchange Commission has amended Rule 14(b) (§ 201.14(b)) of its rules of practice which relates to subpoenas issued by the Commission. The new subsection provides that service of subpoenas may be effected by giving actual notice to the person to be served, by mailing the subpoena to him by registered or certified mail, or by any of several methods of delivery outlined in the rule. The rule also provides for service on an attorney who is representing the person to be served in a pending proceeding, or on a registered agent, officer, director, or manager of a corporation. This rule is expressly made applicable to investigations as well as other hearings.

The purpose of the amendment is to facilitate the service of subpoenas while affording the person served with ample notice thereof. The terms of the rule are consistent with the methods for service of papers in court proceedings under rule 5(b) of the Federal Rules of Civil Procedure.

Section 201.14(b) was amended by adding thereto a new subparagraph (4) reading as follows:

(4) Service of a Commission subpoena upon a natural person may be made by any method whereby actual notice is given to him or by delivering a copy of it to him or by mailing it by registered or certified mail to him at his last known address. Delivery of a copy within this rule means handing it to the person; or leaving it at his office with the person in charge thereof; or, if there is no one in charge, leaving it in a conspicuous place therein; or leaving it at his dwelling place or usual place of abode with some person of suitable age and discretion then residing therein. When the person to be served is not a natural person, service may be effected by any method whereby actual notice is given to a registered agent for service, or to any officer, director, or agent in charge of any office of such person, or by delivery of a copy of the subpoena to any such representative, or by mailing it by registered or certified mail to such representative at his last known address. Whenever service is to be made upon a person who is represented in the pending proceeding by an attorney, the service may be made upon the attorney. The provisions of this subsection shall apply to investigations as well as other hearings.

(Secs. 19 and 20(a), 48 Stat. 85, as amended, 86, as amended, secs. 21(a), (b) and 23(a), 48 Stat. 899, as amended, 901, as amended, secs. 18(a), (b), (c), and 20(a), 49 Stat. 831,

833, sec. 319(a), 53 Stat. 1173, secs. 38(a), 42(a), (b), 54 Stat. 841, 842, secs. 209(a), (b), 211(a), 54 Stat. 853, as amended, 855, as amended, 15 U.S.C. 77s, 77sss, 77t, 78u, 78w, 79r, 79t, 80a-37, 80a-41, 80b-9, 80b-11)

The Commission finds that the foregoing amendment involves a matter of practice or procedure and that notice and subsequent procedure pursuant to subsections 4(a) and (b) of the Administrative Procedure Act are not required. The Commission also finds that the provision of subsection 4(c) of the Administrative Procedure Act regarding postponement of the effective date are inapplicable inasmuch as this is not a substantive rule.

Effective date. This amendment shall become effective August 1, 1961.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

AUGUST 1, 1961.

[F.R. Doc. 61-7739; Filed, Aug. 14, 1961;
8:48 a.m.]

Title 29—LABOR

Chapter I—National Labor Relations Board

PART 101—STATEMENTS OF PROCEDURE

PART 102—RULES AND REGULATIONS, SERIES 8

Miscellaneous Amendments

By virtue of the authority vested in it by the National Labor Relations Act, approved July 5, 1935, the National Labor Relations Board hereby issues the following amendments to its Statements of Procedure and to its rules and regulations, Series 8, as amended, which it finds necessary to carry out the provisions of said Act, such amendments to be effective August 15, 1961.

National Labor Relations Board Statements of Procedure and rules and regulations, Series 8, as hereby further amended, shall be in force and effect until further amended, or rescinded by the Board.

(49 Stat. 440; 29 U.S.C. 151-166), as amended by act of June 23, 1947 (61 Stat. 136; 29 U.S.C. Supp. 151-167), act of October 22, 1951 (65 Stat. 601; 29 U.S.C. 158, 159, 168), and act of September 14, 1959 (73 Stat. 519; 29 U.S.C. 141-168)

Dated, Washington, D.C., August 9, 1961.

By direction of the Board.

OGDEN W. FIELDS,
Executive Secretary.

1. In Part 101—Statements of Procedure, Subpart F—Jurisdictional Dispute Cases under Section 10(k) of the Act, §§ 101.31, 101.33 and 101.35 are amended to read as follows:

§ 101.31 **Initiation of proceedings to hear and determine jurisdictional disputes under section 10(k).**

The investigation of a jurisdictional dispute under section 10(k) is initiated

by the filing of a charge, as described in § 101.2, by any person alleging a violation of paragraph (4) (D) of section 8 (b). As soon as possible after a charge has been filed, the regional director serves upon the parties a copy of the charge together with a notice of the filing of such charge.

§ 101.33 **Initiation of formal action; settlement.**

If, after investigation, it appears to the regional director that the Board should determine the dispute under section 10(k) of the Act, he issues a notice of hearing which includes a simple statement of issues involved in the jurisdictional dispute and which is served on all parties to the dispute out of which the unfair labor practice is alleged to have arisen. The hearing is scheduled for not less than 10 days after service of the notice of the filing of the charge, except that in cases involving the National Defense, agreement will be sought for scheduling of hearing on less notice. If the parties present to the regional director satisfactory evidence that they have adjusted the dispute, the regional director withdraws the notice of hearing and either permits the withdrawal of the charge or dismisses the charge. If the parties submit to the regional director satisfactory evidence that they have agreed upon methods for voluntary adjustment of the dispute, the regional director shall defer action upon the charge and shall withdraw the notice of hearing if issued. The parties may agree on an arbitrator, a proceeding under section 9(c) of the Act, or any other satisfactory method to resolve the dispute.

§ 101.35 **Procedure before the Board.**

The parties have 7 days after the close of the hearing, subject to any extension that may have been granted, to file briefs with the Board and to request oral argument which the Board may or may not grant. However, in cases involving the National Defense and so designated in the notice of hearing, the parties may not file briefs but after the close of the evidence may argue orally upon the record their respective contentions and positions, except that for good cause shown in an application expeditiously made to the Board in Washington, D.C., after the close of the hearing, the Board may grant leave to file briefs in such time as it shall specify. The Board then considers the evidence taken at the hearing and the hearing officer's analysis together with any briefs that may be filed and the oral argument, if any, and issues its determination or makes other disposition of the matter.

2. In Part 102—Rules and Regulations, Series 8, Subpart F—Procedure To Hear and Determine Disputes under Section 10(k) of the Act, §§ 102.89 and 102.90 are amended to read as follows:

§ 102.89 **Initiation of proceedings.**

Whenever it is charged that any person has engaged in an unfair labor practice within the meaning of paragraph (4) (D) of section 8(b) of the Act, the regional director of the office in which such charge is filed or to which it is

referred shall, as soon as possible after the charge has been filed, serve upon the parties a copy of the charge together with a notice of the filing of the charge and shall investigate such charge and if it is deemed appropriate to seek injunctive relief of a district court pursuant to section 10(1) of the Act, he shall give it priority over all other cases in the office except other cases under section 10(1) and cases of like character.

§ 102.90 Notice of filing of charge; notice of hearing; hearing; proceedings before the Board; briefs; determination of dispute.

If it appears to the regional director that the charge has merit and the parties to the dispute have not submitted satisfactory evidence to the regional director that they have adjusted, or have agreed upon methods for the voluntary adjustment of, the dispute out of which such unfair labor practice shall have arisen, he shall cause to be served on all parties to such dispute a notice of hearing under section 10(k) of the Act before a hearing officer at a time and place fixed therein which shall be not less than 10 days after service of the notice of the filing of said charge. The notice of hearing shall contain a simple statement of the issues involved in such dispute. Such notice shall be issued promptly, and, in cases in which it is deemed appropriate to seek injunctive relief pursuant to section 10(l) of the Act, shall normally be issued within 5 days of the date upon which injunctive relief is first sought. Hearings shall be conducted by a hearing officer, and the procedure shall conform, insofar as applicable, to the procedure set forth in §§ 102.64 to 102.68, inclusive. Upon the close of the hearing, the proceeding shall be transferred to the Board and the Board shall proceed either forthwith upon the record, or after oral argument, or the submission of briefs, or further hearing, to determine the dispute or make other disposition of the matter. Should any party desire to file a brief with the Board, seven copies thereof shall be filed with the Board at Washington, D.C., within 7 days after the close of the hearing: *Provided, however,* That, in cases involving the National Defense and so designated in the notice of hearing, no briefs shall be filed, and the parties, after the close of the evidence, may argue orally upon the record their respective contentions and positions: *Provided further,* That, in cases involving the National Defense, upon application for leave to file briefs expeditiously made to the Board in Washington, D.C., after the close of the hearing, the Board may for good cause shown grant such leave and thereupon specify the time for filing. Immediately upon such filing, a copy shall be served on the other parties. Such brief shall be legibly printed or otherwise legibly duplicated: *Provided, however,* That carbon copies of typewritten matter shall not be filed and if submitted will not be accepted. Requests for extension of time in which to file a brief under authority of this section shall be in writing and received by the Board in Washington, D.C., 3 days prior to the due date with copies thereof served on each of the other parties. No

reply brief may be filed except upon special leave of the Board.

[F.R. Doc. 61-7730; Filed, Aug. 14, 1961; 8:47 a.m.]

Title 32—NATIONAL DEFENSE

Chapter VII—Department of the Air Force

PART 887—APPOINTMENT OF OFFICER PERSONNEL

Appointment of Distinguished Graduates of Aviation Cadet, Officer Training School, and Officer Candidate School Programs as Officers in the Regular Air Force

Sections 887.101 to 887.108 are deleted and the following substituted therefor:

- | | |
|---------|---------------------------------------|
| Sec. | Purpose. |
| 887.101 | Purpose. |
| 887.102 | Recognition of outstanding graduates. |
| 887.103 | General eligibility requirements. |
| 887.104 | Selection criteria. |
| 887.105 | Notification to applicants. |
| 887.106 | Tender of appointment. |
| 887.107 | Probationary period. |

AUTHORITY: §§ 887.101 to 887.107 issued under sec. 8012, 70A Stat. 488; 10 U.S.C. 8012. Interpret or apply 70A Stat. 507; 10 U.S.C. 8284.

SOURCE: AFR 36-53, March 22, 1961.

§ 887.101 Purpose.

Sections 887.101 to 887.107 set forth the eligibility requirements, and method of submitting application for appointment in the Regular Air Force of distinguished graduates of aviation cadet, the officer training school, and the officer candidate school programs.

§ 887.102 Recognition of outstanding graduates.

The Air Force recognizes persons who distinguish themselves academically and who demonstrate outstanding qualities of leadership for military service during their aviation cadet, officer training school or officer candidate school training. Qualified graduates of these programs are officially designated "distinguished graduates" and the best qualified are offered Regular Air Force commissions if they apply and are selected. Selections are made by a board of officers at Headquarters USAF, whose selections are final except that the President may remove the name of any person he considers not qualified for appointment. Designated "distinguished graduates" not applying for Regular appointment under §§ 887.101 to 887.107 are given appropriate consideration when they become eligible for Regular appointment.

§ 887.103 General eligibility requirements.

The general eligibility requirements listed in paragraphs (a) to (f) of this section must be met by each selected applicant at the time of appointment.

(a) *Distinguished graduates.* Only a selected applicant designated as a distinguished graduate may be appointed.

(b) *Age.* At the time of application, an applicant must not be over 30 years of age by more than the number of years, months, and days he has served on active duty as a commissioned officer in the Armed Forces of the United States. He may request, in writing, a waiver of the age limitation. Such waiver is subject to final approval by the Secretary of the Air Force. However, he may not be appointed if he will reach his 55th birthday before he completes 20 years of active Federal commissioned service. The Regular appointment of an applicant who is under 21 years of age is withheld until after he reaches his 21st birthday.

(c) *Citizenship.* An applicant must be a citizen of the United States. If he is not a citizen by birth, he must furnish a certificate by an officer, notary public, or any other person authorized by law to administer oaths, giving the following information:

I certify that I have this date seen the original Certificate of Citizenship Number _____ (or certified copy of court order establishing citizenship) stating that _____ was admitted to _____ (Full Name) United States citizenship by the _____ Court of _____ (District or County) _____ on _____ (State) _____ (Date)

NOTE: Facsimiles or copies, photographic or otherwise, are not made of naturalization certificates under any circumstances. 18 U.S.C. 1426(h) provides that "whoever, without lawful authority, prints, photographs, makes or executes any print or impression in the likeness of a certificate of arrival, declaration of intention to become a citizen, or certificate of naturalization or citizenship, or any part thereof, shall be fined not more than \$5,000 or imprisoned not more than five years, or both."

(d) *Medical.* After selection, physical qualification is a prerequisite to appointment. An applicant must be qualified in accordance with the physical standards for commission.

(e) *Background.* (1) The appointee must be of such background, character, and reputation to insure that appointment into the Regular Air Force is clearly consistent with the best interests of the Air Force.

(2) The person who resigns, is dismissed, is disenrolled, or is eliminated from an officer training program of the Army, Navy, or Air Force for reasons of Honor Code violation, military inaptitude, indifference, undesirable traits of character, or disciplinary reasons, is not eligible under §§ 887.101 to 887.107. However, superintendents of service academies and commanders of officer training programs may recommend waivers to this policy to the Secretary of the Air Force in exceptional cases worthy of consideration.

(f) *Dependents.* (1) A male applicant is not restricted.

(2) A female applicant may not be appointed if she is the parent by birth or adoption of a child under 18 years of age of whom she has personal or legal custody; is the stepparent of a child under 18 years of age and the child is within her household for a period of more than 30 days a year; or has or

assumes personal custody of any child under 18 years of age.

§ 887.104 Selection criteria.

(a) *Distinguished aviation cadet graduate.* A distinguished aviation cadet graduate is a person designated as such by the Commander, Air Training Command. To be eligible for selection as a distinguished aviation cadet graduate, he must have:

(1) Demonstrated outstanding qualities of leadership, high moral character, and definite aptitude for military service while undergoing aviation cadet training.

(2) Attained a final performance standing in the upper 20 percent of his aviation cadet class in flying proficiency, academic standing, and military performance.

(3) Been appointed an officer of the Reserve of the Air Force and awarded an aeronautical rating as either pilot or navigator.

(b) *Distinguished officer candidate and officer training school graduates.* A distinguished officer candidate or an officer training school graduate is a person, designated as such by the Commander, Air Training Command. To be eligible for selection as a distinguished officer candidate or officer training school graduate he must have:

(1) Demonstrated outstanding qualities of leadership, high moral character, and definite aptitude for military service while undergoing officer candidate training or officer training school training.

(2) Attained a final performance standing in the upper 20 percent of his officer candidate or officer training school class in both academic standing and military performance.

(3) Been appointed an officer of the Reserve of the Air Force.

§ 887.105 Notification to applicants.

Applicants are notified of selection or nonselection through their current organization commander.

§ 887.106 Tender of appointment.

Appointments are announced in Department of the Air Force special orders and tendered by letters of appointment issued by the Department of the Air Force. The tender may be withdrawn for cogent reasons or declined at any time before actual acceptance.

§ 887.107 Probationary period.

The appointment of any person under §§ 887.101 to 887.107 is probationary for three years and may be revoked by the Secretary of the Air Force at any time before the third anniversary of the acceptance of such appointment.

By order of the Secretary of the Air Force.

CARROLL W. KELLEY,
Lt. Col., United States Air Force,
Chief, Special Activities Group,
Office of The Judge Advocate
General.

[F.R. Doc. 61-7558; Filed, Aug. 14, 1961;
8:45 a.m.]

Title 41—PUBLIC CONTRACTS

Chapter 2—Federal Aviation Agency

PART 2-1—GENERAL

Subpart 2-1.10—Publicizing Procurement Actions

Subpart 2-1.10 is revised as follows:

Sec.

2-1.1003 Synopsis of proposed procurements.

2-1.1004 Synopsis of contract awards.

AUTHORITY: §§ 2-1.1003 and 2-1.1004 issued under secs. 303, 313, 72 Stat. 747, 752; 49 U.S.C. 1344, 1354.

§ 2-1.1003 Synopsis of proposed procurements.

(a) In order to encourage competition, it is the policy of the Federal Aviation Agency to utilize the Department of Commerce Synopsis to the maximum practicable extent. Procurements shall be planned in such a manner as to keep to a minimum the use of exception permitted by § 1-1.1003-2(4) of this title.

(b) Procurement information shall be prepared and transmitted in accordance with § 1-1.1003-7 of this title. Originating offices served by the General Services Administration—Public Buildings Service teletypewriter system shall submit material through that system. All other offices shall use air mail.

§ 2-1.1004 Synopsis of contract awards.

Publicizing of contract awards shall be in accordance with § 1-1.1004 of this title. It should be noted that awards exceeding \$25,000 for work performed in any of the United States are required to be published, even though the proposed procurement may not have been publicized. Award information shall be submitted by regular mail by all procurement offices, except those in Alaska and Hawaii which shall use air mail.

Effective date. These regulations are effective August 31, 1961.

Dated: August 7, 1961.

ALAN L. DEAN,
Deputy Administrator for
Administration.

[F.R. Doc. 61-7721; Filed, Aug. 14, 1961;
8:47 a.m.]

