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Contents

Agricultural Marketing Service

- RULES AND REGULATIONS:**
 Central California grapes for crushing; establishment of administrative rules..... 3158
 Lemons grown in California and Arizona; handling limitation.... 3158

Agricultural Research Service

- NOTICES:**
 Certain humanely slaughtered livestock; identification of carcasses..... 3171

Agricultural Stabilization and Conservation Service

- PROPOSED RULE MAKING:**
 Milk in Lubbock-Plainview, Tex., marketing area; extension of rec-time for filing exceptions to recommended decision on proposed marketing agreement and order..... 3168
RULES AND REGULATIONS:
 Valencia type peanuts, 1962-63 marketing year; determination with respect to supply..... 3157

Agriculture Department

See Agricultural Marketing Service; Agricultural Research Service; Agricultural Stabilization and Conservation Service; Commodity Credit Corporation.

Alien Property Office

- NOTICES:**
 Certain enemy nationals; amendment to vesting order..... 3178
 Hahn, Marie Helena, et al.; notice of intention to return vested property..... 3179

Army Department

See Engineers Corps.

Civil Aeronautics Board

- NOTICES:**
Hearings, etc.:
 Catalina Island Service investigation..... 3174
 Lufthansa..... 3174
 Pacific Northwest-Alaska air service..... 3174

Civil Service Commission

- RULES AND REGULATIONS:**
 Exceptions from competitive service:
 Labor Department..... 3159
 State Department..... 3159
 U.S. Arms Control and Disarmament Agency..... 3159

Commerce Department

- NOTICES:**
 Statements of changes in financial interests:
 Grandbois, Morlan J..... 3174
 Harding, George E..... 3174

Commodity Credit Corporation

- RULES AND REGULATIONS:**
 Rye loan and purchase agreement program, 1961 crop; support rates..... 3160

Defense Department

- See also Engineers Corps.*
NOTICES:
 Armed Services Board of Contract Appeals; charter..... 3170
RULES AND REGULATIONS:
 Standards of conduct; miscellaneous amendments..... 3165

Engineers Corps

- RULES AND REGULATIONS:**
 Mississippi River, La.; navigation..... 3166

Federal Aviation Agency

- RULES AND REGULATIONS:**
 Airplane airworthiness; normal, utility, and acrobatic categories; miscellaneous amendments resulting from First Federal Aviation Agency Airworthiness Review..... 3160

Federal Maritime Commission

- NOTICES:**
 A. P. Moller-Maersk Line and Knutsen Line; notice of agreement filed for approval..... 3174

Federal Power Commission

- NOTICES:**
 Texaco-Seaboard, Inc., et al.; notice of extension of time and postponement of hearing..... 3174

Federal Reserve System

- NOTICES:**
 Farmers and Merchants Bank of Long Beach; order approving acquisition of bank assets..... 3175

Federal Trade Commission

- RULES AND REGULATIONS:**
 Prohibited trade practices:
 International Shoe Co..... 3165
 Levy, Julian, et al..... 3166

Housing and Home Finance Agency

- NOTICES:**
 Regional Director of Community Facilities Activities Region I (New York); redelegation of authority with respect to loans for housing for the elderly..... 3175

Interior Department

See Land Management Bureau.

Interstate Commerce Commission

- NOTICES:**
 Fourth section applications for relief..... 3179
 Motor carrier transfer proceedings..... 3180

Justice Department

See Alien Property Office.

(Continued on next page)

Land Management Bureau

NOTICES:
 Colorado; small tract classification----- 3171

PROPOSED RULE MAKING:
 Indian reservations or Indian holdings; exchanges for consolidation or extensions----- 3168

RULES AND REGULATIONS:
 Louisiana; public land order; transferring jurisdiction over oil and gas deposits in certain lands at Barksdale Air Force Base owned by United States---- 3167

Securities and Exchange Commission

NOTICES:
 Hearings, etc.:

Colorado-Cherokee, Inc----- 3175
 Japan Fund, Inc----- 3176

Small Business Administration

NOTICES:
 Assistant Administrator (Management); delegation relating to management----- 3177

Assistant Chief, Administrative Services Division; delegation relating to Administrative Services Division----- 3178

Chief, Investment Activities Division; delegation relating to Investment Program----- 3177

Chief, Office Services Branch; delegation relating to Office Services Branch----- 3178

Chief, Procurement and Supply Branch; delegation relating to procurement and supply functions----- 3178

Chief, Program Administration and Compliance Division; delegation relating to Investment Program----- 3176

Deputy Director, Office of Organization and Management; delegation relating to organization and management----- 3178

Director, Office of Organization and Management; delegation relating to organization and management----- 3177

Manager, Disaster Field Office, Pocomoke City, Md.; delegation of authority relating to administrative and financial assistance functions----- 3177

Manager, Disaster Field Office, Virginia Beach, Va.; delegation of authority relating to administrative and financial assistance functions----- 3177

West Virginia; amendment to declaration of disaster area---- 3178

PROPOSED RULE MAKING:
 Small business investment companies; insurance----- 3168

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.

5 CFR		32 CFR	
6 (2 documents)-----	3159	137-----	3165
6 CFR		33 CFR	
421-----	3160	207-----	3166
7 CFR		43 CFR	
729-----	3157	PROPOSED RULES:	
910-----	3158	149-----	3168
990-----	3158	PUBLIC LAND ORDERS:	
PROPOSED RULES:		2639-----	3167
1120-----	3168		
13 CFR			
PROPOSED RULES:			
107-----	3168		
14 CFR			
3-----	3160		
16 CFR			
13 (2 documents)-----	3165, 3166		

Announcing first
5-year Cumulation

UNITED STATES STATUTES AT LARGE

TABLES OF LAWS AFFECTED in Volumes 70-74

Lists all prior laws and other Federal instruments which were amended, repealed, or otherwise affected by the provisions of public laws enacted during the years 1956-1960. Includes index of popular name acts affected in Volumes 70-74.

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Rules and Regulations

Title 7—AGRICULTURE

Chapter VII—Agricultural Stabilization and Conservation Service (Agricultural Adjustment), Department of Agriculture

SUBCHAPTER B—FARM MARKETING QUOTAS AND ACREAGE ALLOTMENTS

PART 729—PEANUTS

Subpart—Determination With Respect to Supply of Valencia Type Peanuts for the 1962-63 Marketing Year

DEFINITION OF TYPES OF PEANUTS, AMOUNT OF INCREASE AND APPORTIONMENT OF INCREASE AMONG STATES

The purpose of this proclamation is to establish that the supply of Valencia-type peanuts for the marketing year beginning August 1, 1962, will be insufficient to meet the estimated demand for cleaning and shelling purposes, to establish the extent of increase in State allotments for States producing peanuts of such type required to meet such demand, and to apportion such increases to such States. These determinations are made pursuant to section 358(c) of the Agricultural Adjustment Act of 1938, as amended (7 U.S.C. 1358(c)), which reads in part as follows:

Notwithstanding any other provision of law, if the Secretary of Agriculture determines, on the basis of the average yield per acre of peanuts by types during the preceding five years, adjusted for trends in yields and abnormal conditions of production affecting yields in such five years, that the supply of any type or types of peanuts for any marketing year, beginning with the 1951-52 marketing year, will be insufficient to meet the estimated demand for cleaning and shelling purposes at prices at which the Commodity Credit Corporation may sell for such purposes peanuts owned or controlled by it, the State allotments for those States producing such type or types of peanuts shall be increased to the extent determined by the Secretary to be required to meet such demand but the allotment for any State may not be increased under this provision above the 1947 harvested acreage of peanuts for such State. The total increase so determined shall be apportioned among such States for distribution among farms producing peanuts of such type or types on the basis of the average acreage of peanuts of such type or types in the three years immediately preceding the year for which the allotments are being determined. The additional acreage so required shall be in addition to the national acreage allotment, the production from such acreage shall be in addition to the national marketing quota, and the increase in acreage allotted under this provision shall not be considered in establishing future State, county, or farm acreage allotments.

Section 729.1304(a) of this proclamation defines each of the four commonly known basic types of peanuts—Runner, Spanish, Valencia, and Virginia—by describing the outstanding physical characteristics of each type and identifying

the areas of the United States in which each is most commonly grown.

Section 729.1304(b) establishes that the supply of Valencia-type peanuts for the marketing year beginning August 1, 1962, will be insufficient to meet the estimated demand for cleaning and shelling purposes at prices at which Commodity Credit Corporation may sell for such purposes peanuts owned or controlled by it. Section 729.1304(b) also establishes the total increase in State allotments required to meet the prescribed demand for Valencia-type peanuts.

Section 729.1304(c) apportions the increase determined under § 729.1304(b) to States producing Valencia-type peanuts. Such increase is prorated to such States on the basis of the average acreage of Valencia-type (excluding acreage in excess of farm allotments) grown in each State in the 3 years 1959-61, but the allotment for no State is increased above the 1947 harvested acreage of peanuts for the State. For the purpose of this proclamation "farm allotments" mean the allotments established for the farms prior to any increase from released acreage or from the additional acreage allotted to farms under section 358(c)(2) of the Agricultural Adjustment Act of 1938, as amended. The 1959-61 average acreage used for the purposes of the aforementioned apportionment was determined by the State and county committees, in accordance with instructions issued by the Deputy Administrator, State and County Operations, Agricultural Stabilization and Conservation Service, on the basis of data reported by the farm operators and county office records of peanut acreages and production. The same data will be used as the basis for apportioning the State acreage to farms in accordance with the provisions of § 729.1026 of the Allotment and Marketing Quota Regulations for Peanuts of the 1959 and Subsequent Crops (23 F.R. 8515, 24 F.R. 2677, 6803, 9611, 25 F.R. 897, 8065, 10567, 26 F.R. 1344, 2523, 4631, 8560, 10209, and 11816).

Section 729.1304(d) specifies that the increase in acreage allotted to States under § 729.1304(c) shall not be considered in establishing future State, county, or farm acreage allotments.

Public notice of the proposed determination with respect to the supply of Valencia-type peanuts for the 1962-63 marketing year was given (27 F.R. 1906) in accordance with the Administrative Procedure Act (5 U.S.C. 1003). This proclamation is made after due consideration of recommendations submitted in response to such notice. Peanut farmers are now making plans for the production of peanuts in 1962. In order that the State and county Agricultural Stabilization and Conservation Committee may establish farm acreage allotments including the apportionment of the additional acreage provided herein for

Valencia-type peanuts, and issue allotment notices to farm operators at the earliest possible date, it is essential that this proclamation be made effective as soon as possible. Accordingly, it is hereby determined and found that compliance with the 30-day effective date provision of the Administrative Procedure Act is impracticable and contrary to the public interest, and the regulations and additional acreage allotments contained herein shall be effective upon filing of this document with the Director, Office of the Federal Register.

§ 729.1304 Definition of types of peanuts, amount of increase and apportionment of increase among States.

(a) *Definition of types of peanuts.* For the 1962 crop of peanuts, the generally known types of peanuts are defined as follows:

(1) Runner-type peanuts means peanuts commonly known as African Runner, Alabama Runner, Georgia Runner, Carolina Runner, Wilmington Runner, Dixie Runner, or Runner, produced principally in the Southeastern peanut-producing area of the United States and identified by the following characteristics: typically two-seeded pods which are practically cylindrical, medium sized, stem end round and the other pointed with a slight keel, having shells fairly thick and strong, with shallow veining and corrugation; and seeds crowded in pod with adjacent ends sharply shouldered.

(2) Spanish-type peanuts means peanuts commonly known as White Spanish, Small Spanish, Medium-Small Spanish, or Spanish; produced principally in the Southeastern and Southwestern peanut-producing areas of the United States and identified by the following general characteristics: typically two-seeded pods, which are small, with both ends rounded, the end opposite the stem having an inconspicuous point or keel, and the waist slender; shells very thin, with veining and corrugation but not deep; and seed globular to oval and practically smooth.

(3) Valencia-type peanuts means peanuts commonly known as New Mexico Valencia, Tennessee Valencia, Tennessee White, Tennessee Red, or Valencia, produced principally in Tennessee and New Mexico, and identified by the following general characteristics: typically three- or four- and sometimes five-seeded pods which are long and slender, with the end opposite the stem having a definite point or keel with conspicuous veining and corrugation; and seeds globular to oval.

(4) Virginia-type peanuts means peanuts commonly known as Virginia Runner, Virginia Bunch, North Carolina Runner, North Carolina Bunch, Jumbo, or Virginia, produced principally in North Carolina, Virginia, northeastern South Carolina, and Tennessee, and identified by the following general characteristics: typically two-seeded pods

which are of an average size larger than any other type; pods are roughly cylindrical, with veining and corrugation deep; and seeds cylindrical with pointed ends, length two or three times diameter, and practically smooth.

(b) *Designation of type for which increase is needed and determination of total increase.* The State acreage allotments for peanuts of the 1962 crop for States which produced Valencia-type peanuts during any one or more of the years, 1959, 1960, and 1961 shall be increased by a total of 2,577 acres. This increase is determined to be the additional acreage required to meet the demand for Valencia-type peanuts for

cleaning and shelling purposes at prices at which the Commodity Credit Corporation may sell for such purposes peanuts owned or controlled by it.

(c) *Apportionment of increase to States.* The acreages established in paragraph (b) of this section, less reserves of one-fourth of one percent of such acreage which shall be used for adjusting increases in State allotments determined on the basis of incomplete or inaccurate data, are hereby apportioned to States on the basis of the average acreage (excluding acreage in excess of farm allotments) of Valencia-type peanuts in each State in 1959, 1960, and 1961;

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 act is insufficient, and this amendment relieves restriction on the handling of lemons grown in California and Arizona.

Order, as amended. The provisions in paragraph (b) (1) (ii) of § 910.313 (Lemon Regulation 13, 27 F.R. 2761) are hereby amended to read as follows:

(ii) District 2: 241,800 cartons.

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

Dated: March 29, 1962.

PAUL A. NICHOLSON,
Deputy Director, Fruit and Vegetable Division, Agricultural Marketing Service.

[F.R. Doc. 62-3162; Filed, Apr. 2, 1962; 8:46 a.m.]

PART 990—CENTRAL CALIFORNIA GRAPES FOR CRUSHING

Establishment of Administrative Rules and Regulations

Notice was published in the November 17, 1961, issue of the FEDERAL REGISTER (26 F.R. 10772) that there was under consideration certain proposed provisions of the Subpart—Administrative Rules and Regulations, including conversion factors and a shrinkage allowance, to be made effective under the provisions of Marketing Agreement No. 133 and Order No. 990 (26 F.R. 7797), regulating the handling of central California grapes for crushing. This marketing order program is effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674).

Said notice afforded interested persons a 14-day period (which was to have expired December 1, 1961) to submit written data, views, or arguments pertaining to the proposal. Additional time for the receipt of such comments was afforded interested persons by actions published in the FEDERAL REGISTER, November 22, 1961 (26 F.R. 10933), December 14, 1961 (26 F.R. 11982), and January 10, 1962 (27 F.R. 256), and such additional time expired January 26, 1962.

The proposal originally submitted by the Grape Crush Administrative Committee did not include conversion factors for converting (1) grapes for crushing, other than raisin residual material, to concentrate equivalent, and (2) raisin residual material and concentrate to proof gallon equivalents. However, an appropriate space and subparagraphs were reserved in said notice for such factors and the notice provided for the submission of written data, views, or arguments pertaining to such conversion factors simultaneously with submission of data, views, or arguments pertaining to the committee's original proposal. After publication of said notice, the

State	1947 harvested acreage of peanuts	1959-61 average acreage Valencia type peanuts	Increase in State allotment for Valencia type peanuts	1962 previous State allotment ¹	1962 revised State allotment
Alabama	463,000	73	35	218,221.7	218,256.7
Arizona	0			717.1	717.1
Arkansas	8,000			4,216.6	4,216.6
California	0			939.1	939.1
Florida	105,000	17	8	55,313.3	55,321.3
Georgia	1,124,000	197	95	528,418.7	528,513.7
Louisiana	5,000			1,962.2	1,962.2
Mississippi	15,000			7,552.0	7,552.0
Missouri	0			247.0	247.0
New Mexico	14,000	4,677	2,259	5,215.2	7,474.2
North Carolina	292,000			168,940.5	168,940.5
Oklahoma	325,000			138,547.1	138,547.1
South Carolina	26,000	99	48	13,881.9	13,929.9
Tennessee	5,000	189	91	3,620.5	3,711.5
Texas	836,000	71	35	356,648.6	356,683.6
Virginia	162,000			105,558.5	105,558.5
Reserve	0		6	0	6.0
U.S. total ¹	3,380,000	5,323	2,577	1,610,000.0	1,612,577.0

¹ Including the acreage apportioned to each State from the reserve for new farm allotments.

Estimated production from the increased acreage. The estimated production from the increased acreage is 4,652,108 pounds, or 2,326 tons. Of this total, 4,303,395 pounds are expected to be in New Mexico and 348,713 in other States.

The above increase does not result in increasing the State allotment for any State above the 1947 harvested acreage of peanuts for such State.

(d) *No credit for future allotments.* The increase in acreage allotted to States and farms pursuant to paragraph (c) of this section, shall not be considered in establishing future State, county, or farm acreage allotments.

(e) *Definitions and miscellaneous provisions.* The applicable definitions and provisions in §§ 729.1010 to 729.1063 of the Allotment and Marketing Quota Regulations for Peanuts of the 1959 and Subsequent Crops (23 F.R. 8515, 24 F.R. 2677, 6803, 9611, 25 F.R. 897, 8065, 10567, 26 F.R. 1344, 2523, 4631, 8560, 10209, and 11816), shall apply to paragraphs (a) to (e) of this section.

(Secs. 358(c) (2), 375, 55 Stat. 89, as amended, 65 Stat. 29, 52 Stat. 66, as amended; 7 U.S.C. 1375, 1358(c))

Effective date: Date of filing with Director, Office of the Federal Register.

Signed at Washington, D.C., on March 29, 1962.

ORVILLE L. FREEMAN,
Secretary of Agriculture.

[F.R. Doc. 62-3183; Filed, Apr. 2, 1962; 8:48 a.m.]

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

[Lemon Reg. 13, Amdt. 1]

PART 910—LEMONS GROWN IN CALIFORNIA AND ARIZONA

Limitation of Handling

Findings. 1. Pursuant to the marketing agreement, as amended, and Order No. 910, as amended (7 CFR Part 910), 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 regulation until 30 days after publication hereof in the FEDERAL REGISTER (5 U.S.C. 1001-1011) because the time in-

committee submitted its recommendations on such conversion factors and additional provisions pertaining to the shrinkage allowance, as set forth hereinafter.

After consideration of all relevant matters presented, including information and recommendations submitted by the committee, and other available information, it is hereby found that to establish the provisions of the subpart, as hereinafter set forth, will tend to effectuate the declared policy of the act.

Therefore, §§ 990.105 and 990.154 of the Subpart—Administrative Rules and Regulations are hereby established to read as follows:

Subpart—Administrative Rules and Regulations

§ 990.105 Brix.

"Brix" is the percent by weight of the soluble solids in solution expressed in terms of sucrose equivalent. For the purposes of Order No. 990 and this subpart, the terms "Brix" and "Balling" shall have the same meaning.

§ 990.154 Setaside.

(a) *Factors for converting grapes for crushing to proof gallon or concentrate equivalents.* For the purpose of determining handlers' setaside obligations and for such other purposes as the Grape Crush Administrative Committee may deem to be appropriate, the conversion factors for converting grapes for crushing received by handlers to proof gallons of products shall be: (1) For other than raisin residual material, 2.0 proof gallons per ton per degree Balling; and (2) for raisin residual material, 2.0 proof gallons per ton per percent reducing sugar. The conversion factor for converting grapes for crushing other than raisin residual material to concentrate at 68 degrees Brix shall be 2.0 gallons per ton per degree Balling.

(b) *Conversion of setaside products to proof gallon equivalents—(1) Dessert wine.* The conversion factors to be used in determining the proof gallon equivalents of various dessert wines shall be those in the "Table of Proof Gallon Equivalents Per Gallon", prepared by Professor B. L. Marsh, Division of Food Technology, University of California, and commonly referred to in the industry as the "Marsh Tables".

(2) *High proof.* The conversion factor to be used in determining the proof gallon equivalent per gallon of high proof shall be obtained by dividing the proof number by 100.

(3) *Concentrate.* The proof gallon equivalent per gallon of concentrate shall be determined by dividing the weight of the solids per gallon of the concentrate by 7.568, with the weight of such solids determined by multiplying the degrees Brix of such concentrate by the weight in pounds (specified in Table 117 of "Circular of the National Bureau of Standards C440", issued May 1, 1942) of one gallon in air of such concentrate.

For the purposes of this part, one gallon of concentrate at 68 degrees Brix shall be equivalent to one proof gallon.

(c) *Allowance for normal shrinkage or loss.* Each handler's setaside obligation resulting from the final surplus percentage established for a crop year shall be reduced, as hereinafter provided, to allow for normal shrinkage or loss (hereinafter referred to as the "allowance") of setaside items held for the account of the committee. The allowance shall be made so as to cause an annual reduction of each handler's setaside obligation, except as hereinafter provided, of four percent on a proof gallon basis. The reduction shall be made as follows: On setaside obligation incurred before January 1 of each crop year, an allowance of two percent shall be made on the subsequent June 30 and December 31. On these same dates, on setaside obligation arising on or after January 1, and excluding the quarter of the year wherein the obligation arises, an allowance of one percent shall be made for each subsequent full quarter of a year preceding such June 30 or December 31. In the succeeding years, an allowance of two percent shall be made on June 30 and December 31 on the setaside obligation as reduced by the allowances applicable through each December 31. If prior to maturation of an allowance, a portion or all of a handler's setaside obligation is released from storage, the allowance shall be that applicable to any residual storage obligation plus one-third of one percent per month on the withdrawn quantity for those eligible months not included in a prior allowance and including the month of withdrawal: *Provided*, That the allowance applicable to the release of all or the balance of an obligation shall be made at the time of such release.

It is hereby further found that good cause exists for not postponing the effective date of this action until 30 days after publication in the FEDERAL REGISTER (5 U.S.C. 1003(c)) in that: (1) New free and surplus percentages were published in the FEDERAL REGISTER February 2, 1962 (27 F.R. 969), to be effective for the period beginning on August 26, 1961, and ending on June 30, 1962; (2) the conversion factors must be established promptly to enable handlers to compute their setaside obligations in accordance with the new surplus percentage and to hold for the account of the committee the requisite volumes of setaside items of the specified forms in compliance with § 990.54; (3) the allowance for normal shrinkage or loss of setaside items will reduce handlers' setaside obligations; and (4) notice that the conversion factors and such allowance were under consideration was published in the FEDERAL REGISTER November 17, 1961 (26 F.R. 10772) and handlers have been aware since that time that this action would be taken as required by § 990.54.