Title 43—PUBLIC LANDS: INTERIOR

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

APPENDIX—PUBLIC LAND ORDERS

[Public Land Order 2455]

[Fairbanks 027546]

ALASKA

Withdrawing Lands for Use of Federal Aviation Agency, in Maintenance of Air Navigation Facilities

By virtue of the authority contained in section 4 of the act of May 24, 1928

(45 Stat. 729; 49 U.S.C. 214), it is ordered as follows:

1. Subject to valid existing rights, the following-described public lands in Alaska are hereby withdrawn from all forms of appropriation under the public land laws, including the mining but not the mineral leasing laws nor disposals of materials under the act of July 31, 1947 (61 Stat. 681; 30 U.S.C. 601-604), as amended, and reserved for use of the Federal Aviation Agency, in the maintenance of air navigation facilities:

FORT YUKON AREA

TRACT 1

Beginning at Corner No. 10 of USS 2670, Townsite of Fort Yukon; thence N. 9°34' E., 2058.00 feet, on the 10-11 line of USS 2670 extended, to the southeasterly line of the tract leased by the State of Alaska from the B.L.M. (Fairbanks Serial 012166, April 1, 1955 to April 1, 1975);

S. 60°11' W., 1012.00 feet, to a point on the northeasterly boundary of PLO 1729;

S. 29°49' E., 64.00 feet following the boundary of said PLO 1729;

S. 60°11' W., 825.00 feet;

S. 49°00' E., 1616.00 feet to Corner No. 10 of U.S. Survey 2670, the point of beginning.

Containing approximately 33 acres.

TRACT 2

From Corner No. 8 of USS 3191, go N. 80°39'23" E., 3533.29 feet to the point of beginning; thence

N. 04°22'50" W., 300.0 feet;

N. 85°37'10" E., 600.0 feet;

S. 04°22'50" E., 600.0 feet;

S. 85°37'10" W., 600.0 feet;

N. 04°22'50" W., 300.0 feet to the point of beginning.

Containing 8.26 acres.

TRACT 3

From Corner No. 8 of USS 3191, go N. 53°14'45" E., 4658.54 feet to the point of beginning on the runway centerline extended; thence

N. 29°42'50" W., 300.0 feet;

N. 60°17'10" E., 600.0 feet;

S. 29°42'50" E., 600.0 feet;

S. 60°17'10" W., 600.0 feet;

N. 29°42'50" W., 300.0 feet to the point of beginning.

Containing 8.26 acres.

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

AUGUST 9, 1961.

[F.R. Doc. 61-7724; Filed, Aug. 14, 1961;
8:47 a.m.]

[Public Land Order 2456]

[1861735]

ALASKA

Revoking Executive Order No. 920 of July 25, 1908, and No. 8864 of August 21, 1941

By virtue of the authority vested in the President and pursuant to Executive Order No. 10355 of May 26, 1952, it is ordered as follows:

1. Executive Order No. 920 of July 25, 1908, reserving a tract of land at Tanana containing 18.25 acres, described by metes and bounds, and adjoining the

military reservation of Fort Gibbon, for use of the Signal Corps, United States Army, and Executive Order No. 8864 of August 21, 1941, placing such lands under control of the Secretary of the Interior for disposition as provided in the act of July 5, 1884 (23 Stat. 103; 43 U.S.C. 1071), or as might otherwise be provided by law, are hereby revoked.

subject to valid existing rights and equitable claims, the provisions of existing withdrawals, and the requirements of applicable law, rules, and regulations. They have been open to applications and offers under the mineral leasing laws.

The areas described aggregate approximately 250 acres, all of which except the NE $\frac{1}{4}$ NE $\frac{1}{4}$, section 33, T. 16 N., R. 3 W., are national forest lands within the Payette National Forest.

2. The following-described lands are in part subject to the general determination of the Federal Power Commission of April 17, 1922:

2. The lands are described as follows:
FT. GIBBON ABANDONED MILITARY RESERVATION

Beginning at Corner No. 1, marked by an iron-pipe monument about 3 feet high and about 3 inches in diameter, being centered with a tack by means of a wooden plug, and placed at the intersection of the east line of the Fort Gibbon, Alaska, Military Reservation and the north line of S. A. Homestead Claim of the North American Transportation and Trading Company—said point of intersection being approximately 668 feet due north of the monument at the southeast corner of the said Fort Gibbon, Alaska, Military Reservation; thence S. 83°30' E. 800 feet, following the north boundary line of the said homestead, to Corner No. 2, marked by a monument of the same description as said monument at Corner No. 1; thence due North 1000 feet to Corner No. 3, marked by a monument of the same description as said monument at Corner No. 1; and situated on the east line of the said Fort Gibbon, Alaska, Military Reservation; thence due South 1000 feet, following the east boundary line of the said Fort Gibbon, Alaska, Military Reservation, to Corner No. 1, the place of beginning; containing an area of 18.25 acres, more or less. All courses are referred to the true meridian.

3. Until 10:00 a.m. on November 9, 1961, the State of Alaska shall have a preferred right to select the lands in accordance with and subject to the limitations and requirements of the act of July 28, 1956 (70 Stat. 709; 48 U.S.C. 46-3b), section 6(g) of the Alaska Statehood Act of July 7, 1958 (72 Stat. 339), and the regulations in 43 CFR Part 76.

4. Beginning at 10:00 a.m. on November 9, 1961, the lands shall be subject to operation of the public land laws generally, including the mining laws,

Inquiries concerning the lands should be addressed to the Manager, Land Office, Bureau of Land Management, Fairbanks, Alaska.

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

AUGUST 9, 1961.

[F.R. Doc. 61-7725; Filed, Aug. 14, 1961; 8:47 a.m.]

[Public Land Order 2457]

[Idaho 011379]

IDAHO

Partly Revoking Certain Departmental Orders Which Withdrew Lands for Use of the Forest Service for Administrative Sites

By virtue of the authority vested in the President, and pursuant to Executive Order No. 10355 of May 26, 1952; it is ordered as follows:

1. The departmental orders of November 11, 1908 and October 6, 1908, so far as they withdrew the following-described lands for use of the Forest Service for administrative sites, are hereby revoked:

a. Departmental order of November 11, 1908:

BOISE MERIDIAN

RUSH CREEK ADMINISTRATIVE SITE

T. 16 N., R. 3 W.,
Sec. 28, NE $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$, W $\frac{1}{2}$ E $\frac{1}{2}$ SE $\frac{1}{4}$ and E $\frac{1}{2}$ W $\frac{1}{2}$ SE $\frac{1}{4}$;
Sec. 33, NE $\frac{1}{4}$ NE $\frac{1}{4}$.

b. Departmental order of October 6, 1908:

BOISE MERIDIAN

MANN CREEK ADMINISTRATIVE SITE

T. 14 N., R. 5 W.,
Sec. 32, E $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 33, W $\frac{1}{2}$ SW $\frac{1}{4}$ and W $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$.

BOISE MERIDIAN

T. 16 N., R. 3 W.,
Sec. 28, NE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$, W $\frac{1}{2}$ E $\frac{1}{2}$ SE $\frac{1}{4}$ and E $\frac{1}{2}$ W $\frac{1}{2}$ SE $\frac{1}{4}$;
Sec. 33, NE $\frac{1}{4}$ NE $\frac{1}{4}$.

3. At 10:00 a.m. on September 14, 1961, the national forest lands shall be open to such forms of disposition as may by law be made of national forest lands. The remaining public lands affected by this order are hereby restored to the operation of the public land laws, including the mining laws, subject to any valid existing rights and equitable claims, the requirements of applicable law, rules, and regulations, and the provisions of any existing withdrawals, provided, that, until 10:00 a.m. on February 8, 1962, the State of Idaho 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). The lands have been open to applications and offers under the mineral leasing laws.

4. Any disposition with respect to those portions of the lands described in paragraph 2, hereof, being used under license for transmission line purposes, shall be subject to section 24 of the Federal Power Act of June 10, 1920 (41 Stat. 1075; 16 U.S.C. 818), as amended.

Inquiries concerning the lands should be addressed to the Manager, Land Office, Bureau of Land Management, Boise, Idaho.

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

AUGUST 9, 1961.

[F.R. Doc. 61-7726; Filed, Aug. 14, 1961; 8:47 a.m.]

Proposed Rule Making

DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

[7 CFR Part 957]

IRISH POTATOES GROWN IN CERTAIN DESIGNATED COUNTIES IN IDAHO AND MALHEUR COUNTY, OREGON

Notice of Proposed Expenses and Rate of Assessment

Notice is hereby given that the Secretary of Agriculture is considering the approval of the expenses and rate of assessment hereinafter set forth, which were recommended by the Idaho-Eastern Oregon Potato Committee, established pursuant to Marketing Agreement No. 98, as amended, and Order No. 57, as amended (7 CFR Part 957).

This marketing order regulates the handling of Irish potatoes grown in certain designated counties in Idaho and Malheur County, Oregon, and is effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674).

Consideration will be given to any data, views, or arguments pertaining thereto, which are filed with the Director, Fruit and Vegetable Division, Agricultural Marketing Service, United States Department of Agriculture, Washington 25, D.C., not later than 15 days following publication of this notice in the FEDERAL REGISTER.

§ 957.214 Expenses and rate of assessment.

(a) The reasonable expenses that are likely to be incurred by the Idaho-Eastern Oregon Potato Committee, established pursuant to Marketing Agreement No. 98 and Order No. 57, both as amended, to enable such committee to perform its functions, pursuant to the provisions of the aforesaid amended marketing agreement and order, during the fiscal period June 1, 1961, through May 31, 1962, will amount to \$30,000.00.

(b) The rate of assessment to be paid by each handler shall be seventy cents per carload or fraction thereof, or per truckload of 5,000 pounds or more, of potatoes handled by him as the first handler thereof during said fiscal period.

(c) Terms used in this section shall 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: August 9, 1961.

FLOYD F. HEDLUND,
Director, Fruit and Vegetable
Division, Agricultural Mar-
keting Service.

[F.R. Doc. 61-7743; Filed, Aug. 14, 1961;
8:49 a.m.]

DEPARTMENT OF LABOR

Division of Public Contracts

[41 CFR Part 50-202]

MACHINE TOOLS INDUSTRY

Hearing to Determine Prevailing Minimum Wages

Pursuant to section 4 of the Administrative Procedure Act (60 Stat. 238; 5 U.S.C. 1003), notice is hereby given that a hearing to determine the prevailing minimum wages in the machine tools industry under section 1 of the Walsh-Healey Public Contracts Act (49 Stat. 2036, as amended; 41 U.S.C. 35) will be held before a hearing examiner on Wednesday, September 6, 1961 beginning at 10 o'clock a.m. in Conference Room B of the Departmental Auditorium on Constitution Avenue between Twelfth Street and Fourteenth Street NW., Washington, D.C.

The machine tools industry is defined tentatively to include the manufacture of power driven machines, not supported in the hands of an operator when in use, that shape metals (1) by cutting away chips, such as boring, broaching, drilling, grinding, milling, honing, and polishing machines, and lathes and shapers; or (2) by pressing, forging, hammering, extruding, shearing, bending or die casting. The rebuilding of machine tools and the manufacture of parts specifically designed for such tools are also included.

Excluded from the definition of machine tools are cutting tools, precision measuring tools, and attachments and accessories for machine tools; dies and tools; die sets and components, and subpresses; jigs and fixtures; gas and electric welding and cutting equipment; portable power driven handtools; automotive maintenance equipment; and rolling-mill machinery and equipment.

Interested persons may appear at the time and place specified herein and submit evidence as to the following subjects and issues: (1) Any amendments which should be made to the tentative definition of the industry; (2) what are the prevailing minimum wages in the industry; (3) whether the geographic area of competition for contracts subject to the Walsh-Healey Act within this industry extends to all of the area in which the industry has its establishments, so as to require an industry-wide wage determination or whether it is limited to smaller geographic areas (including the boundaries of such areas) so as to require separate wage determinations for each such locality; and (4) whether there should be included in any determination for this industry provision for the employment of beginners or probationary workers at wages lower than the prevailing minimum wages and on what terms or limitations such employment should be permitted.

Data relating to competition in this industry for contracts subject to the

Walsh-Healey Public Contracts Act have been collected by the Department of Labor. Employment and wage data in this industry for the payroll period ending nearest April 15, 1960, have also been gathered. This information will be submitted for consideration at the hearing and is now available to interested persons on request.

Written statements may be filed with the Chief Hearing Examiner at any time prior to the hearing by persons who cannot appear personally. An original and three copies of any such statement shall be filed and shall include the reason or reasons for non-appearance. Such statement shall be under oath or affirmation and will be offered in evidence at the hearing. If objection is made to the admission of any such statement, the presiding officer shall determine whether it will be received in evidence.

To the extent possible, the evidence of each witness and the sworn or affirmed statement of persons who cannot appear personally should permit evaluation on a plant-by-plant basis, and state: (1) The number and location of establishments in the industry to which the testimony of such witness or such written statement is applicable, (2) the number of workers in each such establishment, (3) the minimum wage paid to covered workers (presently and, if possible, on April 15, 1960), and the number of covered workers at each such establishment receiving such wages, (4) the minimum wages paid to beginners or probationary workers in each such establishment, the scale of wages paid during probationary periods, the length of such periods, and the number of workers receiving such wages, and (5) the identity of any product not now included in the definition of the industry which should be included and of any product now included which should not be included.

The hearing will be conducted pursuant to the rules of practice for minimum wage determinations under the Walsh-Healey Public Contracts Act codified in 41 CFR Part 50-203.

Signed at Washington, D.C., this 9th day of August 1961.

W. WILLARD WIRTZ,
Acting Secretary of Labor.

[F.R. Doc. 61-7557; Filed, Aug. 14, 1961;
8:45 a.m.]

DEPARTMENT OF COMMERCE

Patent Office

[37 CFR Parts 1, 3]

PATENT CASES

Forms, and Rules of Practice

Notice is hereby given that the United States Patent Office proposes to amend several of its rules relating to patents. The amendments are proposed to be is-

sued pursuant to the authority contained in Title 35, U.S. Code, sections 6 and 31, and other authority.

All persons who desire to submit written data, views, arguments or suggestions, for consideration in connection with the proposed amendments, are invited to forward the same to the Commissioner of Patents, Washington 25, D.C., on or before October 2, 1961. An oral hearing will not be scheduled unless sufficient requests for the same are received.

The texts of the proposed amendments follow:

§ 1.203 [Amendment]

1. Paragraph (a) of § 1.203 is proposed to be amended by cancelling the last sentence and inserting the following sentence in lieu thereof: "Claims in the same language, to form the counts of the interference, must be present or be presented, in each application; except that, in cases where, owing to the nature of the disclosures in the respective applications, it is not possible for all applications to properly include a claim in identical phraseology to define the common invention, an interference may be declared, with the approval of the Commissioner, using as a count representing the interfering subject matter a claim differing from the corresponding claims of one or more of the interfering applications by an immaterial limitation or variation."

§ 1.232 [Amendment]

2. Paragraph (a) of § 1.232 is proposed to be amended by cancelling "or if the interference involves a patent, a claim of which has been copied in modified form." and inserting in lieu thereof: "or as to a claim included as a count under the last sentence of § 1.203(a) or the last sentence of § 1.205(a)."

§ 1.233 [Amendment]

3. Paragraph (d) of § 1.233 is proposed to be amended to read as follows:

(d) The proposed claims (1) must be indicated to be patentable in the opinion of the moving party in each of the applications involved in the motion and (2) must, unless they stand allowed, be distinguished from the prior art of record or sufficient other reason for their patentability given. Furthermore, (3) the reason why an additional count is necessary must be stated. When more than one count is proposed, the motion (4) must point out wherein they differ materially from each other and (5) must show why each proposed count is necessary to the interference. The proposed claims (6) must also be applied to the disclosure of each application involved in the motion, except as to an application in which the claims already appear and the claims identified as originating therein.

4. Section 1.235 is proposed to be amended to read as follows:

§ 1.235 Motions relating to burden of proof.

Any party may bring a motion to shift the burden of proof (a) on the ground that he is entitled to the benefit of the

filing date of an earlier domestic or foreign application, or (b) on the ground that an opposing party is not entitled to the benefit of an earlier application of which he has been given the benefit in the declaration. (See § 1.224).

§ 1.341 [Amendment]

5. Paragraph (g) of § 1.341 is proposed to be amended by cancelling "in which he served, on the date he left said division" and inserting in lieu thereof "during his period of service therein".

6. Section 3.47 is proposed to be amended to read as follows:

§ 3.47 Interference; notice of taking testimony.

 v. Interference No. -----
 -----, 19-----

 (Name of opposing attorney)

 (Address of opposing attorney)
 SIR: You are hereby notified that on -----, 19-----, at ----- o'clock in the forenoon at the office of ----- Street, -----, I shall proceed to take testimony on behalf of the party ----- in the above identified interference.
 The witnesses to be examined are:
 (Name of witnesses) (Residence of witnesses)

The examination will continue from day to day until completed. You are invited to attend and cross-examine.

(Signature of attorney)

PROOF OF SERVICE

-----, 19-----
 I hereby certify that on -----, 19-----, I served a copy of the foregoing notice of taking testimony upon -----, the attorney for the party -----, by mailing a copy thereof to him at his address as set out in the notice.

(Signature of Attorney)

DAVID L. LADD,
 Commissioner of Patents.

Approved:
 HICKMAN PRICE, JR.,
 Assistant Secretary of Commerce
 for Domestic Affairs.

[F.R. Doc. 61-7740; Filed, Aug. 14, 1961; 8:48 a.m.]

FEDERAL AVIATION AGENCY

[14 CFR Part 600]

[Airspace Docket No. 61-FW-67]

FEDERAL AIRWAYS

Alteration

Pursuant to the authority delegated to me by the Administrator (14 CFR 409.13), notice is hereby given that the Federal Aviation Agency is considering amendments to §§ 600.1519 and 600.1701 of the regulations of the Administrator, the substance of which is stated below.

Intermediate altitude VOR Federal airway No. 1519 is designated in part from Albany, Ga., to Atlanta, Ga., and

intermediate altitude VOR Federal airway No. 1701 is designated in part from Chattanooga, Tenn., to Nashville, Tenn. The Federal Aviation Agency has under consideration the redesignation of Victor 1519 as a 16-mile wide airway from the Albany VOR to the Atlanta VORTAC via the intersection of the Albany VOR 350° and the Atlanta VOR 179° True radials, thence as a 10-mile wide airway via the Atlanta VOR 007° True radial to its intersection with intermediate altitude VOR Federal airway No. 1517. This proposed alteration of Victor 1519 would coincide with low altitude VOR Federal airway No. 97 south of Atlanta thereby providing for transition from the low altitude to the intermediate altitude structure. Further, the proposed segment north of Atlanta would provide a more direct and less complicated route for aircraft overflying the Atlanta terminal area. The reduced airway width on this segment would provide separation from jet aircraft penetration procedures to the Dobbins, Ga., AFB.

Also under consideration is the extension of Victor 1701 southeast of Chattanooga, Tenn., via the Chattanooga VORTAC 118° radial to its intersection with Victor 1517. This proposed segment would provide a route in the intermediate altitude airway structure for flights between Chattanooga and Atlanta.

Interested persons may submit such written data, views or arguments as they may desire. Communications should be submitted in triplicate to the Regional Manager, Southwest Region, Attn: Chief, Air Traffic Management Field Division, Federal Aviation Agency, P.O. Box 1689, Fort Worth 1, Tex. All communications received within forty-five days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Agency officials may be made by contacting the Regional Air Traffic Management Field Division Chief, or the Chief, Airspace Utilization Division, Federal Aviation Agency, Washington 25, D.C. Any data, views or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

The official Docket will be available for examination by interested persons at the Docket Section, Federal Aviation Agency, Room B-316, 1711 New York Avenue NW., Washington 25, D.C. An informal Docket will also be available for examination at the office of the Regional Air Traffic Management Field Division Chief.

This amendment is proposed under section 307(a) of the Federal Aviation Act of 1958 (72 Stat. 749; 49 U.S.C. 1348).

Issued in Washington, D.C., on August 8, 1961.

CHARLES W. CARMODY,
 Chief, Airspace Utilization Division.

[F.R. Doc. 61-7714; Filed, Aug. 14, 1961; 8:46 a.m.]

[14 CFR Parts 600, 601]

[Airspace Docket No. 61-KC-24]

FEDERAL AIRWAYS AND CONTROLLED AIRSPACE**Alteration of Federal Airways and Associated Control Areas**

Pursuant to the authority delegated to me by the Administrator (14 CFR 409.13), notice is hereby given that the Federal Aviation Agency is considering amendments to §§ 600.6233, 600.6262, 601.6233 and 601.6262 of the regulations of the Administrator, the substance of which is stated below.

Low altitude VOR Federal airway No. 233 extends from the Springfield, Ill., VOR via the Peoria, Ill., VORTAC; the Bradford, Ill., VOR; the Cordova, Ill., VOR; to the Cedar Rapids, Iowa, VOR. Low altitude VOR Federal airway No. 262 extends from the Bradford, Ill., VOR via the Joliet, Ill., VOR; to the Kedzie, Ill., radio beacon. The Federal Aviation Agency has under consideration the following alterations to these airways:

1. Alter Victor 233 from Springfield to Cedar Rapids by realigning it from the Springfield VOR via the Peoria VORTAC; the Cordova VOR to the Cedar Rapids VOR, including an east alternate from the Springfield VOR via the intersection Springfield VOR 014° and the Peoria VORTAC 122° True radials to the Peoria VOR. The realignment of Victor 233 would provide a more direct route for aircraft operating between Springfield and Cedar Rapids. The proposed Victor 233 east alternate would provide an additional route for aircraft operating between the Springfield and Peoria terminals.

2. Alter Victor 262 by extending it southwesterly from the Bradford VOR to the Peoria VORTAC. This extension would provide a replacement route for the segment of Victor 233 proposed for alteration.

The control areas associated with these proposed airway segments would extend upward from 700 feet above the surface to the base of the continental control area. Separate actions will be initiated to implement on an area basis Amendment 60-21 to Part 60 of the Civil Air Regulations.

Interested persons may submit such written data, views or arguments as they may desire. Communications should be submitted in triplicate to the Regional Manager, Central Region, Attn: Chief, Air Traffic Management Field Division, Federal Aviation Agency, 4825 Troost Avenue, Kansas City 10, Mo. All communications received within forty-five days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Agency officials may be made by contacting the Regional Air Traffic Management Field Division Chief, or the Chief, Airspace Utilization Division, Federal Aviation Agency, Washington 25, D.C. Any data, views or arguments presented during such conferences must also be submitted in writing in accordance

with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

The official Docket will be available for examination by interested persons at the Docket Section, Federal Aviation Agency, Room B-316, 1711 New York Avenue NW., Washington 25, D.C. An informal Docket will also be available for examination at the office of the Regional Air Traffic Management Field Division Chief.

This amendment is proposed under section 307(a) of the Federal Aviation Act of 1958 (72 Stat. 749; 49 U.S.C. 1348).

Issued in Washington, D.C. on August 9, 1961.

CHARLES W. CARMODY,
Chief, Airspace Utilization Division.

[F.R. Doc. 61-7716; Filed, Aug. 14, 1961; 8:46 a.m.]

[14 CFR Parts 600, 601]

[Airspace Docket No. 60-NY-148]

FEDERAL AIRWAYS AND CONTROLLED AIRSPACE**Alteration**

In a Notice of Proposed Rule Making published in the FEDERAL REGISTER as Airspace Docket No. 60-NY-148 on May 10, 1961 (26 F.R. 4019), it was stated that the Federal Aviation Agency proposed to designate the control area associated with the segment of low altitude VOR Federal airway No. 31 proposed between the Golden Hill, Md., intersection and Nottingham, Md., and the segment of low altitude VOR Federal airway No. 222 proposed between Gordonsville, Va., and Nottingham to extend upward from 1200 feet above the surface, or if appropriate, 500 feet beneath the Instrument Flight Rules minimum enroute altitude when established.

Subsequent to the publication of the Notice, it has been determined that the application of Amendment 60-21 to Part 60 of the Civil Air Regulations to the control area associated with these segments of Victor 31 and 222 should be deferred until such time as all control areas associated with the other airways in the vicinity of Gordonsville and Nottingham can be altered by applying Amendment 60-21. Accordingly, action is hereby taken to alter the original Notice by proposing that the control area associated with the proposed segments of Victor 31 and 222 extend upward from 700 feet above the surface to the base of the continental control area.

In order to provide interested persons time to adequately evaluate this proposal, as modified herein, and an opportunity to submit additional written data, views or arguments, the date for filing such material will be extended to August 31, 1961.

In consideration of the foregoing and pursuant to the authority delegated to me by the Administrator (14 CFR 409.13), I hereby give notice that the time within which comments will be received for consideration on Airspace

Docket No. 60-NY-148 is extended to August 31, 1961. Communications should be submitted in triplicate to the Chief, Air Traffic Management Division, Federal Aviation Agency, Federal Building, New York International Airport, Jamaica 30, N.Y.

This amendment is proposed under Sec. 307(a) of the Federal Aviation Act of 1958 (72 Stat. 749; 49 U.S.C. 1348).

Issued in Washington, D.C., on August 9, 1961.

CHARLES W. CARMODY,
Chief, Airspace Utilization Division.

[F.R. Doc. 61-7717; Filed, Aug. 14, 1961; 8:46 a.m.]

SECURITIES AND EXCHANGE COMMISSION

[17 CFR Part 275]

[Release 119]

INVESTMENT ADVISERS**Prohibited Advertisements**

On April 4, 1961 in Investment Advisers Act Release No. 113 the Securities and Exchange Commission published its proposal to adopt Rule 206(4)-1 (§ 275.206(4)-1) defining certain advertisements by investment advisers to be fraudulent, deceptive or manipulative within the meaning of section 206(4) of the Investment Advisers Act of 1940. The Commission has carefully considered the comments and suggestions made on the proposed rule and considers it appropriate to publish a revised proposal to give interested persons an opportunity to comment on the revised proposal.

In September 1960 the Act was amended in many important respects. Among other changes, the anti-fraud provisions of section 206 were made applicable to all investment advisers whether registered or not, and a new subsection (4) prohibits any investment adviser from engaging in any act, practice or course of business which is fraudulent, deceptive or manipulative and gives the Commission the power, by rules and regulations, to define and to prescribe means reasonably designed to prevent such acts and practices. The proposed rule is intended to implement the statutory mandate by foreclosing the use of advertisements which have a tendency to mislead or deceive clients or prospective clients.

As the earlier release pointed out, in considering the provisions of the proposed rule, it should be borne in mind that investment advisers are generally required to adhere to a stricter standard of conduct than that applicable to ordinary merchants, securities are "intricate merchandise", and clients or prospective clients of investment advisers are frequently unskilled and unsophisticated in investment matters.

The original proposal would have defined the term "advertisement" to include any notice, circular, letter or other communication, written or oral, which offers any investment advisory service.

The comments pointed out that this definition was so broad that it would have encompassed even face to face conversations between an investment counsel and his prospective client. Under the revised definition the term would not include a personal conversation with a client or prospective client, or a personal letter sent to only one person. The proposed revision would define the term "advertisement" to include notices, circulars and other written communications addressed to more than one person, and notices or other announcements in any publication or by radio or television.

Another significant change in the proposed rule was made with respect to Clause (2) thereof. The earlier proposal would have prohibited any advertisement which called attention to past recommendations of the investment adviser which were or would have been profitable to any person. Some of the comments pointed out that the prohibition was so broad that it would have prevented an investment adviser from furnishing information with respect to all of the recommendations he had ever made. Under the revised proposal, this clause has been changed so that it would not prohibit an advertisement which sets out or offers to furnish either (A) a list of all recommendations made by the investment adviser within the preceding period of not less than one year, or (B) a truly representative list of all such recommendations which shows those which were or would have been unprofitable as well as those which would have been profitable, and which is not otherwise misleading. The rule would specify the kind of information which must be furnished in such a list, and also require that the advertisement (and the list if it is furnished separately) must contain a specified cautionary legend in print or type as large as the largest print or type used.

Clause (3) of the rule was also revised. In the original proposal this clause would have prohibited an investment adviser from using an advertisement offering any graph, chart, formula, method, system or other device which represents that any such graph, chart, etc. could in and of itself be used to make investment determinations. This clause would also have required any advertisement representing that any such graph, chart, etc. would assist any person in making investment decisions to fully disclose "in close juxtaposition and with equal prominence" the limitations and difficulties with respect to its use. Various comments suggested that the prohibitions of this clause should be applicable only

with respect to advertisements offering graphs, charts, formulas, or other devices; that the broad reference to "methods" and "systems" might make it appear that it was intended to apply to every offer of any investment advisory service. Since this broad effect was not intended, the suggestion was adopted in the revised proposal. In addition, the requirement with respect to disclosure of the limitations and difficulties with respect to the use of the graph, chart, formula or other device has been modified to make it clear that if such limitations and difficulties are disclosed prominently anywhere in the advertisement it need not be repeated on each page of the advertisement or on each graph or chart.

The text of proposed § 275.206(4)-1 (Rule 206(4)-1), as revised, is as follows:

§ 275.206(4)-1 Prohibited advertisements by investment advisers.

(a) It shall constitute a fraudulent, deceptive, or manipulative act, practice or course of business within the meaning of section 206(4) of the Act, for any investment adviser, directly or indirectly, to publish, circulate or distribute any advertisement:

(1) Which refers, directly or indirectly, to any testimony of any kind concerning the investment adviser or concerning any advice, analysis, report or other service rendered by such investment adviser; or

(2) Which refers, directly or indirectly, to past specific recommendations of such investment adviser which were or would have been profitable to any person; *Provided, however,* That this shall not prohibit an advertisement which sets out or offers to furnish either, (i) a list of all recommendations made by such investment adviser within the immediately preceding period of not less than one year, or (ii) a partial list of the recommendations made during such period by such investment adviser, if such partial list is truly representative of all recommendations made by such investment adviser during such period, shows those which were or would have been unprofitable as well as those which would have been profitable, and is not otherwise misleading. Any such complete or representative list shall state the name of each such security recommended, the date and nature of each such recommendation (e.g., whether to buy, sell or hold), the market price at that time, the price at which the recommendation was to be acted on, and the market price of each such security as of the most recent practicable date. Each such advertisement (and such list if it is fur-

nished separately) shall plainly state on the first page thereof in print or type as large as the largest print or type used in such advertisement or list: "It should not be assumed that recommendations made in the future will be profitable or will equal the performance of the securities in this list"; or

(3) Which represents, directly or indirectly, that any graph, chart, formula or other device being offered can in and of itself be used to determine which securities to buy or sell, or when to buy or sell them; or which represents, directly or indirectly, that any graph, chart, formula or other device being offered will assist any person in making his own decisions as to which securities to buy or sell, or when to buy or sell them, without prominently disclosing in such advertisement the limitations thereof and the difficulties with respect to its use; or

(4) Which contains any statement to the effect that any report, analysis, or other service will be furnished free or without charge, unless such report, analysis or other service actually is or will be furnished entirely free and without any condition or obligation, directly or indirectly; or

(5) Which contains any untrue statement of a material fact, or which is otherwise false or misleading.

(b) For the purpose of this rule the term "advertisement" shall include any notice, circular, letter or other written communication addressed to more than one person, or any notice or other announcement in any publication or by radio or television, which offers (1) any analysis, report, or publication concerning securities, or which is to be used in making any determination as to when to buy or sell any security, or which security to buy or sell, or (2) any graph, chart, formula or other device to be used in making any determination as to when to buy or sell any security, or which security to buy or sell, or (3) any other investment advisory service with regard to securities.

(Sec. 206, 54 Stat. 852, as amended, 15 U.S.C. 80b-6; Sec. 211, 54 Stat. 855, as amended, 15 U.S.C. 80b-11)

All interested persons are invited to submit their views and comments on the proposed rule on or before September 15, 1961. All such communications will be available for public inspection.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

AUGUST 8, 1961.

[F.R. Doc. 61-7737; Filed, Aug. 14, 1961; 8:48 a.m.]

Notices

DEPARTMENT OF DEFENSE

Office of the Secretary

ASSISTANT SECRETARY OF DEFENSE, INSTALLATIONS AND LOGISTICS

Designation as Representative; Approval of Selections by Alaska of Public Lands Lying North and West of the National Defense Withdrawal Line

The Deputy Secretary of Defense has approved the following:

Pursuant to Executive Order 10950, June 27, 1961, the Assistant Secretary of Defense (Installations and Logistics) is hereby designated as the representative of the Secretary of Defense, with authority to redesignate as appropriate, to concur or non-concur in proposed approvals by the Secretary of the Interior or his representative of selections by the State of Alaska pursuant to the Alaska Statehood Act of July 7, 1958 (72 Stat. 339) of public lands lying north and west of the national defense withdrawal line described in section 10(b) of Alaska Statehood Act of July 7, 1958 (72 Stat. 339).

MAURICE W. ROCHE,
Administrative Secretary.

[F.R. Doc. 61-7712; Filed, Aug. 14, 1961;
8:45 a.m.]

DEPARTMENT OF THE INTERIOR

Office of the Secretary

GLENN J. HALL

Statement of Changes in Financial Interests

In accordance with the requirements of section 710(b) (6) of the Defense Production Act of 1950, as amended, and Executive Order 10647 of November 28, 1955, the following changes have taken place in my financial interests during the past six months:

- (1) None.
- (2) None.
- (3) None.
- (4) None.

This statement is made as of today.

Dated: July 21, 1961.

GLENN J. HALL.

[F.R. Doc. 61-7727; Filed, Aug. 14, 1961;
8:47 a.m.]

ROBERT R. REND

Statement of Changes in Financial Interests

In accordance with the requirements of section 710(b) (6) of the Defense Production Act of 1950, as amended, and Executive Order 10647 of November 28, 1955, the following changes have taken place in

my financial interests during the past six months:

- (1) None.
- (2) None.
- (3) None.
- (4) None.

This statement is made as of Wednesday.

Dated: July 26, 1961.

ROBERT R. REND.

[F.R. Doc. 61-7728; Filed, Aug. 14, 1961;
8:47 a.m.]

RAYMOND V. SELANDER

Statement of Changes in Financial Interests

In accordance with the requirements of section 710(b) (6) of the Defense Production Act of 1950, as amended, and Executive Order 10647 of November 28, 1955, the following changes have taken place in my financial interests during the past six months:

- (1) None.
- (2) None.
- (3) None.
- (4) None.

This statement is made as of July 25, 1961.

Dated: July 25, 1961.

RAYMOND V. SELANDER.

[F.R. Doc. 61-7729; Filed, Aug. 14, 1961;
8:47 a.m.]

FEDERAL RESERVE SYSTEM

NORTHWEST BANCORPORATION

Order Denying Application

In the matter of the application of Northwest Bancorporation for prior approval of acquisition of Roseville Northwestern National Bank, Roseville, Minnesota.