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

Dated March 29, 1962, to become effective upon publication in the FEDERAL REGISTER.

FLOYD F. HEDLUND,
Director, Fruit and Vegetable
Division, Agricultural Market-
ing Service.

[F.R. Doc. 62-3181; Filed, Apr. 2, 1962; 8:48 a.m.]

Title 5—ADMINISTRATIVE PERSONNEL

**Chapter I—Civil Service Commission
PART 6—EXCEPTIONS FROM THE COMPETITIVE SERVICE**

State Department and U.S. Arms Control and Disarmament Agency

§ 6.102 [Amendment]

1. Effective upon publication in the FEDERAL REGISTER, the headnote and subparagraphs (1), (2), and (3) of paragraph (j) of § 6.102 are revoked.

2. Effective upon publication in the FEDERAL REGISTER, a new § 6.172, paragraphs (a) and (b), is added to Part 6 as set out below.

§ 6.172 U.S. Arms Control and Disarmament Agency.

(a) Until April 30, 1963, not to exceed eight Project Officers at GS-14 and above and five Physical Science Administration Officers at GS-13 and above.

(b) Until April 30, 1963, the Chief and one Assistant Chief, Political Affairs Division, and one Special Assistant to the Chief, Political Research and Analysis Division.

(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. 62-3168; Filed, Apr. 2, 1962; 8:47 a.m.]

PART 6—EXCEPTIONS FROM THE COMPETITIVE SERVICE

Department of Labor

Effective upon publication in the FEDERAL REGISTER, paragraph (a) (1) of § 6.213 is amended as set out below.

§ 6.213 Department of Labor.

(a) *Bureau of Apprenticeship and Training.* (1) Not to exceed January 1, 1963, not more than 6 positions of Industrial Training Adviser (Minorities) at grades GS-11 and 12.

(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. 62-3167; Filed, Apr. 2, 1962; 8:47 a.m.]

Title 6—AGRICULTURAL CREDIT

Chapter IV—Commodity Credit Corporation, Department of Agriculture

SUBCHAPTER B—LOANS, PURCHASES, AND OTHER OPERATIONS

[1961 C.C.C. Grain Price Support Bulletin 1, Supp. 2, Amdt. 7, Rye]

PART 421—GRAINS AND RELATED COMMODITIES

Subpart—1961-Crop Rye Loan and Purchase Agreement Program

SUPPORT RATES

The regulations issued by the Commodity Credit Corporation published in 26 F.R. 5738, 9627, 6703, 9121, 9308, 12157, 12658, 27 F.R. 557, 1407 and containing the specific requirements of the 1961-crop rye price-support program are hereby amended as follows:

SOUTH DAKOTA

County:	Rate per bushel	
	From—	To—
Brown	\$0.97	\$1.00
Campbell	.92	.95
Clark	.98	1.00
Codington	.99	1.02
Day	.98	1.02
Deuel	.99	1.01
Edmunds	.95	.96
Grant	1.00	1.05
McPherson	.95	.96
Marshall	.97	1.03
Roberts	.99	1.05
Spink	.98	.99

WISCONSIN

Ashland	1.02	1.04
Bayfield	1.03	1.04
Burnett	1.06	1.13
Douglas	1.07	1.09

(Sec. 4, 62 Stat. 1070, as amended; 15 U.S.C. 714b. Interpret or apply sec. 5, 62 Stat. 1072, secs. 105, 401, 63 Stat. 1051, as amended; 15 U.S.C. 714c, 7 U.S.C. 1421, 1441)

Effective upon publication in the FEDERAL REGISTER.

Signed at Washington, D.C., on March 29, 1962.

H. D. GODFREY,
Executive Vice President,
Commodity Credit Corporation.

[F.R. Doc. 62-3184; Filed, Apr. 2, 1962; 8:48 a.m.]

Title 14—AERONAUTICS AND SPACE

Chapter I—Federal Aviation Agency

[Reg. Docket 107; Amdt. 3-7; Supp. 36]

PART 3—AIRPLANE AIRWORTHINESS; NORMAL, UTILITY, AND ACROBATIC CATEGORIES

Miscellaneous Amendments Resulting From First Airworthiness Review

As a result of the First Federal Aviation Agency Airworthiness Review, the Agency published a notice of proposed rule making affecting several parts of the Civil Air Regulations. This notice

was published in the FEDERAL REGISTER (26 F.R. 5130) and circulated as Civil Air Regulations Draft Release No. 61-12 dated June 8, 1961. There are contained herein amendments to Part 3 of the Civil Air Regulations which stem from this First FAA Airworthiness Review.

Interested persons have been afforded an opportunity to express their comments in regard to the proposal and, in some cases, the proposal has been modified in accordance with such comments. The more significant amendments being adopted by the Agency are discussed herein.

Section 3.82 provides for the flight test determination of the stalling speeds, V_{s_0} and V_{s_1} , except that when V_{s_1} is not obtainable it may be calculated. Since the purpose of this section is to determine the stall speeds by flight tests, it is being amended to require that V_{s_1} be determined in the same manner as V_{s_0} ; i.e., as a stall or as a minimum steady flight speed.

Part 3 does not now provide engine inoperative en route climb performance for multiengine airplanes of 6,000 pounds or less. This information is necessary for the commercial operation of these airplanes and is useful to general operations. Therefore, § 3.85 is being amended to require that this information be obtained during type certification of the airplane.

Part 3 requires that spin tests be conducted on airplanes of 4,000 pounds or less, including multiengine airplanes. On the basis that spin prevention will contribute more toward reducing stall-spin accidents than spin recovery, the engine-inoperative stall requirements of § 3.123 are revised to preclude unintentional spins, and normal category multiengine spin tests are being deleted. While the proposed rule required that tests be conducted with the landing gear retracted and extended, the rule adopted herein provides that all tests shall be conducted with the landing gear extended. In § 3.123(b), the phrase "the turn shall be steadily tightened" has been changed to the more appropriate phrase "the angle of attack shall be steadily increased". Furthermore, the current 4,000-pound limit of § 3.124(a) is deleted. As a result, one-turn spin tests will be required on all normal category single-engine airplanes. These tests are considered to be an investigation of the airplane's characteristics in a delayed stall rather than true spin tests and as such should be applicable to all single-engine airplanes. Section 3.124(c) does not clearly state the spin capability required of acrobatic category airplanes. Therefore, § 3.124(c) is amended to expressly provide that acrobatic airplanes must be capable of six-turn spins and to incorporate the current policy material of §§ 3.124-1 and 3.124-2 concerning flap retraction during spin tests.

A clarifying change has been made to § 3.184 to indicate that the design speeds are stated in terms of equivalent airspeed, EAS which is already defined in § 3.1(d), and in miles per hour.

The amendments to §§ 3.183, 3.184, 3.186, 3.187, 3.188, 3.190, 3.195, 3.197,

3.198, 3.199, 3.217, 3.217-1, 3.220, and 3.270, which were proposed to make the strength requirements appropriate to the speed, altitude, and maneuverability characteristics of small turbine-powered airplanes, have been deferred for further study.

The present requirements on factors of safety and inspections for structural castings specify a special factor of 2.0 for visual inspection only, and a factor of 1.25 when radiographic inspection and strength tests of 3 sample castings are employed. Section 3.304 as adopted herein provides for a series of casting factors, and corresponding test and inspection requirements, which reflect current methods and practices. A minor revision in the format of the regulation as proposed has also been made and a new paragraph (d) has been added for purposes of clarification. In addition, the amendment now provides for alternative methods of compliance with the requirements therein. Section 3.304-1 has been deleted since its provisions have been incorporated into § 3.304.

Section 3.357 currently requires an auxiliary means of extending the landing gear be provided if other than manual power is used. This provision is unnecessary in the case of amphibian airplanes, since service experience has shown that such airplanes can be landed safely, on land or water, with the landing gear retracted. Therefore, this section is amended to exclude amphibian airplanes.

Section 3.359 currently provides that the aural warning device function continuously after the throttle is closed until the landing gear is down and locked. To remove the ambiguity which arises in the case of multiengine airplanes, this section is amended to specify that the warning occur and continue when one or more throttles are closed. In this connection, §§ 3.359-1, 3.359-2, and 3.359-3 are being deleted and the acceptable means of compliance set forth therein are being incorporated in a note.

The increasing use of tinted windshields to reduce sun glare has raised questions as to the possible adverse effects on pilot vision during operations under poor lighting conditions. On the basis of automotive experience, § 3.383 is being amended to require that windshields and windows forward of the pilot's back have a luminous transmittance value of not less than 70 percent. This value of transmittance will permit consideration of thick material in the windshield if it should be needed for structural reasons or if bird-proof windshields are used.

Sections 3.390(d) and 3.715 presently require an additional factor of safety of 1.33 on the loads for seat and safety belt attachments, and § 3.306 requires a factor of 1.15 for structural fittings (attachments). Sections 3.390(d) and 3.715 are being clarified by inserting a statement that the 1.33 factor may be applied in lieu of the 1.15 factor, not added to it. This is consistent with the general principle that only the highest factor intended for a similar purpose need be applied. However, if castings are used, the casting factor specified in § 3.304

would still apply, since this factor is intended for another purpose.

Section 3.432 restricts the routing of pressure crossfeed fuel lines unless means are provided to permit flight personnel to shut off the supply of fuel to these lines, or unless any joints, fittings, or other possible sources of leakage installed in such lines are enclosed in a fuel- and fume-proof enclosure ventilated and drained to the exterior of the airplane. Experience has shown that pressure crossfeed lines do not require provisions different from other pressure fuel lines. Accordingly, this section is being deleted.

Section 3.581 requires that powerplant cooling provisions be capable of maintaining component and fluid temperatures at or below the maximum established limits under critical conditions of ground and flight operation. Since modern airplanes have minimum as well as maximum limits, § 3.581 is being amended to require that cooling provisions be capable of maintaining temperatures within limits. For the same reason, the word "maximum" is being deleted from § 3.582. Sections 3.586 and 3.587 establish cooling test procedures for single-engine and multiengine airplanes. Section 3.587 provides that the airplane be in the configuration specified in § 3.85, which covers climb performance, while § 3.586 is silent in this respect. Section 3.85, however, provides that the cowl flap setting, which is part of the airplane configuration, be that employed in the cooling test. To avoid ambiguity it is being specified that the applicant select the cowl flap setting to be used in establishing cooling system capability.

Several amendments to §§ 3.681 through 3.693, concerning electrical systems and equipment are being made. In particular, § 3.682 now deals with electric power sources, and revisions are being made to §§ 3.688, 3.690, 3.691, and 3.693 which cover master switch arrangement, protective devices, and electric cables, respectively. In conjunction with these changes, §§ 3.681(b), 3.681-1, 3.681-2, 3.682-1, 3.688-1, 3.688-2, 3.690-1, 3.690-2, and 3.693-1 are being deleted because the material contained in these sections is being included, or already is included, in other sections.

Two changes are being made to the lighting requirements. Figure 3-16 now specifies that position light intensity for angles 40° to 90° above or below the horizontal be at least 2 candles. Because this results in an irrational discontinuity when related to the other data in Figure 3-16, Figure 3-16 is being amended to require an intensity of 0.05 I for these angles.

The current anticollision light requirements in § 3.705 permit 0.03 steradians blockage in the rearward direction. In view of recent qualitative studies it has been determined that such a limitation might be unduly restrictive. Therefore, § 3.705 is being amended to permit 0.5 steradians of obstruction without limitation as to direction.