Whereas, there has come before the Board of Governors, pursuant to section 3(a) (2) of the Bank Holding Company Act of 1956 (12 U.S.C. 1842) and § 222.4 (a) (2) of Federal Reserve Regulation Y (12 CFR 222.4(a) (2)), an application by Northwest Bancorporation, Minneapolis, Minnesota, for the Board's prior approval of the acquisition by Northwest of 950 of 1,000 voting shares of Roseville Northwestern National Bank, a proposed new bank; and a Notice of Application and Order for Hearing, together with related Orders, have been published on August 31, 1960 (25 F.R. 8339);

Whereas, a public hearing has been held pursuant to § 222.7(a) of Regulation Y (12 CFR 222.7(a)), and the Hearing Officer has filed a Report, Rulings on Requests to Find and Findings of Fact, Conclusions, and Recommendation that the application be approved, all such steps having been taken in accord-

ance with the Board's Rules of Practice for Formal Hearings (12 CFR 263); and

Whereas, Chairman Martin and Governors Shepardson and King having voted to approve this application for the reasons set forth in their Statement¹ of this date, and Governors Balderston, Mills, and Robertson having voted not to approve this application for the reasons set forth in their Statements¹ of this date, the application has failed to receive a majority vote of the Board for approval;

It is ordered, That said application be and hereby is denied.

Dated at Washington, D.C., this 8th day of August 1961.

By order of the Board of Governors.

[SEAL]

KENNETH A. KENYON,
Assistant Secretary.

[F.R. Doc. 61-7722; Filed, Aug. 14, 1961;
8:47 a.m.]

OFFICE OF CIVIL AND DEFENSE MOBILIZATION

HAROLD S. BLACKMAN

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.

No change since last submission of statement, published March 1, 1961 (26 F.R. 1786).

Dated: August 1, 1961.

HAROLD S. BLACKMAN.

[F.R. Doc. 61-7709; Filed, Aug. 14, 1961;
8:45 a.m.]

DAVID C. HOLUB

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.

No change since last submission of statement, published March 7, 1961 (26 F.R. 1972).

Dated: August 1, 1961.

DAVID C. HOLUB.

[F.R. Doc. 61-7710; Filed, Aug. 14, 1961;
8:45 a.m.]

¹ Statements of (1) Chairman Martin and Governors Shepardson and King, (2) Governors Balderston and Robertson, and (3) Governor Mills filed as part of the original document. Copies available upon request to the Board of Governors of the Federal Reserve System, Washington 25, D.C., or to the Federal Reserve Bank of Minneapolis.

STANLEY RUTTENBERG

Appointee's Statement of Business Interests

The following statement lists the names of concerns required by subsection 710(b)(6) of the Defense Production Act of 1950, as amended.

No changes since last submission of statement, published February 11, 1961 (26 F.R. 1235).

Dated: August 1, 1961.

STANLEY RUTTENBERG.

[F.R. Doc. 61-7711; Filed, Aug. 14, 1961; 8:45 a.m.]

HOUSING AND HOME FINANCE AGENCY

**Public Housing Administration
DESCRIPTION OF AGENCY AND FUNCTIONS**

Officials To Serve as Acting Regional Director, San Francisco Regional Office

Section I, Description of Agency and Functions, is hereby amended as follows:

Paragraph F is amended by changing the list of officials authorized to serve as Acting Regional Director in the San Francisco Regional Office, to read as follows:

1. Arthur L. Chladek, Assistant Director for Management
2. James E. Prisin-Zano, Regional Attorney

Approved: August 7, 1961.

[SEAL] MARIE C. MCGUIRE,
Commissioner.

[F.R. Doc. 61-7723; Filed, Aug. 14, 1961; 8:47 a.m.]

SECURITIES AND EXCHANGE COMMISSION

[File No. 1-3848]

APEX MINERALS CORP.

Order Summarily Suspending Trading

AUGUST 8, 1961.

The common stock, \$1.00 par value, of Apex Minerals Corporation, being listed and registered on the San Francisco Mining Exchange, a national securities exchange; and

The Commission being of the opinion that the public interest requires the summary suspension of trading in such security on such Exchange and that such action is necessary and appropriate for the protection of investors; and

The Commission being of the opinion further that such suspension is necessary in order to prevent fraudulent, deceptive or manipulative acts or practices, with the result that it will be unlawful under section 15(c)(2) of the Securities Exchange Act of 1934 and the Commission's Rule 15c2-2 thereunder for any broker or dealer to make use of the

mails or of any means or instrumentality of interstate commerce to effect any transaction in, or to induce or attempt to induce the purchase or sale of such security, otherwise than on a national securities exchange;

It is ordered, Pursuant to section 19(a)(4) of the Securities Exchange Act of 1934 that trading in said security on the San Francisco Mining Exchange be summarily suspended in order to prevent fraudulent, deceptive or manipulative acts or practices, this order to be effective for a period of ten (10) days, August 9, 1961 to August 18, 1961, both dates inclusive.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F.R. Doc. 61-7732; Filed, Aug. 14, 1961; 8:47 a.m.]

[File No. 31-627]

ELECTRIC BOND AND SHARE CO.

Notice of Filing and Order for Hearing in Respect of Certain Requests for Allowance of Fees and Expenses

AUGUST 8, 1961.

By Findings and Opinion and Order issued in the above-entitled proceeding on December 6, 1960, (Holding Company Act Release No. 14326) the Commission, pursuant of section 3(a)(5) of the Public Utility Holding Company Act of 1935 ("Act"), granted Electric Bond and Share Company ("Bond and Share"), a registered holding company, among other things, an exemption as a holding company from the provisions of the Act. In said order jurisdiction was reserved in respect of the fees and expenses of certain participants, among which were the Bond and Share Common Stockholders Committee and its counsel.

Pursuant to notice previously given by the Commission, the Bond and Share Common Stockholders Committee and its counsel have filed requests for allowances of fees and expenses as follows:

	Fees	Expenses
The Committee: Perry J. Walsh, Jacob R. Freund, and Max Kopelman.....	\$35,000.00	\$375.00
Counsel: Jacob Lippman and Philip Levy.....	250,000.00	2,580.43
Total.....	285,000.00	2,955.43

Subsequently, as a first step in the procedure for determining whether the fees requested are for compensable services rendered and whether the amounts of fees and expenses requested are reasonable, the Commission, in order to expedite the proceeding in respect thereof and to assist it in making such determinations, requested Bond and Share to advise the Commission, on or before July 14, 1961, as to the amounts of fees and expenses which the company is willing to pay and which each of the applicants,

after negotiation with the company, has indicated a willingness to accept;

Bond and Share has advised the Commission, pursuant to the aforesaid request, that no agreements have been reached in respect of the above specified requests for allowance of fees and expenses, and that, in its opinion, further discussion between it and applicants in respect thereof would serve no useful purpose; and

It appearing to the Commission that it is appropriate in the public interest and in the interest of investors that a hearing be held in respect of the above specified requests for allowances of fees and expenses;

It is ordered, That a hearing on such requests be held on October 3, 1961, at 10 a.m., at the office of the Commission, 425 Second Street NW., Washington, D.C. On such date the hearing room clerk will advise as to the room in which the hearing will be held. Any person who is not already a party to, or who has not been granted leave to participate in, the above-entitled proceeding and who desires to be heard or otherwise wishes to participate in such hearing shall file on or before September 25, 1961, a written request therefor, stating the nature of his interest, the reasons for the request, and the issues of fact or law which he desires to controvert. Such requests should be addressed: Secretary, Securities and Exchange Commission, Washington 25, D.C. A copy of such request should be served either personally or by mail (air mail if the person being served is located more than 500 miles from the point of mailing) upon Electric Bond and Share Company, 2 Rector Street, New York 6, New York, and upon Jacob Lippman, 770 Lexington Avenue, New York 21, New York, and Philip Levy, 917 Fifteenth Street NW., Washington 5, D.C. Proof of such service (by affidavit or in the case of an attorney-at-law by certificate) should be filed contemporaneously with the filing of the request.

It is further ordered, That William W. Swift or any other officer or officers of the Commission designated by it for that purpose shall preside at such hearings. The officer or officers so designated to preside at such hearings is and are hereby authorized to exercise all powers granted to the Commission under section 18(c) of the Act, and to a hearing officer under the Commission's rules of practice.

The Division of Corporate Regulation of the Commission having advised the Commission that it has made a preliminary examination of said above specified requests and, on the basis thereof, the following matters and questions are presented for consideration without prejudice, however, to the presentation of additional matters and questions for examination:

1. Whether the services and disbursements for which remuneration is requested are for and in connection with compensable services, and whether it is lawful to grant any allowances for fees and expenses to the persons making such requests.
2. Whether the requested amounts of fees and expenses are for or in connection with necessary services rendered

in the proceeding, and whether the amounts requested are reasonable and, if not, what amounts should be allowed.

3. Whether there are any other factors apart from the nature and value of the services rendered and the capacity in which rendered that would make the requests for compensation or reimbursement improper.

It is further ordered, That particular attention be directed at the hearing to such matters and questions, and any others which may be properly presented during the course of the hearing.

It is further ordered, That the Secretary of the Commission shall serve a copy of this notice and order, by registered mail, on Bond and Share, the Bond and Share Stockholders Committee, and Jacob Lippman and Philip Levy counsel for such committee, that notice to all other persons be given by publication of this notice and order in the FEDERAL REGISTER, and that a general release in respect of this notice and order be distributed to the press.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F.R. Doc. 61-7733; Filed, Aug. 14, 1961;
8:47 a.m.]

[File No. 812-1426]

ELECTRONICS INVESTMENT CORP.

Notice of Filing of Application for Order Permitting Certain Reinvestments of Dividends From Investment Income at Net Asset Value

AUGUST 8, 1961.

Notice is hereby given that Electronics Investment Corporation ("Applicant"), a registered open-end management investment company, has filed an application pursuant to section 6(c) of the Investment Company Act of 1940 ("Act") for an order of the Commission exempting from the provisions of section 22(d) of the Act the offering of certain shares of Applicant at net asset value where such shares represent reinvestments of dividends paid under the Applicant's Systematic Withdrawal Plan described below.

Applicant presently offers its shares through a Periodic Investment Plan ("PIP") and it makes available a Dividend Reinvestment Order ("DRO") under which any shareholder may elect to have all of his dividends and distributions reinvested in additional shares. Under these plans distributions representing capital gains are reinvested in additional shares at net asset value and dividends from investment income are reinvested in additional shares at the public offering price. Applicant also makes available Systematic Withdrawal Plans to shareholders who own or purchase shares valued at \$5,000 or more at the current net asset value, under which shareholders may request that a specified sum of money be paid to them at certain intervals. Under the Withdrawal Plan, as presently in effect, the authorized agent receives and holds cash dividends from investment income in order to make

withdrawal payments. After August 31, 1961, Applicant proposes to reinvest all cash dividends from investment income on shares held under Withdrawal Plans in additional shares at net asset value. All withdrawal payments will then be made from the proceeds of redeemed shares. It is contemplated that withdrawals will be in excess of dividends from investment income. The application states that Applicant and its principal underwriter will exercise their rights to reject any application for a Withdrawal Plan where the amounts specified to be withdrawn do not exceed current investment income. It further states that all shares held for the investor proposing to participate in a Withdrawal Plan must transfer shares under a PIP or DRO plan to the Withdrawal Plan. PIP and DRO plans will be terminated.

Section 22(d) of the Act, with certain exceptions not applicable here, prohibits a principal underwriter of a registered investment company from selling redeemable securities of such registered investment company except at a current public offering price described in the prospectus. Since the proposal set forth above may involve the offering of shares of Applicant below the normal public offering price therefor described in the prospectus in contravention of the provisions of section 22(d) of the Act, Applicant seeks an order pursuant to section 6(c) of the Act exempting such transactions from the provisions of section 22(d) of the Act.

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.

Notice is hereby given that any interested person may, not later than August 23, 1961, at 5:30 p.m., e.d.s.t., submit to the Commission in writing a request for a hearing on the matter accompanied by a statement as to the nature of his interest, the reason for such request and the issues, if any, 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 O-5 of the rules and regulations promulgated under the Act, an order disposing of the application herein may be issued by the Commission upon the basis of the showing contained in said application, unless an order for hearing upon said application shall be issued upon request or upon the Commission's own motion.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F.R. Doc. 61-7734; Filed, Aug. 14, 1961;
8:48 a.m.]

[File No. 70-3980]

METROPOLITAN EDISON CO.

Notice of Proposed Issuance and Sale of Short-Term Notes to Banks

AUGUST 7, 1961.

Notice is hereby given that Metropolitan Edison Company ("Meted") a subsidiary company of General Public Utilities Corporation, a registered holding company has filed an application with this Commission pursuant to the Public Utility Holding Company Act of 1935 ("Act") designating section 6(b) thereof as applicable to the proposed transaction.

All interested persons are referred to the application on file at the office of the Commission for a statement of the transaction therein proposed which is summarized as follows:

Under the provisions of the first sentence of section 6(b) of the Act the issue and sale of short-term notes, of a maturity not exceeding nine months and in an amount not exceeding 5 percent of the principal amount and par value of the other securities of Meted then outstanding, is exempt from the requirements of section 6(a) of the Act. Meted proposes that, for the period commencing upon the date this application is granted and ending on December 31, 1962, the exempted amount of such short-term notes be increased from 5 percent to 10 percent of the principal amount and par value of the other securities of Meted then outstanding. The application states that the granting thereof would permit Meted to have outstanding an aggregate of \$19,300,000 face amount of such notes, of which \$9,000,000 are presently outstanding.

Each promissory note will bear interest at the prime rate (presently 4½ percent per annum) for commercial borrowing in New York City on the date of issuance thereof, and all notes will mature no later than December 31, 1962, but will be prepayable at any time without penalty.

The application states that although no commitments or agreements for such borrowings have been made, Meted expects that, to the extent that its construction program requires the issuance and sale of its unsecured notes, they will be issued to the following banks up to the maximum amounts shown:

Morgan Guaranty Trust Company of New York, New York, N.Y.	\$4,000,000
The First National City Bank of New York, New York, N.Y.	3,900,000
The First Pennsylvania Banking and Trust Co., Philadelphia, Pa.	3,000,000
The Marine Midland Trust Company of New York, New York, N.Y.	2,900,000
Fidelity-Philadelphia Trust Co., Philadelphia, Pa.	2,500,000
Berks County Trust Co., Reading, Pa.	1,000,000
Peoples Trust City Bank, Reading, Pa.	550,000
Reading Trust Co., Reading, Pa.	400,000
York Bank & Trust Co., York Pa.	400,000

Easton National Bank, Easton, Pa.-----	\$300,000
Northampton National Bank, Easton, Pa.-----	200,000
First National Bank, Hanover, Pa.-----	150,000
Total-----	19,300,000

Meted proposes to utilize the proceeds realized from the issuance and sale of the short-term notes to finance its construction program, in part, through 1962. At, or prior to, maturity they are to be replaced by long-term debt securities. The net proceeds from any such long-term debt financing effected prior to the maturity of all short-term notes issued and outstanding under this application will be applied in reduction of, or in total payment of such outstanding notes, and the maximum indebtedness which may be incurred by Meted under this application will be reduced by the amount of the net proceeds of any such long-term debt financing.

The application states that no State commission and no Federal commission, other than this Commission, has jurisdiction over the proposed transaction.

It is estimated that the expenses of Meted in connection with the proposed transaction will be approximately \$3,000.

Notice is further given that any interested person may, not later than August 25, 1961, request in writing that a hearing be held on such matter, stating the nature of his interest, the reasons for such request, and the issues of fact or law raised by the filing which he desires to controvert, or he may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, Washington 25, D.C. A copy of such request should be served personally or by mail (air mail if the person being served is located more than 500 miles from the point of mailing) upon applicant and proof of service (by affidavit, or in case of an attorney-at-law by certificate) filed contemporaneously with the request. At any time after such date, the application, as amended, may be granted as provided in Rule 23 of the general rules and regulations promulgated under the Act, or the Commission may grant exemption from such rules as provided in Rules 20(a) and 100 thereof or take such other action as it may deem appropriate.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F.R. Doc. 61-7735; Filed, Aug. 14, 1961; 8:48 a.m.]

[File No. 70-3981]

UTAH POWER & LIGHT CO.

Notice of Proposed Issuance of Short-Term Notes to Banks

August 7, 1961.

Notice is hereby given that Utah Power & Light Company ("Utah"), an electric utility company and a registered holding company, has filed a decla-

ration and an amendment thereto with this Commission pursuant to the Public Utility Holding Company Act of 1935 ("Act"), designating sections 6(a) and 7 thereof as applicable to the proposed transaction.

All interested persons are referred to the declaration, on file at the office of the Commission, for a statement of the transaction therein proposed which is summarized as follows:

Utah proposes to issue and sell during the period beginning September 11, 1961, and ending September 11, 1962, up to an aggregate of \$24,000,000 of promissory notes pursuant to a credit agreement with 14 banks. The notes will be issued and sold as required by the construction program of Utah and its subsidiaries. Each note will bear interest from the date thereof at the prime commercial rate of The Chase Manhattan Bank for unsecured loans prevailing on the fifth business day prior to the date of such note, will be payable on September 28, 1962, and will be prepayable at any time, in whole or in part, without penalty or premium.

The lending banks and the amount of the commitment of each are as follows:

	<i>Amount of commitment</i>
The Chase Manhattan Bank, New York, N.Y.-----	\$7,809,600
Mellon National Bank and Trust Co., Pittsburgh, Pa.-----	5,520,000
Morgan Guaranty Trust Co. of New York, New York, N.Y.-----	2,880,000
First Security Bank of Utah National Association, Salt Lake City, Utah-----	2,400,000
Walker Bank & Trust Co., Salt Lake City, Utah-----	1,440,000
Denver United States National Bank, Denver, Colo.-----	960,000
Harris Trust and Savings Bank, Chicago, Ill.-----	960,000
Zions First National Bank, Salt Lake City, Utah-----	960,000
The Continental Bank and Trust Co., Salt Lake City, Utah-----	408,000
Commercial Security Bank, Ogden, Utah-----	355,200
Valley State Bank, South Salt Lake, Utah-----	96,000
Bank of Utah, Ogden, Utah-----	86,400
First Security State Bank, Salt Lake City, Utah-----	67,200
Carbon Emery Bank, Price, Utah-----	57,600
Total-----	24,000,000

The proceeds from the proposed issuance of notes, together with available cash, will be used to prepay notes to banks now outstanding in the amount of \$5,000,000 and to finance, in part, the companies' construction program for 1961 and 1962, which is estimated to require an aggregate of approximately \$48,500,000. Utah intends to issue, subject to the requisite approval thereof, additional securities during the second half of 1962 to provide funds for paying outstanding notes, to finance in part the remainder of the 1962 construction program, and to carry it forward into 1963.

The declaration states that the Idaho Public Utilities Commission has jurisdiction over the issuance of the notes, that the order of said commission is to be filed by amendment to the declaration, and that no other State or Federal regula-

tory body, other than this Commission, has jurisdiction over the proposed transaction. Expenses incident to the proposed transaction are estimated not to exceed \$1,000.

Notice is further given that any interested person may, not later than August 28, 1961, request in writing that a hearing be held on such matter, stating the nature of his interest, the reasons for such request, and the issues of fact or law raised by said declaration which he desires to controvert; or he may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, Washington 25, D.C. A copy of such request should be served personally or by mail (air mail if the person being served is located more than 500 miles from the point of mailing) upon declarant, and proof of service (by affidavit or, in case of an attorney-at-law, by certificate) should be filed contemporaneously with the request. At any time after said date, the declaration, as amended, may be permitted to become effective as provided in Rule 23 of the general rules and regulations promulgated under the Act, or the Commission may grant exemption from such rules as provided in Rules 20(a) and 100 thereof or take such other action as it may deem appropriate.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F.R. Doc. 61-7736; Filed, Aug. 14, 1961; 8:48 a.m.]

SMALL BUSINESS ADMINISTRATION

[Delegation of Authority No. 30-XIII-7 (Rev. 2)]

BRANCH MANAGER, ANCHORAGE, ALASKA

Delegation Relating to Financial Assistance, Procurement and Technical Assistance and Administrative Functions

I. Pursuant to the authority delegated to the Regional Director by Delegation of Authority No. 30 (Revision 6), as amended (25 F.R. 1706 and 7418, 26 F.R. 177 and 1456), there is hereby redelegated to the Branch Manager, Anchorage Branch Office, Small Business Administration, the authority:

A. *Financial assistance.* 1. To approve and decline limited loan participation loans in which SBA's share does not exceed \$15,000.

2. To approve and decline small loans in amounts not exceeding \$12,000.

3. To approve and decline disaster loans not in excess of \$50,000.

4. To take all necessary actions in connection with the administration, servicing and collection of all loans and other obligations or assets, including collateral purchased, and to do and to per-

form, and to assent to the doing and performance of, all and every act and thing requisite and proper to be done for the purpose of effectuating the granted powers.

5. To administer current fisheries' loans and those loans delinquent not more than 60 days within the same authority exercised with respect to SBA loans, except execute satisfactions, releases or partial release of Preferred Ship Mortgages, or other mortgages, deeds of trust, etc., securing fisheries' loans, or to postpone or change payments due or to endorse checks in payment of insurance claims when said checks are not being paid to the Government as a payment on a fishery loan.

B. Procurement and technical assistance. 1. To (a) determine joint set-asides for Government procurements and sales, (b) determine the need for representation at procurement and disposal centers; and (c) develop with Government procurement and disposal agencies required local procedures for implementing established inter-agency policy agreements.

2. To make original determinations and determinations upon reconsiderations thereof as to which concerns are small businesses within the meaning of the Small Business Size Standard Regulation, as amended, except authority is not delegated in those cases which involve questions of dominance, questions relating to cooperatives and questions involving franchise, license or other contractual agreements, unless otherwise authorized; nor is authority delegated for the issuance of Small Business Certificates. This authority is limited to the PTA program.

C. Administrative. 1. To administer oaths of office.

2. To approve (a) annual and sick leave; (b) leave without pay, not to exceed 30 days.

3. To (a) make emergency purchases chargeable to the administrative expense fund, not in excess of \$10 in any one object class in any one instance but not more than \$20 in any one month for total purchases in all object classes; (b) make purchases not in excess of \$10 in any one instance for "one-time use items" not carried in stock subject to the total limitation set forth in (a) of this paragraph; and (c) to contract for the repair and maintenance of equipment and furnishings in an amount not to exceed \$20 in any one instance.

4. To administratively approve all types of vouchers, invoices, and bills submitted by public creditors of the Agency for articles or service rendered.

5. To rent motor vehicles from the General Services Administration and to rent garage space for the storage of such vehicles when not furnished by this Administration.

II. The specific authority delegated in Subsection I.A., B.2., and C. may not be redelegated.

III. All authority delegated herein may be exercised by any SBA employee designated as Acting Branch Manager.

IV. All previous authority delegated by the Regional Director to the Branch Manager is rescinded without prejudice

to actions taken under such delegations of authority prior to the date hereof.

Effective date. July 26, 1961.

E. D. PETERSON,
Acting Regional Director,
Seattle Regional Office.

[F.R. Doc. 61-7750; Filed, Aug. 14, 1961;
8:49 a.m.]

[Delegation of Authority No. 30-XIII-17
(Rev. 1)]

BRANCH MANAGER, BOISE, IDAHO

Delegation Relating to Financial Assistance, Procurement and Technical Assistance and Administrative Functions

I. Pursuant to the authority delegated to the Regional Director by Delegation of Authority No. 30 (Revision 6), as amended, (25 F.R. 1706 and 7418, 26 F.R. 177 and 1456), there is hereby redelegated to the Branch Manager, Boise Branch Office, Small Business Administration, the authority:

A. Financial assistance. 1. To approve and decline limited loan participation loans in which SBA's share does not exceed \$15,000.

2. To approve and decline small loans in amounts not exceeding \$12,000.

3. To approve and decline disaster loans not in excess of \$50,000.

4. To take all necessary actions in connection with the administration, servicing and collection of all loans and other obligations or assets, including collateral purchased, and to do and to perform, and to assent to the doing and performance of, all and every act and thing requisite and proper to be done for the purpose of effectuating the granted powers.

B. Procurement and technical assistance. 1. To (a) determine joint set-asides for Government procurements and sales, (b) determine the need for representation at procurement and disposal centers; and (c) develop with Government procurement and disposal agencies required local procedures for implementing established inter-agency policy agreements.

2. To make original determinations and determinations upon reconsiderations thereof as to which concerns are small businesses within the meaning of the Small Business Size Standard Regulation, as amended, except authority is not delegated in those cases which involve questions of dominance, questions relating to cooperatives and questions involving franchise, license or other contractual agreements, unless otherwise authorized; nor is authority delegated for the issuance of Small Business Certificates. This authority is limited to the PTA program.

C. Administrative. 1. To administer oaths of office.

2. To approve (a) annual and sick leave; and (b) leave without pay, not to exceed 30 days.

3. To (a) make emergency purchases chargeable to the administrative expense fund, not in excess of \$10 in any one object class in any one instance but not

more than \$20 in any one month for total purchases in all object classes; (b) make purchases not in excess of \$10 in any one instance for "one-time use items" not carried in stock subject to the total limitation set forth in (a) of this paragraph; and (c) to contract for the repair and maintenance of equipment and furnishings in an amount not to exceed \$20 in any one instance.

4. To administratively approve all types of vouchers, invoices and bills submitted by public creditors of the Agency for articles or service rendered.

5. To rent motor vehicles from the General Services Administration and to rent garage space for the storage of such vehicles when not furnished by this Administration.

II. The specific authority delegated in Subsections I.A., B. 2, and C., may not be redelegated.

III. All authority delegated herein may be exercised by any SBA employee designated as Acting Branch Manager.

IV. All previous authority delegated by the Regional Director to the Branch Manager is rescinded without prejudice to actions taken under such delegations of authority prior to the date hereof.

Effective date: July 26, 1961.

E. D. PETERSON,
Acting Regional Director,
Seattle Regional Office.

[F.R. Doc. 61-7751; Filed, Aug. 14, 1961;
8:49 a.m.]

[Delegation of Authority No. 30-XIII-6
(Rev. 1) Amdt. 1]

BRANCH MANAGER, HELENA, MONTANA

Delegation Relating to Financial Assistance, Procurement and Technical Assistance and Administrative Functions

Delegation of Authority No. 30-XIII-6 (Rev. 1), (25 F.R. 4625), is hereby amended as follows:

a. Delete Subsection I.A. in its entirety and substitute the following in lieu thereof:

A. Financial assistance. 1. To approve and decline limited loan participation loans in which SBA's share does not exceed \$15,000.

2. To approve and decline small loans in amounts not exceeding \$12,000.

3. To approve and decline disaster loans not in excess of \$50,000.

4. To approve and decline participation loans in amounts not to exceed \$100,000 in which the bank's participation is not less than 25% and which otherwise qualify with respect to refunding of bank's existing exposure and "new money."

5. To take all necessary actions in connection with the administration, servicing and collection of all loans and other obligations or assets, including collateral purchased, and to do and to perform, and to assent to the doing and performance of, all and every act and thing requisite and proper to be done for the purpose of effectuating the granted powers.

b. Adding the following paragraphs to Subsection I. B.:

2. To make original determinations and determinations upon reconsiderations thereof as to which concerns are small businesses within the meaning of the Small Business Size Standard Regulation, as amended, except authority is not delegated in those cases which involve questions of dominance, questions relating to cooperatives and questions involving franchise, license or other contractual agreements, unless otherwise authorized; nor is authority delegated for the issuance of Small Business Certificates. This authority is limited to the PTA program.

3. Delete Subsection I. D. in its entirety.

4. Delete Section II. in its entirety and substitute the following:

II. The specific authority delegated in Subsections I. A., B. 2., and C. may not be redelegated.

Effective date. July 26, 1961.

E. D. PETERSON,
Acting Regional Director,
Seattle Regional Office.

[F.R. Doc. 61-7752; Filed, Aug. 14, 1961;
8:50 a.m.]

[Delegation of Authority No. 30-XIII-5
(Rev. 1) Amdt. 1]

**BRANCH MANAGER, PORTLAND,
OREGON**

Delegation Relating to Financial Assistance, Procurement and Technical Assistance and Administrative Functions

Delegation of Authority No. 30-XIII-5 (Revision 1), (25 F.R. 4361), is hereby amended as follows:

a. Renumber Paragraphs 6 through 13 of Subsection I.A. as Paragraphs 7 through 14; delete Paragraphs numbered 1, 2, 3, 4, and 5 of Subsection I.A. in their entirety and substitute the following:

1. To approve and decline limited loan participation loans in which SBA's share does not exceed \$15,000.

2. To approve and decline small loans in amounts not exceeding \$12,000.

3. To approve and decline regular direct business loans in an amount not exceeding \$20,000.

4. To approve and decline disaster loans not in excess of \$50,000.

5. To approve and decline participation loans in amounts not to exceed \$100,000 in which the bank's participation is not less than 25% and which otherwise qualify with respect to refunding of bank's existing exposure and "new money."

6. To execute loan authorizations for Washington approved loans and for loans approved under delegated authority, said execution to read as follows:

JOHN E. HORNE, Administrator,
By _____
(Name)
Branch Manager

b. The date of "January 31, 1958" appearing in Paragraph 14(c) in Subsection I.A. is amended to read "September 3, 1958".

c. Add the following Paragraph to Subsection I.B.:

2. To make original determinations and determinations upon reconsiderations thereof as to which concerns are small businesses within the meaning of the Small Business Size Standard Regulation, as amended, except authority is not delegated in those cases which involve questions of dominance, questions relating to cooperatives and questions involving franchise, license or other contractual agreements, unless otherwise authorized; nor is authority delegated for the issuance of Small Business Certificates. This authority is limited to the PTA program.

d. Delete Section I.D. in its entirety.

e. Delete Section II in its entirety and substitute the following:

II. The specific authority delegated to Subsections I.A., B. 2., and C. may not be redelegated.

Effective date. July 26, 1961.

E. D. PETERSON,
Acting Regional Director,
Seattle Regional Office.

[F.R. Doc. 61-7753; Filed, Aug. 14, 1961;
8:50 a.m.]

[Delegation of Authority No. 30-XIII-11
(Rev. 1) (Amdt. 1)]

CHIEF, LOAN PROCESSING SECTION

Delegation Relating to Financial Assistance and Administrative Functions

Delegation of Authority 30-XIII-11 (Revision 1), (25 F.R. 4569), is hereby amended as follows:

a. Delete Subsection I.A. in its entirety and substitute the following in lieu thereof:

A. *Financial assistance.* 1. To approve and decline direct and participation business and disaster loans.

2. To disburse approved loans.

3. To enter into Business Loan and Disaster Loan Participation Agreements with banks.

4. To execute loan authorizations for Washington approved loans and for loans approved under delegated authority, said execution to read as follows:

JOHN E. HORNE, Administrator,
By _____
(Name)
Chief, Loan Processing Section

5. To cancel, reinstate, modify and amend authorizations for business or disaster loans.

6. To extend the disbursement period on all loan authorizations or undisbursed portions of loans.

7. To take the following actions in the administration of fisheries' loans:

(a) Amend loan authorizations;

(b) Extend the period of disbursement of loans of \$50,000 or less for a period not to exceed four months.

b. Delete Subsection B. 1 in its entirety and substitute the following:

1. To approve (a) annual and sick leave except advanced annual and sick leave and (b) leave without pay not to exceed 5 days for employees under his supervision.

Effective date: July 26, 1961.

JOHN E. PARCHEN,
Acting Chief, Financial Assistance Division, Seattle Regional Office.

[F.R. Doc. 61-7755; Filed, Aug. 14, 1961;
8:50 a.m.]

[Delegation of Authority No. 30-XIII-2,
(Rev. 2), Amdt. 1]

CHIEF, PROCUREMENT & TECHNICAL ASSISTANCE DIVISION

Delegation Relating to Procurement and Technical Assistance and Administrative Functions

Delegation of Authority No. 30-XIII-2, (Revision 2), is hereby amended by adding the following paragraph to Subsection I.A.:

2. To make original determinations and determinations upon reconsiderations thereof as to which concerns are small businesses within the meaning of the Small Business Size Standard Regulation, as amended, except authority is not delegated in those cases which involve questions of dominance, questions relating to cooperatives and questions involving franchise, license or other contractual agreements, unless otherwise authorized; nor is authority delegated for the issuance of Small Business Certificates. This authority is limited to the PTA program.

Effective date. July 26, 1961.

E. D. PETERSON,
Acting Regional Director,
Seattle Regional Office.

[F.R. Doc. 61-7754; Filed, Aug. 14, 1961;
8:50 a.m.]

[Delegation of Authority No. 30-XIII-1
(Rev. 2)]

CHIEF, FINANCIAL ASSISTANCE DIVISION

Delegation Relating to Financial Assistance and Administrative Functions

I. Pursuant to the authority delegated to the Regional Director by Delegation of Authority No. 30 (Revision 6), as amended, (25 F.R. 1706 and 7418, 26 F.R. 177 and 1456), there is hereby redelegated to the Chief, Financial Assistance Division, Seattle Regional Office, Small Business Administration, the authority:

A. *Financial assistance.* 1. To approve and decline direct and participation business and disaster loans.

2. To disburse approved loans.

3. To enter into Business Loan and Disaster Loan Participation Agreements with banks.

4. To execute loan authorizations for Washington approved loans and for loans approved under delegated authority, said execution to read as follows:

JOHN E. HORNE, *Administrator*

By _____
(Name)

Chief, Financial Assistance Division

5. To cancel, reinstate, modify and amend authorizations for business or disaster loans.

6. To extend the disbursement period on all loan authorizations or undisbursed portions of loans.

7. To approve, when requested, in advance of disbursement, conformed copies of notes and other closing documents and certify to the participating bank that such documents are in compliance with the participation authorizations.

8. To approve service charges by participating bank not to exceed 2% per annum on the outstanding balance in connection with construction loans and loans involving accounts receivable and inventory financing.

9. To take the following actions in the administration of fisheries' loans:

(a) Amend loan authorizations;
(b) Extend the period of disbursement of loans of \$50,000 or less for a period not to exceed four months;

(c) Amend the hull insurance provision of any authorization issued prior to September 3, 1958, for a loan of \$20,000, or less;

(d) Cancel loan authorizations prior to disbursement upon the written request of the applicant;

(e) Disburse fisheries' loans in the same manner as SBA business loans; and

(f) Administer current fisheries' loans and those loans delinquent not more than 60 days within the same authority exercised with respect to SBA loans, except execute satisfactions, releases or partial release of Preferred Ship Mortgages, or other mortgages, deeds of trust, etc., securing fisheries' loans, or to postpone or change payments due or to endorse checks in payment of insurance claims when said checks are not being paid to the Government as a payment on a fishery loan.