Although Part 3 requires satisfactory airplane ground handling characteristics in crosswind velocities up to 0.2 V_{SO} ,

there are no provisions to inform the pilot of this capability. Since the safe operation of an airplane requires knowledge of the airplane's capabilities, § 3.771 is being amended to require that the demonstrated crosswind velocity be included on the airspeed placards specified for all airplanes.

The airspeed placards now required by Part 3 do not include certain operational speed information considered essential for airplanes weighing more than 6,000 pounds. These speeds include the recommended climb speed, best angle of climb speed, engine-inoperative climb speeds, and approach speeds. In addition, supplementary information regarding the airplane configuration, power, etc., is necessary to describe the conditions for which these speeds can be used. It is not considered practical to include all of this information on a cockpit placard. The detailed supplementary information should be included in a separate source which is readily available to the pilot. The Airplane Flight Manual procedures section is considered satisfactory for this purpose. Therefore, § 3.771 is being amended to require the climb and approach speeds placard for airplanes weighing more than 6,000 pounds, and § 3.779 is being amended to require the necessary supplementary data. Consistent with this amendment a minor clarifying amendment to § 3.755(a) is necessary. Section 3.750 requires the establishment of operation limitations related to installed equipment but there are no provisions to inform the pilot of these limitations. Therefore, new §§ 3.772 and 3.778(h) are being adopted to provide that the airplane crew be informed of the operation limitations established for the airplane; e.g., VFR day, IFR night, operation in icing conditions, etc.

Miscellaneous changes of an editorial or clarifying nature are being made to §§ 3.1, 3.11(b), 3.82, 3.86, 3.174-1, 3.174-3, 3.174-7, 3.216-5, 3.216-6, 3.301, 3.301-1, 3.301-2, 3.304-1, 3.345-3, 3.573, 3.582, 3.714, 3.744, 3.745, 3.746, 3.747, 3.767, 3.779, 3.780, 3.780-1, Figure 3-12(b), and the heading of subpart E. The miscellaneous amendments contain an amendment to § 3.11(b) which excludes from the provisions of that section consideration of provisional type certificates. It was proposed that this be accomplished by a note. However, it now appears to be more appropriate to include such a provision within § 3.11(b) rather than as a note thereto. Although not contained in the proposal, the heading of subpart E is being corrected to read "Subpart E—Powerplant".

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

In consideration of the foregoing, Part 3 of the Civil Air Regulations (14 CFR Part 3, as amended) is hereby amended as follows, effective May 3, 1962:

1. By amending the title of § 3.1(f) and by adding a new subparagraph (9) to read as follows:

§ 3.1 Definitions.

(f) *Powerplant installation.* * * *

(9) *Gas temperature.* Gas temperature for turbine engines is the temperature of the gas stream obtained as indicated in the approved engine specification.

§ 3.11 [Amendment]

2. By amending § 3.11(b) by inserting in the first sentence between the words "required" and "except" the phrase "notwithstanding the fact that the applicant may have been issued a provisional type certificate".

§ 3.82 [Amendment]

3. By amending § 3.82 by deleting from paragraph (a) the words "true indicated"; by deleting from paragraph (a) the words "in miles per hour" and inserting in lieu thereof "expressed in miles per hour, calibrated airspeed,"; by deleting from paragraph (b) the words "true indicated"; by deleting from paragraph (b) the words "otherwise the calculated value in miles per hour," and inserting in lieu thereof "or the minimum steady flight speed at which the airplane is controllable, expressed in miles per hour, calibrated airspeed,".

4. By amending § 3.85a(b) by redesignating the present text of the section following the title as subparagraph (1); by redesignating the present subparagraphs (1), (2), (3), (4), and (5) as subdivisions (i), (ii), (iii), (iv), and (v), respectively, and by adding a new subparagraph (2) to read as follows:

§ 3.85a Climb requirements; airplanes of 6,000 pounds or less.

(b) *Climb with inoperative engine.* * * *

(2) For all multiengine airplanes having a stalling speed equal to or less than 70 miles per hour, the steady rate of climb at 5,000 feet shall be determined with the critical engine inoperative and the following:

- (i) Remaining engines operating at not more than maximum continuous power,
- (ii) Inoperative propeller in the minimum drag position,
- (iii) Landing gear retracted,
- (iv) Wing flaps in the most favorable position, and
- (v) Cowl flaps in the position used in cooling tests specified in §§ 3.581 through 3.596.

§ 3.86 [Amendment]

5. By amending § 3.86(a)(1) by deleting the words "true indicated" and inserting in lieu thereof "calibrated".

6. By amending § 3.123 to read as follows:

§ 3.123 One-engine-inoperative stalls.

(a) Multiengine airplanes shall have stall characteristics which preclude unintentional spin entry. These characteristics shall be demonstrated by performing the maneuvers prescribed in paragraph (b) of this section at the lowest practical altitude with:

(1) The critical engine inoperative and its propeller in the normal inoperative position;

(2) Flaps and landing gear extended, and with flaps retracted and landing gear extended; and

(3) The remaining engines operating at full throttle, except that the power need not be greater than maximum continuous power.

(b) After a steady curvilinear flight condition has been established, and while maintaining a 15-degree bank towards in one case, and away in the other case, from the inoperative engine, the angle of attack shall be steadily increased with the elevator control until an uncontrollable downward pitching motion of the airplane indicates the stall. In performing these maneuvers, the following shall apply:

(1) It shall be possible to produce and correct roll by unreversed use of the lateral control until the airplane stalls;

(2) It shall be possible to effect immediate recovery to full flight control with wings level from the stalled condition by normal use of the controls, reducing power on the operating engines if desired without the airplane exceeding a 60-degree bank angle; and

(3) The loss of altitude, as measured from the altitude at which the airplane starts to pitch uncontrollably to the altitude at which level flight is regained, and the pitch angle shall be entered in the performance section of the Airplane Flight Manual for airplanes having a maximum certificated weight of more than 6,000 pounds, or shall be shown on a cockpit placard for airplanes having a maximum certificated weight of 6,000 pounds or less.

7. By amending § 3.124(a) by deleting the first sentence and inserting in lieu thereof "All single-engine airplanes shall recover from a one-turn spin in not more than one additional turn. The controls shall be applied in the manner normally used for recovery. For both the flaps retracted and flaps extended conditions, the applicable limiting airspeed and positive limit maneuvering load factor shall not be exceeded. For the flaps extended condition, it shall be acceptable to retract the flaps during recovery."

8. By amending § 3.124(c) by inserting in the introductory sentence between the words "spinning" and "and" the words "at least six turns"; by deleting from subparagraph (1) the clause "the airplane shall recover from a six-turn spin, or from any point in a six-turn spin," and inserting in lieu thereof "the airplane shall recover from any point in a spin not exceeding six turns with flaps retracted and one turn with flaps extended;" and by amending subparagraph (2) to read:

§ 3.124 Spinning.

(c) Category A. * * *

(2) For both the flaps retracted and flaps extended conditions, the applicable limiting airspeed and positive limit maneuvering load factor shall not be exceeded. For the flaps extended condi-

tion, it shall be acceptable to retract the flaps during recovery, provided a placard is installed prohibiting intentional spins with flaps extended.

§§ 3.124-1, 3.124-2 [Deletion]

9. By deleting §§ 3.124-1 and 3.124-2.

10. By amending § 3.174-1(a) by deleting from the parenthetical expression the words "Secs. 1.654 and 1.655 of ANC-5a 1949 edition" and inserting in lieu thereof "Sections 1.65.4 and 1.65.5 of MIL-HDBK-5"; and by amending the related footnote to read as follows:

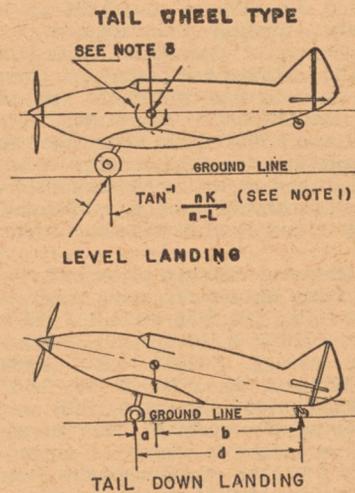
² MIL-HDBK-5, "Strength of Aircraft Elements" is published by the Department of Defense and the Federal Aviation Agency and may be obtained from the Superintendent of Documents, Government Printing Office, Washington 25, D.C.

§ 3.174-3 [Amendment]

11. By amending § 3.174-3(a) (1) by deleting the expression "ANC-5" and inserting in lieu thereof "MIL-HDBK-5".

§ 3.174-7 [Amendment]

12. By amending § 3.174-7(c) by deleting the phrase "in ANC-5 and ANC-18" and inserting in lieu thereof "in MIL-HDBK-5, MIL-HDBK-17 Part I, ANC-17 Part II, ANC-18, MIL-HDBK-23 Part I, and ANC-23 Part II".



§ 3.184 [Amendment]

13. By amending § 3.184 by inserting in the first sentence between the words "speeds" and "shall" the words "shall be equivalent air speeds (EAS) and"; and by adding to each of the parenthetical expressions after the word "speed" the abbreviation ", m.p.h."

§ 3.216-5 [Amendment]

14. By amending § 3.216-5 by deleting from paragraph (a) the phrase "in § 3.216 (a), (b), and (c)" and inserting in lieu thereof "in § 3.216(c)"; and by deleting from paragraph (b) the phrase "in § 3.216(c)" and inserting in lieu thereof "in § 3.216".

§ 3.216-6 [Amendment]

15. By amending § 3.216-6 by deleting the equation

$$q_p = \frac{n(W/S)}{C_{L_{max}}} = \frac{(W/S)}{1.5}$$

and inserting in lieu thereof

$$q_p = \frac{n(W/S)}{C_{L_{max}}} = \frac{n(W/S)}{1.5}$$

§ 3.244 [Amendment]

16. By amending Figure 3-12(b) referred to in § 3.244 as follows:

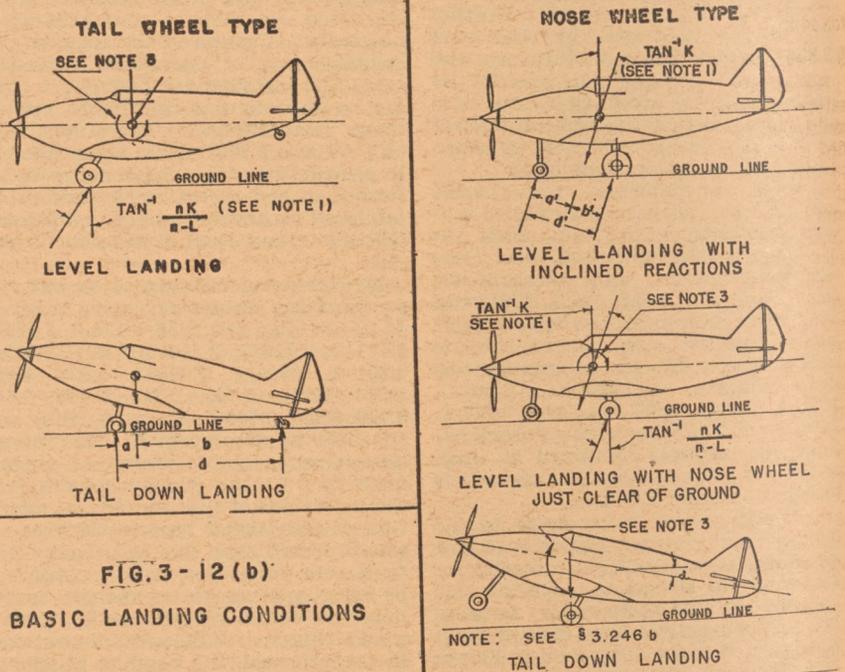


FIG. 3-12(b)
BASIC LANDING CONDITIONS

17. By amending § 3.301 by deleting the last sentence and inserting in lieu thereof "Values contained in MIL-HDBK-5, MIL-HDBK-17, Part I, ANC-17 Part II, ANC-18, MIL-HDBK-23 Part I, and ANC-23 Part II shall be used unless shown to be inapplicable in a particular case" and by amending the note to read as follows:

§ 3.301 Material strength properties and design values.