10. To take all necessary actions in connection with the administration, servicing, collection and liquidation of all loans and other obligations or assets, including collateral purchased, and to do and perform and to assent to the doing and performance of, all and every act and thing requisite and proper to be done for the purpose of effectuating the granted powers including without limiting the generality of the foregoing:

(a) The assignment, endorsement, transfer and delivery (but in all cases without representation, recourse or warranty) of notes, claims, bonds, debentures, mortgages, deeds of trust, contracts, patents and applications therefor, licenses, certificates of stock and of deposit, and any other liens, powers, rights, charges on and interest in or to property of any kind, legal and equitable, now or hereafter held by the Small Business Administration or its Administrator;

(b) The execution and delivery of contracts of sale or of lease or sublease,

quit-claim, bargain and sale or special warranty deeds, bills of sale, leases, subleases, assignments, subordinations, releases (in whole or part) or liens, satisfaction pieces, affidavits, proofs of claim in bankruptcy or other estates and such other instruments in writing as may be appropriate and necessary to effectuate the foregoing.

B. Administration. 1. To approve (a) annual and sick leave except advanced annual and sick leave and (b) leave without pay not to exceed 5 days for employees under his supervision.

2. To authorize or approve travel for employees under his supervision.

II. The authority delegated herein may be redelegated.

III. All authority delegated herein may be exercised by any SBA employee designated as Acting Chief, Financial Assistance Division.

IV. All authority previously delegated by the Regional Director to the Chief, Financial Assistance Division, is hereby rescinded without prejudice to actions taken under all such delegations of authority to the date hereof.

Effective date. July 26, 1961.

E. D. PETERSON,
Acting Regional Director,
Seattle Regional Office.

[F.R. Doc. 61-7756; Filed, Aug. 14, 1961;
8:50 a.m.]

[Declaration of Disaster Area 348]

NEW YORK

Declaration of Disaster Area

Whereas, it has been reported that during the month of July 1961, because of the effects of certain disasters, damage resulted to residences and business property located in Otsego County in the State of New York;

Whereas, the Small Business Administration has investigated and has received other reports of investigations of conditions in the area affected;

Whereas, after reading and evaluating reports of such conditions, I find that the conditions in such area constitute a catastrophe within the purview of the Small Business Act.

Now, therefore, as Administrator of the Small Business Administration, I hereby determine that:

1. Applications for disaster loans under the provisions of section 7(b) of the Small Business Act may be received and considered by the Offices below indicated from persons or firms whose property, situated in the aforesaid County and areas adjacent thereto, suffered damage or destruction resulting from flood and accompanying conditions occurring on or about July 29, 1961.

Offices—

Small Business Administration Regional Office, 42 Broadway, New York 4, N.Y.

Small Business Administration Branch Office, Chimes Building, Room-904, 500 South Salina Street, Syracuse, N.Y.

2. Unadilla National Bank will also accept and process applications.

3. Applications for disaster loans under the authority of this Declaration will

not be accepted subsequent to February 28, 1962.

Dated: August 1, 1961.

JOHN E. HORNE,
Administrator.

[F.R. Doc. 61-7799; Filed, Aug. 14, 1961;
8:50 a.m.]

[Declaration of Disaster Area 350]

VIRGINIA

Declaration of Disaster Area

Whereas, it has been reported that during the month of July 1961, because of the effects of certain disasters, damage resulted to residences and business property located in Dickenson County in the State of Virginia;

Whereas, the Small Business Administration has investigated and has received other reports of investigations of conditions in the area affected;

Whereas, after reading and evaluating reports of such conditions, I find that the conditions in such area constitute a catastrophe within the purview of the Small Business Act.

Now, therefore, as Administrator of the Small Business Administration, I hereby determine that:

1. Applications for disaster loans under the provisions of section 7(b) of the Small Business Act may be received and considered by the Office below indicated from persons or firms whose property, situated in the aforesaid County and areas adjacent thereto, suffered damage or destruction resulting from flood and accompanying conditions occurring on or about July 31, 1961.

Office—

Small Business Administration Regional Office, 900 North Lombardy Street, Richmond 20, Va.

2. The Cumberland Bank and Trust Company, Haysi, Virginia will accept and process applications.

3. Applications for disaster loans under the authority of this Declaration will not be accepted subsequent to February 28, 1962.

Dated: August 3, 1961.

JOHN E. HORNE,
Administrator.

[F.R. Doc. 61-7715; Filed, Aug. 14, 1961;
8:45 a.m.]

DEPARTMENT OF AGRICULTURE

Commodity Credit Corporation SALES OF CERTAIN COMMODITIES

August Monthly Sales List

Notice to buyers. Pursuant to the policy of Commodity Credit Corporation issued October 12, 1954 (19 F.R. 6669) and subject to the conditions stated therein as well as herein, the commodities listed below are available for sale and, where noted, for redemption of payment-in-kind certificates on the price basis set forth.

The prices at which Commodity Credit Corporation commodity holdings are

available for sale during August 1961 were announced today by the U.S. Department of Agriculture. The following commodities are available: Butter, cheddar cheese, nonfat dry milk, cotton (upland and extra long staple), peanuts, wheat, rice (rough), corn, oats, barley, rye, grain sorghums, dry edible beans, and tung oil.

Major changes in the list for August are a shift to 1961-crop price support basis in setting minimum domestic sales prices for rice and cotton. The domestic sales price for nonfat dry milk has been increased .4 of a cent because of an increase made in the buying price for nonfat dry milk under price support announced July 18 (press release USDA 2264-61).

As announced July 21 (press release USDA 2305-61) and continuing until further notice CCC will redeem rights represented by pooled certificates used under the 1961 Feed Grain Program by delivery of grain sorghums at the market price at point of delivery, as determined by CCC.

Oats and rye will not be available for redemption of payment-in-kind certificates issued under the feed grain export program. Reduced export prices for CCC stocks of oats and rye have been discontinued for sales under the CCC Credit Export Sales Program and for barter exchanges. Oats will not be available for sale by the Minneapolis ASCS Commodity Office. Oats, barley, and corn stored in bin sites in certain States in which counties have been designated as emergency areas under the livestock feed program will be available for sale only (i) to eligible producers under such program at current support prices and (ii) to livestock (including poultry) owners who do not qualify under such program, but who use this grain for feeding their livestock at the prices provided in this sales list. These actions were taken on sales of oats, barley, rye, and corn to conserve supplies in the face of drought, particularly in the Northern Great Plains States.

Red kidney beans have also been made available for sale through the Portland ASCS Commodity Office. Small red beans have been taken off the sales list because supplies are exhausted.

The CCC Monthly Sales List, which varies from month to month as additional commodities become available or commodities formerly available are dropped, is designed to aid in moving CCC's inventories into domestic or export use through regular commercial channels.

If it becomes necessary during the month to amend this list in any material way—such as by the removal or addition of a commodity in which there is general interest or by a significant change in price or method of sale—an announcement of the change will be sent to all persons currently receiving the list by mail from Washington. To be put on this mailing list, address: Director, Price Division, Agricultural Stabilization and Conservation Service, U.S. Department of Agriculture, Washington 25, D.C.

All commodities except oats and rye currently offered for sale by CCC, plus

tobacco from CCC loan stocks, are eligible for special export sale under the CCC Export Credit Sales Program. The following commodities are currently eligible for barter: Nonfat dry milk, dry edible pea beans, cotton, tobacco, rice (Pearl rough), wheat, corn, barley and grain sorghums. This list is subject to change from time to time.

Interest rates per annum under the CCC Export Credit Sales Program for August 1961 are 3½ percent for periods up to six months, 4 percent for periods from over six and up to 18 months, and 4½ percent for periods from over 18 months up to a maximum of 36 months.

The CCC will entertain offers from responsible buyers for the purchase of any commodity on the current list. Offers accepted by CCC will be subject to the terms and conditions prescribed by the Corporation. These terms include payment by cash or irrevocable letter of credit before delivery of the commodity, and the conditions require removal of the commodity from CCC storage within a reasonable period of time. Where conditions of sale for export differ from those for domestic sale, proof of exportation is also required, and the buyer is responsible for obtaining any required U.S. Government export permit or license. Purchases from CCC shall not constitute any assurance that any such permit or license will be granted by the issuing authority.

Applicable announcements containing all terms and conditions of sale will be furnished upon request. For easy reference a number of these announcements are identified by code number in the following list. Interested persons are invited to communicate with the Agricultural Stabilization and Conservation Service, USDA, Washington 25, D.C., with respect to all commodities or—for specified commodities—with the designated ASCS Commodity Office.

Commodity Credit Corporation reserves the right to amend, from time to time, any of its announcements. Such amendments shall be applicable to and be made a part of the sale contracts thereafter entered into.

CCC reserves the right to reject any or all offers placed with it for the purchase of commodities pursuant to such announcements.

If CCC does not have adequate information as to the financial responsibility of a prospective buyer to meet all contract obligations that might arise by acceptance of an offer or if CCC deems such buyer's financial responsibility to be inadequate CCC reserves the right (i) to refuse to consider the offer (ii) to accept the offer only after submission by the buyer of a certified or cashier's check, bond, letter of credit or other security acceptable to CCC assuring that the buyer will discharge the responsibility under the contract, or (iii) to accept the offer upon condition that the buyer promptly submit to CCC such of the aforementioned security as CCC may direct. If a prospective buyer is in doubt as to whether CCC is acquainted with his financial responsibility he should communicate with the ASCS of-

fice at which the offer is to be placed to determine whether a financial statement or advance financial arrangement will be necessary in his case.

Disposals and other handling of inventory items often result in small quantities at given locations or in qualities not up to specifications. These lots are offered by the appropriate ASCS Office promptly upon appearance and therefore generally they do not appear in the Monthly Sales List.

On sales for which the buyer is required to submit proof to CCC of exportation the buyer shall be regularly engaged in the business of buying or selling commodities and for this purpose shall maintain a bona fide business office in the United States, its territories or possessions, and have a person, principal, or resident agent upon whom service of judicial process may be had.

Prospective buyers for export should note that generally, sales to United States Government agencies, with only minor exceptions, will constitute a domestic unrestricted use of the commodity.

Commodity Credit Corporation reserves the right, before making any sales, to define or limit export areas.

The Department of Commerce, Bureau of Foreign Commerce (BFC), pursuant to regulations under the Export Control Act of 1949, prohibits the exportation or re-exportation by anyone of any commodities (except absorbent cotton and sterilized gauze and bandages with respect to Cuba only) under this program to Cuba, the Soviet Bloc, or Communist-controlled areas of the Far East including Communist China, North Korea, and the Communist-controlled area of Vietnam, except under validated license issued by the U.S. Department of Commerce, Bureau of Foreign Commerce.

These regulations generally require that exporters, in or in connection with their contracts with foreign purchasers, where the contract involves \$10,000 or more and exportation is to be made to a Group R country, obtain from the foreign purchaser a written acknowledgment of his understanding of (1) U.S. Commerce Department prohibitions (Comprehensive Export Schedule, §§ 371.4 and 371.8) against sales or resale for re-export of said commodities, or any part thereof, without express Commerce Department authorization, to the Soviet Bloc, Communist China, North Korea or the Communist-controlled area of Vietnam or to Cuba, and (2) the sanction of denial of future U.S. export privileges that may be imposed for violation of the Commerce Department regulations. Exporters who have a continuing and regular relationship with a foreign purchaser may obtain a blanket acknowledgment from such purchaser covering all transactions involving surplus agricultural commodities and manufactures thereof purchased from CCC or subsidized for export by the Secretary of Agriculture or CCC. Where commodities are to be exported by a party other than the original purchaser of the commodities from the CCC the original purchaser should inform the

exporter in writing of the requirement for obtaining the signed acknowledgment from the foreign purchaser. For all exportations, one of the destination control statements specified in BFC Regulation (Comprehensive Export Schedule, § 379.10(c)) is required to be placed on all copies of the shipper's export declaration, all copies of the bill of lading, and all copies of the commercial invoices. For additional information as to which destination control statement to use, the exporter should communicate with the Bureau of Foreign Commerce or one of the field offices of the Department of Commerce. Exporters should consult the applicable BFC regulations for more detailed information if desired and for any changes that may be made therein.

Dairy products.....
 Butter.....
 Sales are in casks only in store at storage location of products. Submission of offers: For products in Arizona, California, Idaho, Nevada, Oregon, Utah, and Washington, submit offers to the Portland ASCS Commodity Office. For products in other States and the District of Columbia, submit offers to the Cincinnati ASCS Commodity Office. Domestic, unrestricted use; announced prices, under LD-29 as amended: 65.75 cents per pound—New York, Pennsylvania, New Jersey, New England, and other States bordering the Atlantic Ocean and Gulf of Mexico, 65.0 cents per pound—Washington, Oregon, and California. All other States 64.75 cents per pound.

Nonfat dry milk.....
 Competitive bid under LD-33, as amended, pursuant to invitations to bid to be issued by Cincinnati ASCS Commodity Office. Announced prices under LD-33: When sales are made under LD-33, as amended, above, any butter offered but not sold under the invitation to bid will be offered for sale through the following Wednesday at prices announced in Washington each Thursday. Domestic, unrestricted use; announced prices, under LD-29, as amended: Spray process, U. S. extra grade, 17.40 cents per pound. Roller process, U. S. extra grade, 15.40 cents per pound.

Cheeddar cheese (standard moisture basis).....
 Competitive bid under LD-33, as amended, pursuant to invitations to bid to be issued by Cincinnati and Portland ASCS Commodity Offices. Announced prices under LD-33: When sales are made under LD-33, as amended, above any nonfat dry milk offered but not sold under the invitation to bid will be offered for sale through the following Monday at prices announced in Washington each Tuesday. Domestic, unrestricted use; announced prices under LD-29, as amended: 39.75 cents per pound—New York, Pennsylvania, New England, New Jersey, and other States bordering the Atlantic Ocean and Pacific Ocean and the Gulf of Mexico. All other States 38.75 cents per pound.

Cotton, upland.....
 Competitive bid under LD-33, as amended, pursuant to invitations to bid to be issued by Cincinnati ASCS Commodity Office. Announced prices under LD-35: When sales are made under LD-33, as amended above any cheese offered but not sold under the invitation to bid will be offered for sale through the following Wednesday at prices announced in Washington each Thursday. Domestic or export, unrestricted use: Competitive bid under the terms and conditions of Announcement NO-C-16 (sale of upland cotton for unrestricted use). Under this announcement, upland cotton acquired under price support programs will be sold at the highest price offered but in no event at less than the higher of (a) 115 percent of the current support price plus reasonable carrying charges, or (b) the market price for such cotton, as determined by CCC. No carrying charges will be added for August. Domestic or export, unrestricted use: Competitive bid and under the terms and conditions of Announcements NO-C-6 (revised July 22, 1960), as amended, and NO-C-10, as amended, but not less than the higher of (a) 115 percent of the current support price plus reasonable carrying charges, or (b) the domestic market price as determined by CCC. No carrying charges will be added for August. Catalogs for upland cotton and extra long staple cotton showing quantities, qualities, and locations may be obtained for a nominal fee from the New Orleans ASCS Commodity Office.

Cotton, extra long staple.....
 See footnotes at end of table.

Commodity.....
 Wheat, bulk.....
 Wheat (commercial area)².....

Unit	Received by—			Class and Grade	Price
	Truck	Rail or barge	Terminal		
Bushel.....	Cents 6	Cents 3	Chicago.....	No. 1 RW.....	\$2.23
			Minneapolis.....	No. 1 DNS.....	2.30
			Kansas City.....	No. 1 HW.....	2.33
			Portland.....	No. 1 SW.....	2.12

Export: (1) Under Announcement GR-345 (revised June 30, 1960), as amended for redemption of certificates under export payment-in-kind program, (2) under Announcement GR-212 (revision 2, Jan. 9, 1961), for specified offerings announced and (3) as wheat under Announcement R-261 (revision 2, Jan. 9, 1961) or as flour under Announcement R-262 (revision 2, Jan. 9, 1961), for application under arrangements for barter which permit exportation of wheat as flour and under approved credit sales only at prices determined daily. A available Evanston, Dallas, Kansas City, Minneapolis, and Portland ASCS Commodity Offices. Domestic; storage: Basis in stores at the 1960 applicable support price for corn, plus the respective amount shown below. For grain in store at other than the point of production the freight from point of production to the present point of storage will be added.

Unit	In store at—		Examples of minimum prices	
	Point of production	Other point	Terminal	Class and grade
Bushels.....	Cents 18	Cents 21	Chicago.....	No. 2 yellow, 13.3% Moisture, 1.4% Lim.
			Minneapolis.....	

Export: (1) Under Announcement GR-345 (revised June 30, 1960), as amended for redemption of certificates under export payment-in-kind program, (2) under Announcement GR-212 (revision 2, Jan. 9, 1961), for specified offerings announced and (3) as wheat under Announcement R-261 (revision 2, Jan. 9, 1961) or as flour under Announcement R-262 (revision 2, Jan. 9, 1961), for application under arrangements for barter which permit exportation of wheat as flour and under approved credit sales only at prices determined daily. A available Evanston, Dallas, Kansas City, Minneapolis, and Portland ASCS Commodity Offices. Domestic; storage: Basis in stores at the 1960 applicable support price for corn, plus the respective amount shown below. For grain in store at other than the point of production the freight from point of production to the present point of storage will be added.

Export: At bin sites through ASC County Office, except in certain States in which emergency areas have been designated storage corn is available only under the Livestock Feed Program, and for cock and livestock (including poultry) owners who use this grain for feeding their livestock and poultry but do not qualify under such program. At other locations during the year, Kansas, Kansas City, Minneapolis, and Portland ASCS Commodity Offices. A available: Evanson, Dallas, Kansas City, Minneapolis, and Portland ASCS Commodity Offices.

Commodity	Sales price or method of sale			
	Unit	In store at— Point of production	Examples of minimum prices (exall or barge)	Price
Oats, bulk	Bushel	Cents 4 Other production points Cents 6	Terminal Chicago	No. 3.....\$0.81½
<p>Domestic, storable; Basis in store at 105 percent of the applicable 1961 support price for the class, grade, and quality of the grain, plus the respective amount shown below. For grain in store at other than the point of production the freight from point of production to the present point of storage will also be added.</p> <p>Available: At bin sites through ASC County Offices, except in certain States in which emergency areas have been designated storable oats will be available only under the Livestock Feed Program, and to stockmen and livestock (including poultry) owners who use this grain for feeding their livestock and poultry but who do not qualify under such program. At other locations through the Evanston, Dallas, Kansas City, and Portland ASCS Commodity Offices. Storable oats will not be available for sale by the Minneapolis ASCS Commodity Office.</p> <p>Nonstorable (as available): At not less than market price as determined by CCC at bin sites through ASC County Offices. At other locations through the ASCS Commodity Offices indicated above, and the Minneapolis ASCS Commodity Office.</p> <p>Domestic, storable; Basis in store at 105 percent of the applicable 1961 support price for the class, grade, and quality of the grain, plus the respective amount shown below. If delivery is outside the area of production, applicable freight will be added to the above.</p>				
Oats	Bushel	Cents 4 Other production points Cents 6	Terminal Chicago	No. 3.....\$0.81½
Barley, bulk	Bushel	Cents 5 Truck Cents 3	Terminal Minneapolis	No. 2 or better.....\$1.24
<p>Available: At bin sites through ASC County Offices, except in certain States in which emergency areas have been designated storable barley is available only under the Livestock Feed Program, and to stockmen and livestock (including poultry) owners who use this grain for feeding their livestock and poultry but who do not qualify under such program. At other locations through the Evanston, Dallas, Kansas City, Minneapolis and Portland ASCS Commodity Offices.</p> <p>Nonstorable (as available): At not less than market price as determined by CCC. At bin sites through ASC County Offices. At other locations through the ASCS Commodity Offices indicated above.</p> <p>Export: Under Announcement GR-368 (revised Aug. 31, 1959), as amended, for feed grain export payment-in-kind program, and under Announcement GR-212 (revision 2, Jan. 9, 1961), for application to arrangements for barter, approved credit and emergency sales. Available: Evanston, Dallas, Kansas City, and Portland ASCS Commodity Offices.</p>				
Barley	Bushel	Cents 5 Truck Cents 3	Terminal Minneapolis	No. 2 or better.....\$1.24
<p>Domestic, unrestricted use; storable; Basis in store at 105 percent of the applicable 1961 support price for the class, grade, and quality of the grain, plus the respective amount shown below. If delivery is outside the area of production, applicable freight will be added to the above.</p> <p>Available: At bin sites through ASC County Offices. At other locations through the Evanston, Dallas, Kansas City, Minneapolis, and Portland ASCS Commodity Offices.</p> <p>Nonstorable (as available): At not less than market price as determined by CCC, through the ASCS Commodity Offices indicated above.</p> <p>Domestic, unrestricted use; storable; Until further notice, CCC will redeem rights represented by pooled certificates under the 1961 Feed Grain Program at market price at point of delivery, as determined by CCC. CCC reserves the right to determine due time of delivery, and the class, grade, quality and quantity of grain delivered in redemption of such rights. CCC also reserves the right to require that the grain sorghums for such redemption, at any location where such storage is deemed necessary.</p> <p>Available: Through Evanston, Dallas, Kansas City, Minneapolis, and Portland ASCS Commodity Offices.</p> <p>Nonstorable (as available): At not less than market price, as determined by CCC, through the ASCS Commodity Offices indicated above.</p> <p>Export: Under Announcement GR-368 (revised Aug. 31, 1959), as amended, for feed grain export payment-in-kind programs, and under Announcement GR-212 (revision 2, Jan. 9, 1961), for application to arrangements for barter and approved credit and emergency sales. Available: Evanston, Dallas, Kansas City, Minneapolis, and Portland ASCS Commodity Offices.</p> <p>Domestic, unrestricted use; Market price but not less than 105 percent of the applicable 1961 support price, plus 13 cents per cwt., basis in store. Export: As milled or brown under Announcement GR-369 (revision 1, Feb. 1, 1961), Rice Export Program—Payment-in-Kind, and under GR-379 (revision 1, May 1, 1961) for approved credit sales. California Pearl only for application to approved barter contracts under GR-379 (revision 1, May 1, 1961). Prices, quantities, and varieties of rough rice available from Dallas and Portland ASCS Commodity Offices.</p> <p>Domestic, unrestricted use; Market price but not less than 105 percent of the 1960 support price, adjusted for milling, plus reasonable carrying charges under Peanut Announcement 3, as shown below. Pending determination of the 1961 support prices by types, the August prices, shown on the next page, are the July 1961 sales prices plus one month's carrying charges, 0.20 cents per pound. August sales prices will be recomputed when the 1961 support prices are determined.</p> <p>Cents per bushel: S. E. Runner, No. 1's.....21.33 S. E. Spanish, No. 1's.....21.71 S. W. Spanish, No. 1's.....21.99</p> <p>Domestic for crushing or export; Competitive bid under CCC Peanut Announcement 1 (revised Feb. 16, 1959), as amended. Domestic or Export, unrestricted use. Competitive bid and under the terms and conditions of tung oil Announcement DL-OP-11. Available Dallas ASCS Commodity Office.</p>				
Rye, bulk	Bushel	Cents 6 Truck Cents 3	Terminal Minneapolis	No. 2 or better (or No. 3 on TW only), Minneapolis.....\$1.34
<p>Domestic, unrestricted use; storable; Basis in store at 105 percent of the applicable 1961 support price for the class, grade, and quality of the grain, plus the respective amount shown below. If delivery is outside the area of production, applicable freight will be added to the above.</p> <p>Available: At bin sites through ASC County Offices. At other locations through the Evanston, Dallas, Kansas City, Minneapolis, and Portland ASCS Commodity Offices.</p> <p>Nonstorable (as available): At not less than market price as determined by CCC, through the ASCS Commodity Offices indicated above.</p> <p>Domestic, unrestricted use; storable; Until further notice, CCC will redeem rights represented by pooled certificates under the 1961 Feed Grain Program at market price at point of delivery, as determined by CCC. CCC reserves the right to determine due time of delivery, and the class, grade, quality and quantity of grain delivered in redemption of such rights. CCC also reserves the right to require that the grain sorghums for such redemption, at any location where such storage is deemed necessary.</p> <p>Available: Through Evanston, Dallas, Kansas City, Minneapolis, and Portland ASCS Commodity Offices.</p> <p>Nonstorable (as available): At not less than market price, as determined by CCC, through the ASCS Commodity Offices indicated above.</p> <p>Export: Under Announcement GR-368 (revised Aug. 31, 1959), as amended, for feed grain export payment-in-kind programs, and under Announcement GR-212 (revision 2, Jan. 9, 1961), for application to arrangements for barter and approved credit and emergency sales. Available: Evanston, Dallas, Kansas City, Minneapolis, and Portland ASCS Commodity Offices.</p> <p>Domestic, unrestricted use; Market price but not less than 105 percent of the applicable 1961 support price, plus 13 cents per cwt., basis in store. Export: As milled or brown under Announcement GR-369 (revision 1, Feb. 1, 1961), Rice Export Program—Payment-in-Kind, and under GR-379 (revision 1, May 1, 1961) for approved credit sales. California Pearl only for application to approved barter contracts under GR-379 (revision 1, May 1, 1961). Prices, quantities, and varieties of rough rice available from Dallas and Portland ASCS Commodity Offices.</p> <p>Domestic, unrestricted use; Market price but not less than 105 percent of the 1960 support price, adjusted for milling, plus reasonable carrying charges under Peanut Announcement 3, as shown below. Pending determination of the 1961 support prices by types, the August prices, shown on the next page, are the July 1961 sales prices plus one month's carrying charges, 0.20 cents per pound. August sales prices will be recomputed when the 1961 support prices are determined.</p> <p>Cents per bushel: S. E. Runner, No. 1's.....21.33 S. E. Spanish, No. 1's.....21.71 S. W. Spanish, No. 1's.....21.99</p> <p>Domestic for crushing or export; Competitive bid under CCC Peanut Announcement 1 (revised Feb. 16, 1959), as amended. Domestic or Export, unrestricted use. Competitive bid and under the terms and conditions of tung oil Announcement DL-OP-11. Available Dallas ASCS Commodity Office.</p>				
Rye	Bushel	Cents 6 Truck Cents 3	Terminal Minneapolis	No. 2 or better (or No. 3 on TW only), Minneapolis.....\$1.34
Grain sorghums, bulk	Bushel	Cents 6 Truck Cents 3	Terminal Minneapolis	No. 2 or better (or No. 3 on TW only), Minneapolis.....\$1.34
<p>Domestic, unrestricted use; storable; Basis in store at 105 percent of the applicable 1961 support price for the class, grade, and quality of the grain, plus the respective amount shown below. If delivery is outside the area of production, applicable freight will be added to the above.</p> <p>Available: At bin sites through ASC County Offices. At other locations through the Evanston, Dallas, Kansas City, Minneapolis, and Portland ASCS Commodity Offices.</p> <p>Nonstorable (as available): At not less than market price as determined by CCC, through the ASCS Commodity Offices indicated above.</p> <p>Domestic, unrestricted use; storable; Until further notice, CCC will redeem rights represented by pooled certificates under the 1961 Feed Grain Program at market price at point of delivery, as determined by CCC. CCC reserves the right to determine due time of delivery, and the class, grade, quality and quantity of grain delivered in redemption of such rights. CCC also reserves the right to require that the grain sorghums for such redemption, at any location where such storage is deemed necessary.</p> <p>Available: Through Evanston, Dallas, Kansas City, Minneapolis, and Portland ASCS Commodity Offices.</p> <p>Nonstorable (as available): At not less than market price, as determined by CCC, through the ASCS Commodity Offices indicated above.</p> <p>Export: Under Announcement GR-368 (revised Aug. 31, 1959), as amended, for feed grain export payment-in-kind programs, and under Announcement GR-212 (revision 2, Jan. 9, 1961), for application to arrangements for barter and approved credit and emergency sales. Available: Evanston, Dallas, Kansas City, Minneapolis, and Portland ASCS Commodity Offices.</p> <p>Domestic, unrestricted use; Market price but not less than 105 percent of the applicable 1961 support price, plus 13 cents per cwt., basis in store. Export: As milled or brown under Announcement GR-369 (revision 1, Feb. 1, 1961), Rice Export Program—Payment-in-Kind, and under GR-379 (revision 1, May 1, 1961) for approved credit sales. California Pearl only for application to approved barter contracts under GR-379 (revision 1, May 1, 1961). Prices, quantities, and varieties of rough rice available from Dallas and Portland ASCS Commodity Offices.</p> <p>Domestic, unrestricted use; Market price but not less than 105 percent of the 1960 support price, adjusted for milling, plus reasonable carrying charges under Peanut Announcement 3, as shown below. Pending determination of the 1961 support prices by types, the August prices, shown on the next page, are the July 1961 sales prices plus one month's carrying charges, 0.20 cents per pound. August sales prices will be recomputed when the 1961 support prices are determined.</p> <p>Cents per bushel: S. E. Runner, No. 1's.....21.33 S. E. Spanish, No. 1's.....21.71 S. W. Spanish, No. 1's.....21.99</p> <p>Domestic for crushing or export; Competitive bid under CCC Peanut Announcement 1 (revised Feb. 16, 1959), as amended. Domestic or Export, unrestricted use. Competitive bid and under the terms and conditions of tung oil Announcement DL-OP-11. Available Dallas ASCS Commodity Office.</p>				
Rice, rough (as available)	Bushel	Cents 6 Truck Cents 3	Terminal Minneapolis	No. 2 or better (or No. 3 on TW only), Minneapolis.....\$1.34
Peanuts, shelled (as available)	Bushel	Cents 6 Truck Cents 3	Terminal Minneapolis	No. 2 or better (or No. 3 on TW only), Minneapolis.....\$1.34
<p>Domestic, unrestricted use; storable; Basis in store at 105 percent of the applicable 1961 support price for the class, grade, and quality of the grain, plus the respective amount shown below. If delivery is outside the area of production, applicable freight will be added to the above.</p> <p>Available: At bin sites through ASC County Offices. At other locations through the Evanston, Dallas, Kansas City, Minneapolis, and Portland ASCS Commodity Offices.</p> <p>Nonstorable (as available): At not less than market price as determined by CCC, through the ASCS Commodity Offices indicated above.</p> <p>Domestic, unrestricted use; storable; Until further notice, CCC will redeem rights represented by pooled certificates under the 1961 Feed Grain Program at market price at point of delivery, as determined by CCC. CCC reserves the right to determine due time of delivery, and the class, grade, quality and quantity of grain delivered in redemption of such rights. CCC also reserves the right to require that the grain sorghums for such redemption, at any location where such storage is deemed necessary.</p> <p>Available: Through Evanston, Dallas, Kansas City, Minneapolis, and Portland ASCS Commodity Offices.</p> <p>Nonstorable (as available): At not less than market price, as determined by CCC, through the ASCS Commodity Offices indicated above.</p> <p>Export: Under Announcement GR-368 (revised Aug. 31, 1959), as amended, for feed grain export payment-in-kind programs, and under Announcement GR-212 (revision 2, Jan. 9, 1961), for application to arrangements for barter and approved credit and emergency sales. Available: Evanston, Dallas, Kansas City, Minneapolis, and Portland ASCS Commodity Offices.</p> <p>Domestic, unrestricted use; Market price but not less than 105 percent of the applicable 1961 support price, plus 13 cents per cwt., basis in store. Export: As milled or brown under Announcement GR-369 (revision 1, Feb. 1, 1961), Rice Export Program—Payment-in-Kind, and under GR-379 (revision 1, May 1, 1961) for approved credit sales. California Pearl only for application to approved barter contracts under GR-379 (revision 1, May 1, 1961). Prices, quantities, and varieties of rough rice available from Dallas and Portland ASCS Commodity Offices.</p> <p>Domestic, unrestricted use; Market price but not less than 105 percent of the 1960 support price, adjusted for milling, plus reasonable carrying charges under Peanut Announcement 3, as shown below. Pending determination of the 1961 support prices by types, the August prices, shown on the next page, are the July 1961 sales prices plus one month's carrying charges, 0.20 cents per pound. August sales prices will be recomputed when the 1961 support prices are determined.</p> <p>Cents per bushel: S. E. Runner, No. 1's.....21.33 S. E. Spanish, No. 1's.....21.71 S. W. Spanish, No. 1's.....21.99</p> <p>Domestic for crushing or export; Competitive bid under CCC Peanut Announcement 1 (revised Feb. 16, 1959), as amended. Domestic or Export, unrestricted use. Competitive bid and under the terms and conditions of tung oil Announcement DL-OP-11. Available Dallas ASCS Commodity Office.</p>				
Tung oil	Bushel	Cents 6 Truck Cents 3	Terminal Minneapolis	No. 2 or better (or No. 3 on TW only), Minneapolis.....\$1.34

See footnotes at end of table.

Commodity	Sales price or method of sale		
Dry edible beans (bagged) (as available).	Domestic and Export: Domestic market price but not less than the following minimum price per cwt., for U.S. No. 1 f.o.b. indicated points of production, amount of paid-in freight to be added as applicable. For other grades and in other areas, adjust by 1960-crop price support differentials.		
	Class	Price per cwt.	Area of production
	Red kidney	\$8.04	Michigan, California.
	Pea	6.94	Michigan.
Pea beans available Evanston ASCS Commodity Office. Red kidney available Evanston and Portland ASCS Commodity Offices.			

¹ To compute, multiply applicable support price by 1.05, round product up to nearest whole cent, and add amount shown above and any applicable freight to grain stored outside area of production.

² Noncommercial producing area wheat shall be on the same basis as commercial producing area wheat except increase applicable support price by 33 percent before multiplying by 1.05 adding amount shown above.

³ Includes paid in freight from Woodford County, Ill.

⁴ Includes paid in freight from Redwood County, Minn.

⁵ To compute, multiply applicable support price by 1.05, round product up to nearest whole cent, and add amount shown above and any applicable freight to grain stored at other than the point of production.

USDA AGRICULTURAL STABILIZATION AND CONSERVATION SERVICE OFFICES

Cincinnati: Cincinnati ASCS Commodity Office, 222 East Central Parkway, Cincinnati 2, Ohio. Telephone: Dunbar 1-2200.

Dallas: Dallas¹ ASCS Commodity Office, 500 South Ervay Street, Dallas 1, Tex. Telephone: Riverside 8-5611.

Evanston: Evanston¹ ASCS Commodity Office, 2201 Howard Street, Evanston, Ill. Telephone: Long Distance—University 9-0600 (Evanston Exchange); Local—Rogers Park 1-5000 (Chicago, Ill.).

Kansas City: Kansas City¹ ASCS Commodity Office, P.O. Box 205, Kansas City 41, Mo. Telephone: Valentine 1-7104.