NOTE: MIL-HDBK-5, "Strength of Metal Aircraft Elements"; MIL-HDBK-17, "Plastics

for Flight Vehicles, Part I—Reinforced Plastics"; ANC-17, "Plastics for Aircraft, Part II—Transparent Glazing Materials"; ANC-18, "Design of Wood Aircraft Structures"; MIL-HDBK-23, "Composite Construction for Flight Vehicles, Part I—Fabrication Inspection Durability and Repair"; and ANC-23, "Sandwich Construction for Aircraft, Part II—Material Properties and Design Criteria", are published by the Department of Defense and the Federal Aviation Agency and may be obtained from the Superintendent of Documents, Government Printing Office, Washington 25, D.C.

18. By amending § 3.301-1(a) by deleting the first sentence and inserting in

lieu thereof "With reference to Chapter 3 of MIL-HDBK-5, the allowable design property columns headed "B" represent design properties which will be equalled or exceeded by the properties possessed by approximately 90 percent of the material", and by deleting from subparagraph (1) the phrase "in ANC-5" and inserting in lieu thereof "in MIL-HDBK-5".

19. By amending § 3.301-2 to read as follows:

§ 3.301-2 Substitution of seam-welded for seamless steel tubing (FAA policies which apply to § 3.301).

Seam-welded tubing may be substituted for seamless steel tubing as follows:

(a) SAE 4130 welded tubing as per Specification MIL-T-6731 may be substituted for SAE 4130 seamless tubing conforming to Specification MIL-T-6736, and vice versa.

(b) SAE 1025 welded tubing as per Specification MIL-T-5066 may be substituted for SAE 1025 seamless tubing conforming to Specification MIL-T-5066, and vice versa.

(c) SAE 8630 welded tubing conforming to Specification MIL-T-6734 may be substituted for SAE 8630 seamless tubing conforming to Specification MIL-T-6732, and vice versa.

20. By amending § 3.304 to read as follows:

§ 3.304 Casting factors.

For structural castings, the factor of safety prescribed in § 3.172 shall be multiplied by the casting factors specified in paragraphs (a) and (b) of this section. The prescribed tests and inspections shall be in addition to those necessary to establish foundry quality control. Castings shall be inspected in accordance with approved specifications.

(a) Each casting, the failure of which would preclude continued safe flight and landing of the airplane or which would result in serious injury to occupants, shall have a casting factor of at least 1.25 and shall receive 100-percent inspection by visual, radiographic, and magnetic particle or penetrant inspection methods or approved equivalent nondestructive inspection methods. Where such castings have a casting factor less than 1.50, three sample castings shall be static tested. The test castings shall comply with the strength requirements of § 3.173 at an ultimate load corresponding with a casting factor of 1.25 and shall comply with the deformation requirements at a load equal to 1.15 times limit load.

Note: Examples of castings to which this subparagraph applies are: structural attachment fittings; parts of flight control systems; control surface hinges and balance weight attachments; seat, berth, safety belt, and fuel and oil tank supports and attachments; cabin pressure valves.

(b) For structural castings other than those specified in paragraph (a) of this section, the casting factors and inspections shall be in accordance with the following table except that it shall be acceptable to reduce the percentage of castings inspected by nonvisual methods when an approved quality control procedure is established. For castings procured to a specification which guar-

antees the mechanical properties of the material in the castings and provides for demonstration of these properties by test of coupons cut from castings on a sampling basis, it shall be acceptable to use a casting factor of 1.0. The inspection requirements for such castings shall be in accordance with those specified in the following table for casting factors of 1.25 to 1.50, and the testing requirements shall be in accordance with paragraph (a) of this section.

Casting factor	Inspections
2.0 or greater-----	100 percent visual.
Less than 2.0 greater than 1.5.	100 percent visual, and magnetic particle or penetrant or equivalent nondestructive inspection methods.
1.25 to 1.50-----	100 percent visual, magnetic particle or penetrant, and radiographic, or approved equivalent nondestructive inspection methods.

(c) Castings which are pressure tested as parts of a hydraulic or other fluid system shall not be required to comply with the provisions of this section unless such castings support airplane structural loads.

(d) The casting factor need not exceed 1.25 with regard to bearing stresses regardless of the method of inspection employed. A casting factor need not be employed with respect to the bearing surface of a part if the bearing factor used (see § 3.305) is greater than the casting factor.

§ 3.304-1 [Deletion]

21. By deleting § 3.304-1.

§ 3.345-3 [Amendment]

22. By amending § 3.345-3 by inserting between the expressions "Army-Navy-Aeronautical Standards" and "National Aircraft Standards" the expression "Military Standards".

§ 3.357 [Amendment]

23. By amending § 3.357 by adding at the end thereof the phrase "on airplanes which are not amphibian".

24. By amending § 3.359 by deleting from the second sentence the phrase "after the throttle is closed" and inserting in lieu thereof "when one or more throttles are closed" and by adding a note to read as follows:

§ 3.359 Position indicator and warning device.

* * * * *

Note: An Acceptable method for indicating to the pilot when the wheels are secured in the extreme positions is by means of lights; e.g., landplanes may display a green light when the wheels are down and locked, a red light to indicate an intermediate or unlocked wheel position, and "all lights out" when the wheels are up and locked. An acceptable method for sensing when the wheels are secured in the extreme positions is to locate the sensing devices so that they are operated by the landing gear locking latch. A throttle stop is not considered to be an acceptable alternative to an aural landing gear warning device.

§§ 3.359-1, 3.359-2, 3.359-3 [Deletion]

25. By deleting §§ 3.359-1, 3.359-2, and 3.359-3.

26. By amending § 3.383 by adding a new paragraph (d) to read as follows:

3.383 Windshields, windows, and canopies.

* * * * *

(d) The windshield and side windows forward of the pilot's back, when he is seated in normal flight position, shall have a luminous transmittance value of not less than 70 percent.

Note: Tinted windshields may adversely affect vision under certain flight conditions.

§ 3.390 [Amendment]

27. By amending § 3.390(d) by adding at the end thereof the words "in lieu of the fitting factor prescribed in § 3.306."

28. By amending the heading of Subpart E to read as follows: "Subpart E—Powerplant".

§ 3.432 [Deletion]

29. By deleting § 3.432.

30. By amending § 3.573 to read as follows:

§ 3.573 Oil filters.

If the powerplant installation incorporates an oil filter (strainer), the filter shall be constructed and installed so that oil will continue to flow at the normal rate through the remainder of the system when the flow of oil through the filter element is completely blocked.

31. By amending § 3.581 to read as follows:

§ 3.581 General.

The powerplant cooling provisions shall be capable of maintaining the temperatures of all powerplant components and fluid within the established limits during ground and flight operation.

§ 3.582 [Amendment]

32. By amending § 3.582 by deleting from the third sentence the word "maximum"; and by deleting from the fourth sentence the words "octane number" and inserting in lieu thereof "grade".

§ 3.586 [Amendment]

33. By amending § 3.586 by deleting the last sentence including paragraphs (a) and (b) and inserting in lieu thereof the following: "The climb shall not be conducted at a speed greater than the best rate-of-climb speed with maximum continuous power unless the slope of the flight path at the speed chosen for the cooling test is equal to or greater than the minimum required angle of climb (see § 3.85(a)) and a cylinder head temperature indicator is provided as specified in § 3.675. The stabilizing and climb portions of the test shall be conducted with cowl flap settings selected by the applicant (see §§ 3.85 and 3.85a)."

34. By amending § 3.587(a) to read as follows:

§ 3.587 Cooling test procedure for multi-engine airplanes.

(a) Airplanes which meet the minimum one-engine-inoperative climb performance specified in § 3.85(b). The engine cooling test for these airplanes shall be conducted with the airplane in the configuration specified in § 3.85(b), except that the operating engines shall

be operated at maximum continuous power or at full throttle when above the critical altitude. The stabilizing and climb portions of the test shall be conducted with cowl flap settings selected by the applicant (see § 3.85). Temperatures of the operating engines shall be stabilized in flight with the engines operating at not less than 75 percent of the maximum continuous power rating. After stabilizing temperatures in flight, the climb shall be started 1,000 feet below the engine critical altitude (if this is impracticable, then at the lowest practicable altitude which the terrain will permit) or 1,000 feet below the altitude at which the single-engine-inoperative rate of climb is $0.02 V_{s_0}^2$, whichever is the lower altitude, and shall be continued until at least 5 minutes after the highest temperature has been recorded. The climb shall be conducted at a speed not greater than the highest speed at which compliance with the climb requirement of § 3.85(b) can be shown, except that, if the speed used exceeds the speed for best rate of climb with one engine inoperative, a cylinder head temperature indicator shall be provided as specified in § 3.675.

§ 3.681 [Deletion]

35. By deleting § 3.681(b).

§§ 3.681-1, 3.681-2 [Amendment]

36. By deleting §§ 3.681-1 and 3.681-2 and related footnotes.

37. By amending § 3.682 and the center heading preceding § 3.682 to read as follows:

ELECTRIC POWER SOURCES

§ 3.682 Electric power sources.

(a) Electric power sources, their transmission cables, and their associated control and protective devices, shall have sufficient capacity to furnish the required power at the proper voltage to all load circuits essential to the safe operation of the airplane.

(b) Compliance with paragraph (a) of this section shall be shown by means of an electrical load analysis, or by electrical measurements, which take into account all electrical loads applied to the electrical system, in probable combinations and for probable durations.

(c) At least one generator shall be installed if the electrical system supplies power to load circuits essential to the safe operation of the airplane.

(d) Electric power sources shall function properly when connected in combination or independently. The failure or malfunction of any electric power source shall not impair the ability of any remaining source to supply load circuits essential to the safe operation of the airplane.

(e) Electric power source controls shall be such as to permit independent operation of each source.

§ 3.682-1 [Deletion]

38. By deleting § 3.682-1.

39. By deleting the center heading "Generators" preceding § 3.685.

40. By amending § 3.688 to read as follows:

§ 3.688 Arrangement.

A master switch arrangement shall be provided to permit expeditious disconnection of all electric power sources from all load circuits. The point of disconnection shall be adjacent to the power sources.

§§ 3.688-1, 3.688-2 [Deletion]

41. By deleting §§ 3.688-1 and 3.688-2 and related footnotes.

§ 3.690 [Amendment]

42. By amending § 3.690 by adding at the end thereof two sentences and a note to read as follows: "Not more than one circuit, which is essential to safety in flight, shall be protected by a single protective device. All resettable type circuit protective devices shall be designed so that a manual operation is required to restore service after tripping and so that, when an overload or circuit fault exists, they will open the circuit irrespective of the position of the operating control.

NOTE: The aforementioned resettable type circuit protective devices are known commercially as "trip-free"; i.e., the tripping mechanism cannot be overridden by the operating control. Such circuit protective devices can be reset on an overload or circuit fault, but will trip subsequently in accordance with their current-time trip characteristic.

§§ 3.690-1, 3.690-2 [Deletion]

43. By deleting §§ 3.690-1 and 3.690-2 and related footnotes.

44. By amending § 3.691 to read as follows:

§ 3.691 Protective devices installation.

If the ability to reset a circuit breaker or to replace a fuse is essential to safety in flight, such circuit breaker or fuse shall be so located and identified that it can be readily reset or replaced in flight.

45. By amending § 3.693 to read as follows:

§ 3.693 Electric cables.

Electric connecting cables shall be of adequate capacity. Cables which would overheat in the event of circuit overload or fault shall be flame-resistant and shall not emit dangerous quantities of toxic fumes.

§ 3.693-1 [Deletion]

46. By deleting § 3.693-1 and related footnote.

§ 3.702 [Amendment]

47. By amending Figure 3-16 referred to in § 3.702 by deleting the phrase "At least 2 candles" in the intensity column and inserting in lieu thereof "0.05 I."

§ 3.705 [Amendment]

48. By amending § 3.705(a) by deleting the number ".03" and inserting in lieu thereof "0.5", and by deleting the phrase "within a solid angle equal to 0.15 steradians centered about the longitudinal axis in the rearward direction."

§ 3.714 [Amendment]

49. By amending § 3.714 by deleting from the first sentence the word "danger" and inserting in lieu thereof "the probability".

§ 3.715 [Amendment]

50. By amending § 3.715 by adding at the end of the third sentence the words "in lieu of the fitting factor prescribed in § 3.306."

51. By amending § 3.744 to read as follows:

§ 3.744 Powerplant limitations.

The powerplant limitations set forth in this section shall be established for the airplane. The limitations shall not exceed the corresponding limits established as part of the type certification of the engine and propeller installed in the airplane.

(a) *Takeoff operation.* (1) Maximum rotational speed (r.p.m.);

(2) Maximum permissible manifold pressure;

(3) Maximum permissible gas temperature;

(4) The time limit for use of the power or thrust which corresponds with the values established in subparagraphs (1) through (3) of this paragraph; and

(5) When the time limit established in subparagraph (4) of this paragraph exceeds 2 minutes, the maximum permissible cylinder head, oil, and liquid coolant temperatures.

(b) *Maximum continuous operation.* (1) Maximum rotational speed (r.p.m.);

(2) Maximum permissible manifold pressure;

(3) Maximum permissible gas temperature; and

(4) Maximum permissible cylinder head, oil, and liquid coolant temperatures.

(c) *Fuel grade or specification designation.* The minimum fuel grade required for reciprocating engines or the fuel designation for turbine engines, required for the operation of the engine within the limitations prescribed in paragraphs (a) and (b) of this section.

§§ 3.745, 3.746, 3.747 [Deletion]

52. By deleting §§ 3.745, 3.746, and 3.747.

§ 3.755 [Amendment]

53. By amending § 3.755(a) by adding at the end of the first sentence thereof the phrase "except as provided in § 3.771(b)".

§ 3.767 [Amendment]

54. By amending § 3.767(a) by deleting the words "octane number" and inserting in lieu thereof "grade or designation".

55. By amending § 3.771 to read as follows:

§ 3.771 Airspeed placards.

(a) *All airplanes.* An airspeed placard shall be provided, in clear view of the pilot and as close as practicable to the airspeed indicator. The placard shall list the following:

Title 32—NATIONAL DEFENSE

Chapter I—Office of the Secretary of Defense

PART 137—STANDARDS OF CONDUCT

Miscellaneous Amendments

The Deputy Secretary of Defense approved the following amendments to Part 137:

1. Section 137.3 has been amended by adding a new paragraph (e) as follows:

§ 137.3 Conflicts of interest.

* * * * *

(e) Provision will be made to inform new personnel of the standards of conduct specified in this Part 137 upon employment. Provision also will be made to bring the standards of conduct, through appropriate means, to the attention of all personnel at least semi-annually. Personnel will be advised how to obtain additional clarification of standards of conduct and related laws, rules, and regulations.

2. Section 137.5(a) has been revised as follows:

§ 137.5 Retired regular officers.

(a) *Prosecution of claims.* A regular retired officer of the Armed Forces may not, within 2 years of his retirement, act as agent or attorney for prosecuting any claim against the Government, or assist in the prosecution of such a claim or receive any gratuity or any share of or interest in such claim in consideration for having assisted in the prosecution of such a claim, if such claim involves the department in whose service he holds a retired status. Nor may a regular retired officer at any time act as an agent or attorney for prosecuting any claim against the Government or assist in prosecution of such claim, or receive any gratuity or any share of or interest in such a claim in consideration for having assisted in the prosecution of such claim, if such claim involves any subject matter with which he was directly connected while on active duty.

3. Section 137.7 has been revised in its entirety. Section 137.7, as revised, now reads as follows:

§ 137.7 Statement of employment by regular retired officers.

(a) Each regular retired officer of the Armed Forces shall file with the Department in which he holds a retired status a Statement of Employment (DD Form 1357¹). Each regular officer retiring hereafter shall file this statement within 30 days after retirement. Whenever the information in the statement is no longer accurate, each such officer shall file a new DD Form 1357.¹

(b) The military departments shall appropriately review the Statements of Employment to assure compliance with applicable statutes and regulations.

4. Section 137.13 has been revised to cover civilian as well as military per-

sonnel. Section 137.13, as revised, now reads as follows:

§ 137.13 Outside employment of DoD personnel.

(a) No DoD civilian personnel and no military personnel on active duty shall engage in private outside employment, with or without compensation, which:

(1) Interferes with the performance of their Government duties, or

(2) May reasonably be expected to bring discredit upon the Government or the agency concerned.

(b) No enlisted member of the Armed Forces on active duty may be ordered or permitted to leave his post to engage in a civilian pursuit or business, or a performance in civil life, for emolument, hire, or otherwise, if the pursuit, business, or performance interferes with the customary or regular employment of local civilians in their art, trade, or profession.

5. Section 137.14 is revised to read as follows:

§ 137.14 Effective date.

This part shall be effective immediately, except that § 137.7 shall be effective January 15, 1962. Implementing regulations of the military departments will be submitted to the Office of the Secretary of Defense for approval prior to promulgation.

§ 137.17 [Amendment]

6. Section 137.17 has been revised by deleting subparagraph A6 "Soliciting, accepting or offering * * * during such employment (sec. 512, Act of August 26, 1954, 22 U.S.C. 1764)," and subparagraph B3 "It is unlawful * * * as an officer or employee of the Government (sec. 512, Act of August 26, 1954, 22 U.S.C. 1764)."

(R.S. 161, 5 U.S.C. 22)

MAURICE W. ROCHE,
Administrative Secretary.

[F.R. Doc. 62-8177; Filed, Apr. 2, 1962; 8:47 a.m.]

Title 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

[Docket No. C-20]

PART 13—PROHIBITED TRADE PRACTICES

International Shoe Co.

Subpart—Advertising falsely or misleadingly: § 13.130 *Manufacture or preparation*; § 13.170 *Qualities or properties of product or service*; § 13.170-22 *Corrective, orthopedic, etc.*; § 13.170-70 *Preventive or protective*.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended; 15 U.S.C. 45) [Cease and desist order, International Shoe Co., St. Louis, Mo., Docket C-20, Nov. 7, 1961]

Consent order requiring a St. Louis shoe manufacturer to cease representing

(1) Maximum speed for landing gear operation; and maximum speed with landing gear extended, if the airplane is equipped with retractable landing gear;

(2) Design maneuvering speed (V_D) (see § 3.184);

(3) Minimum control speed (V_{mc}) (see § 3.111); and

(4) The demonstrated crosswind velocity (see § 3.145).

(b) *Airplanes weighing more than 6,000 pounds.* The placard prescribed in paragraph (a) of this section shall also include:

(1) Recommended climb speed;

(2) Best angle-of-climb speed;

(3) Engine-inoperative-climb speed; and

(4) Approach speeds.

56. By adding a new § 3.772 to read as follows:

§ 3.772 Types of operation placard.

A placard shall be provided in clear view of the pilot which specifies the type of operations (e.g., VFR, IFR, day or night) and the meteorological conditions (e.g., icing conditions) to which the operation of the airplane is limited by the equipment installed. (See §§ 3.750 and 3.778(h).)

57. By amending § 3.778 by adding a new paragraph (h) to read as follows:

§ 3.778 Operating limitations.

* * * * *

(h) *Types of operation.* The type of operations (e.g., VFR, IFR, day or night) and the meteorological conditions (e.g., icing conditions) to which the operation of the airplane is limited shall be stated. (See §§ 3.750 and 3.772.) All installed equipment affecting the operations limitations of the airplane shall be listed and identified as to operational function.

§ 3.779 [Amendment]

58. By amending § 3.779 by adding at the end thereof a new sentence to read as follows: "In particular, procedures and pertinent information relating to the use of the airspeeds prescribed in § 3.771(b) for airplanes weighing more than 6,000 pounds shall be included".

59. By amending § 3.780(c) to read as follows:

§ 3.780 Performance information.

* * * * *

(c) The calculated approximate effect of variations in paragraph (a) (3), (4), and (5) of this section with altitudes from sea level to 8,000 feet and with temperatures at these altitudes from minus 60° F. below standard to plus 40° F. above standard shall be included.

§ 3.780-1 [Deletion]

60. By deleting § 3.780-1.

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

Issued in Washington, D.C., on March 27, 1962.

N. E. HALABY,
Administrator.

[F.R. Doc. 62-3085; Filed, Apr. 2, 1962; 8:45 a.m.]

¹ Filed as part of the original document.

falsely in advertising in catalogs, circulars, form letters, etc., that its stock shoes would keep children's feet healthy and strong, correct and prevent disorders and abnormalities of the feet, and were made on "nature's lasts".

The order to cease and desist, including further order requiring report of compliance therewith, is as follows:

It is ordered, That respondent International Shoe Co., a corporation, and its officers, agents, representatives and employees, directly or through any corporate or other device, in connection with the offering for sale, sale or distribution of its Weather-Bird shoes, or any other shoes of substantially the same construction, in commerce, as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

1. Representing, directly or indirectly, that:

(a) The wearing of said shoes will keep the feet healthy or assure healthy development of the feet.

(b) Said shoes are made on nature's lasts, or are made according to any particular contour or shape other than that of a child's foot generally.

(c) The wearing of said shoes will make children's feet healthy or strong.

(d) The wearing of said shoes will aid or help to correct or prevent defects, disorders, deformities or abnormalities of the feet.

2. Furnishing or otherwise placing in the hands of retailers or dealers in said shoes the means and instrumentalities by and through which they may mislead or deceive the public in the manner or as to the things hereinabove inhibited.

It is further ordered, That the respondent herein shall within sixty (60) days after service upon it of this order, file with the Commission a report in writing setting forth in detail the manner and form in which it has complied with this order.

Issued: November 7, 1961.

By the Commission.

[SEAL] JOSEPH W. SHEA,
Secretary.

[F.R. Doc. 62-3142; Filed, Apr. 2, 1962;
8:45 a.m.]

[Docket No. C-21]

PART 13—PROHIBITED TRADE PRACTICES

Julian Levy et al.

Subpart—Invoicing products falsely: § 13.1108 *Invoicing products falsely*; § 13.1108-45 *Fur Products Labeling Act*. Subpart—Misbranding or mislabeling: § 13.1212 *Formal regulatory and statutory requirements*; § 13.1212-30 *Fur Products Labeling Act*. Subpart—Neglecting, unfairly or deceptively, to make material disclosure: § 13.1845 *Composition*; § 13.1845-30 *Fur Products Labeling Act*; § 13.1852 *Formal regulatory and statutory requirements*; § 13.1852-35 *Fur Products Labeling Act*; § 13.1865 *Manufacture or preparation*; § 13.1865-40 *Fur*

Products Labeling Act; § 13.1900 *Source or origin*; § 13.1900-40 *Fur Products Labeling Act*; § 13.1900-40(b) *Place*.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended; sec. 8, 65 Stat. 179; 15 U.S.C. 45, 69f) [Cease and desist order, Julian Levy et al. trading as Levy-Abrams Co., etc., San Francisco, Calif., Docket C-21, Nov. 7, 1961]

In the Matter of Julian Levy and Howard Abrams, Individually and as Copartners Trading as Levy-Abrams Co., and Calmoor Coats

Consent order requiring San Francisco manufacturing furriers to cease violating the Fur Products Labeling Act by failing to show on labels and invoices the true animal name of the fur used in fur products, the country of origin of imported furs, and that furs were dyed when such was the case; failing to label fur products with name of the manufacturer, etc.; and failing in other respects to comply with labeling and invoicing requirements.

The order to cease and desist, together with further order requiring report of compliance therewith, is as follows:

It is ordered, That respondents Julian Levy and Howard Abrams individually and as copartners trading as Levy-Abrams Co. and as Calmoor Coats or under any other trade name, and respondents' representatives, agents, and employees, directly or through any corporate or other device, in connection with the introduction, manufacture for introduction, in commerce, or the sale, advertising or offering for sale, or the transportation or distribution in commerce, of fur products, or in connection with the sale, manufacture for sale, advertising, offering for sale, transportation, or distribution of fur products which have been made in whole or in part of fur which has been shipped and received in commerce, as "commerce," "fur," and "fur product," are defined in the Fur Products Labeling Act, do forthwith cease and desist from:

A. Misbranding fur products by:

(1) Failing to affix labels to fur products showing in words and figures plainly legible all of the information required to be disclosed by each of the subsections of section 4(2) of the Fur Products Labeling Act.

(2) Setting forth on the labels affixed to fur products information required under section 4(2) of the Fur Products Labeling Act and the rules and regulations promulgated thereunder, mingled with nonrequired information.

(3) Failing to set forth all the information required by section 4(2) of the Fur Products Labeling Act and the rules and regulations promulgated thereunder on one side of labels.

(4) Failing to set forth on labels affixed to fur products the item number or mark assigned to a fur product.

B. Falsely and deceptively invoicing fur products by:

(1) Failing to furnish purchasers of fur products invoices showing the information required to be disclosed by

each of the subsections of section 5 (b) (1) of the Fur Products Labeling Act.

(2) Failing to set forth on invoices pertaining to fur products the item number or mark assigned to a fur product.

It is further ordered, That the respondents herein shall, within sixty (60) days after service upon them of this order, file with the Commission a report in writing setting forth in detail the manner and form in which they have complied with this order.

Issued: November 7, 1961.

By the Commission.

[SEAL] JOSEPH W. SHEA,
Secretary.

[F.R. Doc. 62-3143; Filed, Apr. 2, 1962;
8:45 a.m.]

Title 33—NAVIGATION AND NAVIGABLE WATERS

Chapter II—Corps of Engineers, Department of the Army

PART 207—NAVIGATION REGULATIONS

Mississippi River, La.

Pursuant to the provisions of section 7 of the River and Harbor Act of August 8, 1917 (40 Stat. 266; 33 U.S.C. 1), § 207.200 governing navigation on the Mississippi River below the mouth of the Ohio River is hereby amended with respect to paragraph (c) to change the location of the light controlling the movement of vessels in the vicinity of Algiers Point, New Orleans, effective on publication in the FEDERAL REGISTER since the control light has been relocated, as follows:

§ 207.200 Mississippi River below mouth of Ohio River, including South and Southwest Passes; use; administration, and navigation.

* * * * *

(c) *Movement of vessels in vicinity of Algiers Point, New Orleans Harbor*—(1) *Control lights*. When the Mississippi River reaches 10 feet on the Carrollton Gage on a rising stage, and until the gage reads 12 feet on a falling stage, the movement of all tugs with tows and all ships, whether under their own power or in tow, and excluding tugs or towboats without tows or river craft of comparable size and maneuverability operating under their own power, in the vicinity of Algiers Point shall be governed by red and green lights designated and located as follows: Governor Nicholls Light located on the left descending bank on the wharf shed at the upstream end of Esplanade Avenue Wharf, New Orleans, approximately 94.3 miles above Head of Passes; and Gretna Light located on the right descending bank on top of the levee at the foot of Ocean Avenue, Gretna, approximately 96.6 miles above Head of Passes. Governor Nicholls Light has lights visible from both upstream and

downstream, and Gretna Light has lights visible from upstream, all indicating by proper color the direction of traffic around Algiers Point. From downstream, Gretna Light always shows green. All lights oscillate through 60 degrees, sweeping the entire width of the river every five seconds. A green light displayed ahead of a vessel (in the direction of travel) indicates that Algiers Point is clear and the vessel may proceed. A red light displayed ahead of a vessel (in the direction of travel) indicates that Algiers Point is not clear and the vessel shall not proceed. Absence of lights shall be considered a danger signal and no attempt shall be made to navigate through the restricted area.

(3) *Descending vessels.* * * *
 (iii) The master, pilot, or authorized representative of any vessel scheduled to depart from a wharf between Governor Nicholls Light and Louisiana Avenue, bound downstream around Algiers Point, shall communicate with the Governor Nicholls Light towerman by telephone to determine whether the channel at Algiers Point is clear before departure. When the point is clear, vessels shall then proceed promptly so that other traffic will not be unnecessarily delayed.

NOTE: Telephone numbers of both signal towers will be published in navigation bulletins in advance of each operating period.

[Regs., Mar. 15, 1962, 285/112 (Mississippi River, La.)—ENGCW—ON] (Sec. 7, 40 Stat. 266; 33 U.S.C. 1)

J. C. LAMBERT,
*Major General, U.S. Army,
 The Adjutant General.*

[F.R. Doc. 62-3139; Filed, Apr. 2, 1962; 8:45 a.m.]

Title 43—PUBLIC LANDS: INTERIOR

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

APPENDIX—PUBLIC LAND ORDERS

[Public Land Order 2639]

[51263]

LOUISIANA

Transferring Jurisdiction Over Oil and Gas Deposits in Certain Lands at Barksdale Air Force Base Owned by the United States

Whereas the hereinafter-described lands, title to which has been acquired by the United States, comprising a portion of the Barksdale Air Force Base East Reservation, are reported to be subject to drainage of their oil and gas deposits by wells on adjacent lands in private ownership; and

Whereas it is necessary in the public interest that such protective action be taken as will prevent loss to the United States by reason of the drainage or threatened drainage from the said lands; and

Whereas in order to facilitate such action, it is considered advisable that jurisdiction over the oil and gas deposits in such lands be transferred from the Department of the Air Force to the Department of the Interior; and

Whereas such transfer has the concurrence of the Secretary of the Air Force;

Now, therefore, by virtue of the authority vested in the President and pur-

suant to Executive Order No. 10355 of May 26, 1952, it is ordered as follows:

1. The jurisdiction over the oil and gas deposits in the following described lands is hereby transferred from the Department of the Air Force to the Department of the Interior:

LOUISIANA MERIDIAN

T. 17 N., R. 12 W.,
 Sec. 8, S½;
 Sec. 15, NW¼;
 Sec. 16, N½;
 Sec. 17, E½ NE¼.

The areas described aggregate approximately 880 acres.

2. The Secretary of the Interior shall take such action as may be necessary to protect the United States from loss on account drainage or threatened drainage of oil and gas from such land.

3. The jurisdiction of the Department of the Interior over such lands shall be subject to the primary jurisdiction of the Department of the Air Force over the lands for Air Force purposes.

4. Prior to advertisement for bids the Department of the Air Force shall have the opportunity to indicate the further reservations and restrictions that are to be included in the proposed lease or leases.

5. Prior to execution of any lease or development authorized by the Department of the Interior, the approval of the Department of the Air Force shall be obtained to assure that there is no interference with the primary use of Barksdale Air Force Base.

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

MARCH 28, 1962.

[F.R. Doc. 62-3146; Filed, Apr. 2, 1962; 8:45 a.m.]

Proposed Rule Making

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[43 CFR Part 149]

INDIAN RESERVATIONS OR INDIAN HOLDINGS

Proposed Exchanges for Consolidation or Extensions

Basis and purpose. Notice is hereby given that pursuant to the authority vested in the Secretary of the Interior by section 10(a) of Public Law 87-231, act of September 14, 1961 (75 Stat. 500; 25 U.S.C. 624), it is proposed to amend 43 CFR Part 149 as set forth below. The purpose of this amendment is to prescribe regulations to carry out the exchange provision of Public Law 87-231, supra.

It is the policy of the Department of the Interior whenever practicable, to afford the public an opportunity to participate in the rule making process. Accordingly, interested persons may submit written comments, suggestions, or objections with respect to the proposed amendments to the Bureau of Land Management, Washington 25, D.C., within 30 days of the date of publication of this notice in the FEDERAL REGISTER.

1. Section 149.23 is amended to read as follows:

§ 149.23 Statutory authority.

(a) Section 2 of the act of August 13, 1949 (63 Stat. 605; 25 U.S.C. 622), authorizes the Secretary of the Interior to exchange for any lands or interests therein, including improvements and water rights, situated within the area described in section I of the notice dated March 25, 1950 (15 F.R. 1852), any lands or interests therein, including improvements and water rights, situated within the boundaries of the area described in said section I, or within the public domain area described in section II of said notice, or within any public domain in New Mexico.

(b) Section 10(a) of Public Law 87-231, act of September 14, 1961 (75 Stat. 500; 25 U.S.C. 624), provides that the Secretary of the Interior may acquire, within the Pueblo land consolidation areas, any lands or interests therein, including improvements and water rights, and in exchange therefor, may convey not to exceed an equal value of unappropriated public lands within the State of New Mexico, or, with the consent of the Pueblo authorities, any Pueblo tribal lands or interest therein, including improvements and water rights.

(1) The Pueblo land consolidation areas include any lands, acquisition of which would tend to consolidate Pueblo tribal lands held by a Pueblo at the time of such acquisition.

2. Paragraph (a) of § 149.24 is amended to read as follows:

§ 149.24 Criteria for approval of exchanges.

(a) The selected lands or interests do not exceed the value of the offered lands or interests.

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

MARCH 28, 1962.

[F.R. Doc. 62-3145; Filed, Apr. 2, 1962; 8:45 a.m.]

DEPARTMENT OF AGRICULTURE

Agricultural Stabilization and Conservation Service

[7 CFR Part 1120]

[Docket No. AO 328]

MILK IN LUBBOCK-PLAINVIEW, TEXAS, MARKETING AREA

Notice of Extension of Time for Filing Exceptions to the Recommended Decision on Proposed Marketing Agreement and Order

Pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), and the applicable rules of practice and procedure governing the formulation of marketing agreements and marketing orders (7 CFR Part 900), notice is hereby given that the time for filing exceptions to the recommended decision with respect to the proposed marketing agreement and order regulating the handling of milk in the Lubbock-Plainview, Texas, marketing area, which was issued by the Acting Secretary on March 13, 1962 (27 F.R. 2512), is hereby extended to April 9, 1962.

Dated: March 29, 1962, Washington, D.C.

JOHN P. DUNCAN, Jr.,
Assistant Secretary.

[F.R. Doc. 62-3182; Filed, Apr. 2, 1962; 8:48 a.m.]

SMALL BUSINESS ADMINISTRATION

[13 CFR Part 107]

SMALL BUSINESS INVESTMENT COMPANIES

Insurance; Notice of Proposed Rule Making

Notice is hereby given that pursuant to authority contained in section 308 of the Small Business Investment Act of 1958, Public Law 85-699, 72 Stat. 694, as

amended, it is proposed to amend, as set forth below, § 107.711 of Part 107 of Subchapter B, Chapter I of Title 13 of the Code of Federal Regulations, as revised in 26 F.R. 8232-8242 and amended (27 F.R. 167, 851 and 1720). Prior to the final adoption of such amendment, consideration will be given to any comments or suggestions pertaining thereto which are submitted in writing, in triplicate, to the Small Business Investment Division, Small Business Administration, Washington 25, D.C., within a period of twenty-one days of the date of this notice in the FEDERAL REGISTER.

Information. The amendment under consideration changes the provisions of § 107.711(b) primarily so as to provide for an increase in the minimum amount of fidelity bond for each Licensee, to require each Licensee to notify SBA of any claim for loss filed under the bond, and to require riders or endorsements as a part of each such bond providing for notification to SBA of any claim for loss paid under the bond, submission to SBA of riders or endorsements effecting changes in the bond, and notification to SBA by the surety company of its intent to cancel the bond.

It is proposed to amend the Regulations Governing Small Business Investment Companies as follows:

1. By deleting paragraph (b) of § 107.711 and substituting in lieu thereof the following new paragraph (b):

§ 107.711 Insurance.

(b) (1) Each Licensee shall obtain and maintain a Brokers Blanket Bond, Standard Form No. 14, or Bankers Blanket Bond, Standard Form No. 24, in form and substance acceptable to SBA. Such Bond shall be approved by the board of directors of the Licensee for the protection of the Licensee, covering each officer or employee who has control over or access to cash, securities, or other property of the Licensee. Each such fidelity bond must be executed by a surety holding a certificate of authority from the Secretary of the Treasury under the Act of Congress approved July 30, 1947 (6 U.S.C., secs. 6-13) as an acceptable surety on Federal bonds in the State or jurisdiction concerned. A duplicate original copy of such bond, as executed and delivered by the surety company, certified by the surety company that such bond is in full force and effect, shall be submitted to SBA by all Proposed Operators at the time of submission of the License Application and within sixty days following the effective date hereof by all Licensees existing as of such effective date. Licensees which have already obtained Brokers Blanket Bond, Standard Form No. 14, or Bankers Blanket Bond, Standard Form No. 24, and have filed a certified, conformed copy thereof with SBA, are required only to provide SBA with a certified copy of

the riders or endorsements required under subdivisions (i), (ii), and (iii) of this subparagraph and a rider or endorsement to such bond increasing the dollar amount of coverage to the amount required by this amended section of the regulations. Each Licensee, at least thirty days prior to making any request to the surety company to terminate or cancel such bond, shall notify SBA in writing of its intent to terminate or cancel the bond. Each Licensee shall have as a part of its certified fidelity bond:

(i) A rider or endorsement providing that the surety company will notify SBA of any loss claim paid under such bond at the time payment is made; (ii) a rider or endorsement providing that the surety company will submit to SBA an executed copy of any rider or endorsement to be included as a part of the bond concerning any change in the terms, conditions, or coverage of the same; and (iii) a rider or endorsement providing that the surety company will notify SBA of its intent to cancel the fidelity bond at least thirty days in advance of the effective date of the cancellation. Each Licensee shall notify SBA immediately in writing of any claim for loss filed under the bond with the surety company. Such notifications to SBA shall be by certified mail addressed to the Deputy Administrator, Investment Division, Small Business Administration, 811 Vermont Avenue NW., Washington 25, D.C.

(2) The minimum amount of fidelity bond for each Licensee acceptable to SBA shall be based upon the total amount of the assets of the Licensee (including any undisbursed commitment, §§ 107.301 (c) and (i) of the regulations, by SBA to provide minimum capital and surplus through purchase of subordinated debentures) plus the unpaid balance of loans and investments which the Licensee has contracted to service for others, as follows:

<i>Assets plus loans and investments serviced for others</i>	<i>Minimum coverage</i>
Up to \$1,000,000.....	\$100,000
\$1,000,001 to \$2,000,000.....	125,000
\$2,000,001 to \$3,000,000.....	150,000
\$3,000,001 to \$4,000,000.....	175,000
\$4,000,001 to \$5,000,000.....	200,000
\$5,000,001 to \$7,500,000.....	225,000
\$7,500,001 to \$10,000,000.....	250,000
\$10,000,001 and over.....	(1)

¹ \$275,000 plus \$10,000 for each \$1,000,000 or fraction thereof over \$15,000,000, except that no Licensee shall be required to provide and maintain a fidelity bond in an amount greater than \$1,000,000.

Dated: March 26, 1962.

JOHN E. HORNE,
Administrator.

[F.R. Doc. 62-3160; Filed, Apr. 2, 1962;
8:46 a.m.]

Notices

DEPARTMENT OF DEFENSE

Office of the Secretary

CHARTER FOR ARMED SERVICES BOARD OF CONTRACT APPEALS

The Deputy Secretary of Defense, and the Secretaries of the Army, Navy and Air Force have approved the following, effective May 1, 1962:

1. There is created the Armed Services Board of Contract Appeals which is hereby designated as the authorized representative of the Secretary of Defense, the Secretary of the Army, the Secretary of the Navy and the Secretary of the Air Force, in hearing, considering and determining as fully and finally as might each of the Secretaries appeals by contractors from decisions of contracting officers or their authorized representatives or other authorities on disputed questions. These appeals may be taken (a) pursuant to the provisions of contracts requiring the decision of appeals by the Secretary of Defense or by a Secretary of a military department or their duly authorized representative or board, or (b) pursuant to the provisions of any directive whereby the Secretary of Defense or the Secretary of a military department has granted a right of appeal not contained in the contract. The Board shall operate under general policies established or approved by the Assistant Secretary of Defense (Installations and Logistics).

2. Membership of the Board shall consist of qualified attorneys who have been admitted to practice before the highest court of any State or the District of Columbia. There shall be appointed from members of the Board a chairman and two vice-chairmen. Appointment of the chairman and vice-chairmen and other members of the Board shall be made jointly by the Assistant Secretary of Defense (I&L) and the Assistant Secretaries of the military departments responsible for procurement. The chairman and vice-chairmen shall serve in that capacity for a two-year term unless sooner removed or reappointed for an additional term or terms. The Assistant Secretaries will also designate the order in which the two vice-chairmen will act for the chairman in his absence. In the absence of a vice-chairman, the chairman or acting chairman will designate a member of the Board to serve as a temporary vice-chairman.

3. It shall be the duty and obligation of the members of the Armed Services Board of Contract Appeals to decide appeals on the record of the appeal to the best of their knowledge and ability in accordance with applicable contract provisions and in accordance with law and regulation pertinent thereto.

4. The chairman of the Board shall be responsible for establishing appropriate divisions of the Board in such manner as to provide for the most ef-

fective and expeditious handling of appeals. He shall be responsible for assigning appeals to the divisions for decision without regard to the military department or other procuring agency which entered into the contract involved. A division may consist of one or more members of the Board. A majority of the members of a division shall constitute a quorum for the transaction of the business of the division and the decision of a majority of the division shall constitute the decision of the Board provided that the chairman and two vice-chairman jointly signify their approval of the decision. If a majority of the members of a division are unable to agree on a decision, or if the chairman or one or more of the vice-chairmen do not signify approval of the decision, determination of the appeal shall be made by the chairman and vice-chairmen. A decision by a majority of those individuals will constitute the decision of the Board. On request of the appellant, an appeal involving \$5,000 or less shall be decided under accelerated procedures as provided by the Rules of the Board.

5. When an appeal is taken pursuant to a disputes clause in a contract which limits appeals to disputes concerning questions of fact, the Board may nevertheless in its discretion hear, consider, and decide all questions of law necessary for the complete adjudication of the issue. When in the consideration of an appeal it appears that a claim is involved which is not cognizable under the terms of the contract, the Board may, insofar as the evidence permits, make findings of fact with respect to such a claim without expressing an opinion on the question of liability.

6. When a contract requires the Secretary of Defense or the Secretary of a military department, personally, to render a decision on the matter in dispute, the Armed Services Board of Contract Appeals, in accordance with the procedure set forth in paragraph 4, shall make findings and recommendations to the appropriate Secretary with respect thereto.

7. The Board shall have all powers necessary and incident to the proper performance of its duties. Subject to the approval of the Assistant Secretary of Defense (I&L) and the Assistant Secretaries of the military departments responsible for procurement, the Board shall adopt its own methods of procedure, and rules and regulations for its conduct and for the preparation and presentation of appeals and issuance of opinions. The military departments and other procuring agencies of the Department of Defense shall provide legal personnel to prepare and present the contentions of the departments or agencies in relation to appeals filed with the Board. It shall not be necessary for the Board, unless it otherwise desires, to communicate with more than one trial

attorney in each of the departments or agencies concerning the preparation and presentation of appeals and the obtaining of all records deemed by the Board to be pertinent thereto.

8. Any member of the Board or any examiner, designated by the chairman of the Board, shall be authorized to hold hearings, examine witnesses, receive evidence and argument, and report the evidence and argument to the designated division for consideration and determination of the appeal.

9. The chairman shall be responsible for the internal organization of the Board and for its administration. He shall provide within approved ceilings for the staffing of the Board with non-member personnel, including hearing examiners, as may be required for the performance of the functions of the Board. The chairman shall appoint a recorder of the Board. Such personnel shall be responsible to and shall function under the direction, supervision and control of the chairman.

10. Financing of the operations of the Board as authorized herein will be provided through the use of the Navy Management Fund in accordance with Department of Defense Regulations Covering the Operation of Management Funds.

11. The chairman of the Board will furnish to the Secretary of Defense and to the Secretaries of the military departments by July 31 of each year a report containing an account of the Board's transactions and proceedings for the preceding fiscal year. Within 30 days following the close of a calendar quarter, the chairman shall forward a report of the Board's proceedings for the quarter to the Assistant Secretary of Defense (I&L), the Assistant Secretaries of the military departments responsible for procurement, and to the Director of the Defense Supply Agency. Such reports shall disclose the number of appeals received, cases heard, opinions rendered, current reserve of pending matters, and such other information as may be required.

12. The Board shall have a seal bearing the following inscription: "Armed Services Board of Contract Appeals". This seal shall be affixed to all authentications of copies of records and to such other instruments as the Board may determine.

13. All appeals pending before the Board under the "Charter for the Armed Services Board of Contract Appeals", which became effective on 1 February 1959, shall continue to be subject to the jurisdiction of the Board as established hereunder.

14. This charter will become effective May 1, 1962.

MAURICE W. ROCHE,
Administrative Secretary.

[F.R. Doc. 62-3176; Filed, Apr. 2, 1962;
8:47 a.m.]

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[