Minneapolis: Minneapolis¹ ASCS Commodity Office, 6400 France Avenue, South, Minneapolis 10, Minn. Telephone: Walnut 7-7311.

New Orleans: New Orleans ASCS Commodity Office, Wirth Building, 120 Marais Street, New Orleans 16, La. Telephone: 529-2411.

Portland: Portland¹ ASCS Commodity Office, 1218 Southwest Washington Street, Portland 5, Oreg. Telephone: Capitol 6-3361.

Cotton Products and Export Operations Office, New York City: 80 Lafayette Street, New York 13, N.Y. Telephone: Rector 2-8000.

Representative of General Sales Manager, New York Area: Joseph Reidinger, 80 Lafayette Street, New York 13, N.Y. Telephone: Rector 2-8000.

Representative of General Sales Manager, West Coast Area: Callan B. Duffy, Balboa Building, 593 Market Street, San Francisco 4, Calif. Telephone: Sutter 1-3179.

(Sec. 4, 62 Stat. 1070, as amended; 15 U.S.C. 714b. Interpret or apply sec. 407, 63 Stat. 1055; 7 U.S.C. 1427)

Signed at Washington, D.C., on August 9, 1961.

ROBERT G. LEWIS,
Acting Executive Vice President,
Commodity Credit Corporation.

[F.R. Doc. 61-7758; Filed, Aug. 14, 1961; 8:50 a.m.]

INTERSTATE COMMERCE COMMISSION

FOURTH SECTION APPLICATION FOR RELIEF

AUGUST 10, 1961.

Protests to the granting of an application must be prepared in accordance

¹ Grain Offices.

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. 37297: Cotton bale ties and tie buckles to Galveston and Houston, Tex. Filed by Southwestern Freight Bureau, Agent (No. B-8063), for interested rail carriers. Rates on cotton bale ties and cotton bale tie buckles, in carloads, from Birmingham and Fairfield, Ala., to Galveston and Houston, Tex.

Grounds for relief: Foreign import competition.

Tariff: Supplement 204 to Southwestern Freight Bureau tariff I.C.C. 4308.

By the Commission.

[SEAL] HAROLD D. MCCOY,
Secretary.

[F.R. Doc. 61-7731; Filed, Aug. 14, 1961; 8:47 a.m.]

DEPARTMENT OF COMMERCE

Federal Maritime Board AMERICAN EXPORT LINES, INC, ET AL.

Notice of Agreements Filed for Approval

Notice is hereby given that the following described agreements have been filed with the Board for approval pursuant to section 15 of the Shipping Act, 1916 (39 Stat. 733, 46 U.S.C. 814):

Agreement Numbered 8671, between American Export Lines Inc., Compagnie de Navigation Fraissinet & Cyprien Fabre, Hellenic Lines Limited, Zim Israel Navigation Co., Ltd., and the carriers comprising the Montship-Capo Great Lakes Service, Concordia Lines-Great Lakes Service, and Niagara Line joint services, all members of the Mediterranean-U.S.A. Great Lakes West-bound Freight Conference (Agreement Numbered 8260, as amended), covers an arrangement for the division of revenues on cargo loaded at all Italian ports for transportation to U.S. Great Lakes ports, excluding Lake Superior ports.

Agreement Numbered 8671-1, modifies Agreement Numbered 8671, described above, to add (1) provisions for fur-

nishing the Board records of all action of the parties under the agreement, copies of annual pool statements; a full and complete report of all facts actions taken by the member lines and/or arbitrators under the arbitration clause of the agreement; and a provision that, in connection with such arbitration clause, nothing in the agreement shall interfere with the rights of any party under the Shipping Act, 1916, or the jurisdiction of the Federal Maritime Board under that Act, or any other Federal law; and (2) to correct certain clerical errors therein.

Agreement Numbered 8693, between Compagnie de Navigation Fraissinet & Cyprien Fabre, Hellenic Lines Limited, Zim Israel Navigation Co., Ltd., and the carriers comprising the Montship-Capo Great Lakes Service, Concordia Lines-Great Lakes Service, and Niagara Line joint services, all members of the Mediterranean-U.S.A. Great Lakes West-bound Freight Conference (Agreement Numbered 8260, as amended), covers an arrangement for the division of revenues on olives in brine loaded at Sevilla, Spain, for transportation to U.S. Great Lakes ports, excluding Lake Superior ports.

Agreement Numbered 8693-1, modifies Agreement Numbered 8693, described above, to add (1) provisions for furnishing the Board records of all action of the parties under the agreement, copies of annual pool statements; a full and complete report of all facts relating to complaints, disputes and all actions taken by the member lines and/or arbitrators under the arbitration clause of the agreement; and a provision that, in connection with such arbitration clause, nothing in the agreement shall interfere with the rights of any party under the Shipping Act, 1916, or the jurisdiction of the Federal Maritime Board under that Act or any other Federal law; and (2) to correct certain clerical errors therein.

Interested parties may inspect these agreements and obtain copies thereof at the Office of Regulations, Federal Maritime Board, Washington, D.C., and may submit, within 20 days after publication of this notice in the FEDERAL REGISTER, written statements with reference to any of these agreements and their position as to approval, disapproval, or modification, together with request for hearing should such hearing be desired.

Dated: August 11, 1961.

By order of the Federal Maritime Board.

THOMAS LISI,
Secretary.

[F.R. Doc. 61-7819; Filed, Aug. 14, 1961; 8:50 a.m.]

CONSOLIDATED FREIGHT SERVICE CO., ET AL.

Notice of Cancellation of Certain Freight Forwarder Registrations

Notice is hereby given that in the absence of response, within the specified 30-day period, to the Board's show cause order appearing in the FEDERAL REGISTER

issue of July 1, 1961 (26 F.R. 5976), and in accordance with the provisions thereof, the following freight forwarder registrations were cancelled August 3, 1961:

Name and city	Reg. No.	Date issued
Consolidated Freight Service Company (N.Y.) (Benjamin Aviles, dba)	2183	8-14-57
Continental Express Co., Inc. (N.Y.)	2420	12-30-58
Madden & Co., J. S. (St. Thomas, V.I.) (James S. Madden, dba)	2337	7-22-58
Padilla, Alfreda A. (N.Y.)	2695	8-26-60
Piner, Morton H. (Houston)	2419	12-30-58
Trans-Marine Shipping Co. (Miami) (Lawrence Ginsberg, dba)	1036	6-4-51
Bello, Daniel J. (N.Y.)	2444	2-18-59
Hernandez, Louis (N.Y.)	2403	12-1-58
Norpe Company, The (Miami)	2172	7-17-57
Plastik, Herbert (N.Y.)	2408	12-10-58
South Pacific Lines, Inc. (N.Y.)	2167	7-3-57

Dated: August 11, 1961.

By order of the Federal Maritime Board.

THOMAS LISI,
Secretary.

[F.R. Doc. 61-7820; Filed, Aug. 14, 1961; 8:50 a.m.]

FEDERAL AVIATION AGENCY

[OE Docket No. 61-FW-51]

PROPOSED RADIO ANTENNA STRUCTURES

Determination of No Hazard to Air Navigation

The Federal Aviation Agency has circularized the following proposal to interested persons for aeronautical comment and has conducted a study to determine its effect upon the safe and efficient utilization of airspace: LBJ Broadcasting Company, operator of radio station KTBC, Austin, Texas, proposes to construct an array of four radio antenna structures near Austin, Texas, at latitude

30°14'14" north, longitude 97°37'44" west. The overall height of each structure would be 730 feet above mean sea level (300 feet above ground). Station KTBC presently utilizes an array of two antenna structures at latitude 30°13'04" north, longitude 97°47'53" west, each structure having an overall height of 1120 feet above mean sea level (425 feet above ground). The proponent has agreed to dismantle the two existing antenna structures if the four proposed structures are constructed.

Aeronautical objections were made in response to the circularization based upon the conclusion of the objectors that transmission from the proposed antenna array would adversely affect radio signals of the Robert Mueller Airport ILS outer marker.

At the FAA Informal Airspace Meeting No. 10 held on March 28, 1961, in Fort Worth, Texas, the Air Transport Association of America and the National Business Aircraft Association stated that they would object if the proposed structures would adversely affect the Robert Mueller Airport ILS outer marker from an electronic standpoint, or adversely affect instrument approach procedures to Robert Mueller Airport.

The center of the proposed antenna array would be located approximately 5.4 miles southeast of the approach end of Robert Mueller Airport runway 30L, and 1600 feet west of the ILS outer marker serving this runway. The antenna array would extend 99 feet above the elevation of Robert Mueller Airport. A structure of this height within the final approach area would normally require an increase in weather minimums from a ceiling of 300 feet to 400 feet for the ILS instrument approach procedure to runway 30L when the glide path is inoperative. However, the Agency has determined that, due to the nearness of the proposed antenna array to the ILS outer marker, the ceiling minimum of

300 feet for the above instrument approach can be retained without affecting the safe operation of aircraft.

The LBJ Broadcasting Company has agreed that it will take any corrective measures necessary to preclude electronic interference with the Robert Mueller Airport ILS outer marker by the proposed antennas.

At the FAA Informal Airspace Meeting held in Washington, D.C., on June 1, 1961, all aeronautical objections to the proposal were withdrawn.

No other aeronautical operations, procedures or minimum flight altitudes would be affected by the proposed structure.

Therefore, pursuant to the authority delegated to me by the Administrator (14 CFR § 626.33; 26 F.R. 5292), it is concluded that the proposed antenna array, at the location and mean sea level elevation specified herein, would have no adverse effect upon aeronautical operations, procedures or minimum flight altitudes; and it is hereby determined that this antenna array would not be a hazard to air navigation, provided that each structure be obstruction marked and lighted in accordance with applicable Federal Communications Commission rules.

This determination is effective as of the date of issuance and will become final 30 days thereafter, provided that no appeal herefrom under § 626.34 (26 F.R. 5292) is granted. Unless otherwise revised or terminated a final determination hereunder will expire 18 months after its effective date or upon earlier abandonment of the construction proposal (§ 626.35; 26 F.R. 5292).

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

OSCAR W. HOLMES,
Chief, Obstruction Evaluation Branch.

[F.R. Doc. 61-7713; Filed, Aug. 14, 1961; 8:46 a.m.]

CUMULATIVE CODIFICATION GUIDE—AUGUST

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 August.

3 CFR		7 CFR—Continued		16 CFR—Continued	
	Page		Page		Page
PROCLAMATIONS:		990	6846	PROPOSED RULES:	
3424	7031	1024	6847	301	7224
EXECUTIVE ORDERS:		1030	7186	17 CFR	
920	7548	1068	7077	200	6917, 7545
1262	7344	PROPOSED RULES:		201	7546
1510	7344	46	7282	210	7123
4342	7219	51	6936	240	7053
5125	7219	52	6937	PROPOSED RULES:	
5364	6852	319	7134	240	7224
8411	7219	813	7351	275	7552
8864	7548	900—1071	7347	19 CFR	
10450	6967	902	6854	8	6982
10841	7315	909	7282	20 CFR	
10955	6967	935	7096	403	7054
10956	7315	939	6937	404	7054
10957	7541	941	7134	21 CFR	
PRESIDENTIAL DOCUMENTS OTHER THAN PROCLAMATIONS AND EXECUTIVE ORDERS:		957	7550	3	7014
Reorganization Plan 6, 1949 (see Reorganization Plan 7, 1961)	7315	992	7017	8	7544
Reorganization Plan 5, 1950 (see Reorganization Plan 7, 1961)	7315	993	7096	120	6917, 7126, 7127
Reorganization Plan 21, 1950 (see Reorganization Plan 7, 1961)	7315	1008	6937	121	6831, 6917—6919, 6970
Reorganization Plan 6, 1961	7541	1013	7096		7087, 7088, 7127, 7263, 7332, 7544
Reorganization Plan 7, 1961	7315	1026	6984	141a	7332
5 CFR		9 CFR		191	7333
6	7183, 7247, 7319, 7542	77	6831	PROPOSED RULES:	
30	7005	10 CFR		15	7223
350	7005	PROPOSED RULES:		120	7017, 7134
PROPOSED RULES:		20	7142	121	7017, 7061, 7223, 7299
89	7144	40	7143	22 CFR	
6 CFR		95	7357	22	6970
331	7121	12 CFR		24 CFR	
333	6915	545	7051	200—908	7377
421	7007, 7008, 7078, 7247, 7248, 7252, 7317, 7319, 7542	14 CFR		221	6919
430	7255	40	7009	222	6919
443	7256	41	7009	223	6919
474	7183	42	7122	232	6920
7 CFR		43	7078	237	6920
210	7258	507	6971, 7009, 7010, 7033, 7078	241	6921
319	6968, 6969	514	7261	242	6922
354	6833	571	7123	252	6923
701	6881	600	6847, 6916, 6971, 6972, 7033, 7328	254	6923
706	7319	601	6847, 6848, 6916, 6971, 6972, 7033, 7035, 7078, 7262, 7328—7330, 7542—7544	261	6923
717	7258	602	6916, 7079	263	6923
718	7259	608	7033, 7187, 7330, 7544	264	6923
719	7259, 7324	609	6972, 7036, 7045	268	6923
722	6892	610	6977	269	6924
723	7122	PROPOSED RULES:		298	6928
728	6892, 7261	40	7223	299	7341
811	6969	41	7223	1500	7341
906	6833	42	7223	1520	7341
911	6834	202	7061	1530	7341
922	7032, 7326	205	6855	1600	7341
933	7077	231	6855	25 CFR	
934	6834	290	6994	91	7093
938	6834	377	6994	26 CFR	
940	7186	507	7016, 7299, 7300	1	7263
943	6835	600	6857—6861, 6940, 7149, 7300, 7551, 7552	44	7545
946	6836	601	6859—6861, 6940—6942, 7149, 7300, 7301, 7552	240	7264
949	6837	602	6861	301	6970
953	6836, 7032, 7077, 7327, 7542	608	7301, 7302	29 CFR	
958	7008	16 CFR		101	7546
963	6837	13	6915, 6981, 7010, 7011, 7052, 7053, 7085—7087, 7205, 7331	102	7265
		56	7012	524	7265
				545	7265
				681	7265

29 CFR—Continued		Page
PROPOSED RULES:		
406	-----	7141
511-791	-----	6939, 7062
520	-----	7018
522	-----	7355
545	-----	7282
32 CFR		
137	-----	6929
621	-----	7014
713	-----	7205
803	-----	7208
804	-----	7208
823	-----	7210
837	-----	7210
856	-----	7212
862	-----	7212
875	-----	7212
887	-----	7213, 7547
889	-----	7212
1712	-----	6848
33 CFR		
203	-----	6982
204	-----	7015
208	-----	6982
303	-----	7215
37 CFR		
1	-----	6983
2	-----	7215
PROPOSED RULES:		
1	-----	7550
3	-----	7550
38 CFR		
3	-----	7219, 7266
39 CFR		
17	-----	7216
41	-----	7056, 7341
46	-----	7056
48	-----	7056
51	-----	7216
56	-----	7056
61	-----	7056, 7341
132	-----	7216
168	-----	7216
PROPOSED RULES:		
45	-----	7221
41 CFR		
2-1	-----	7548
18-7	-----	7015
PROPOSED RULES:		
50-202	-----	7110, 7352, 7355, 7550

42 CFR		Page
71	-----	7057
73	-----	7341
43 CFR		
PROPOSED RULES:		
161	-----	6853
PUBLIC LAND ORDERS:		
103	-----	7094
353	-----	7219
439	-----	7219
574	-----	7219
975	-----	7219
1001	-----	7094
1075	-----	7219
1087	-----	6852
1140	-----	7219
1380	-----	7219
1387	-----	7219
1389	-----	7219
1516	-----	7219
1530	-----	7219
1618	-----	7219
1694	-----	7219
1895	-----	7219
1971	-----	7219
2216	-----	7094
2247	-----	7267
2446	-----	7094
2448	-----	6852
2449	-----	6852
2450	-----	7015
2451	-----	7094
2452	-----	7219
2453	-----	7343
2454	-----	7344
2455	-----	7548
2456	-----	7548
2457	-----	7549
45 CFR		
211	-----	7128
46 CFR		
PROPOSED RULES:		
201-360	-----	6942
47 CFR		
1	-----	6933, 7130
3	-----	7267, 7270, 7272, 7276-7278
7	-----	6849
8	-----	6849
9	-----	6849, 6934
10	-----	6849
11	-----	6849
16	-----	6849
64	-----	7279

47 CFR—Continued		Page
PROPOSED RULES:		
2	-----	7150
3	-----	7282, 7288, 7293-7299
4	-----	7150
15	-----	7153
49 CFR		
7	-----	6852
71-78	-----	7342
176	-----	7015
190	-----	7132
197	-----	7342
50 CFR		
10	-----	7057
25	-----	7060
32	-----	7060, 7094, 7132, 7219, 7220, 7280, 7281, 7344, 7345
256	-----	7060

Now Available

*Public Papers of the
Presidents*

★
Containing Public Messages,
Speeches and Statements,
Verbatim News Conferences

★
Volumes for the following
years are now available:

1953	-----	\$6.75
1954	-----	7.25
1955	-----	6.75
1956	-----	7.25
1957	-----	6.75
1958	-----	8.25
1959	-----	7.00
1960-61	-----	7.75

Published by the Office of the Federal Register, National Archives and Records Service, General Services Administration

Order from Superintendent of Documents, United States Government Printing Office, Washington 25, D.C.



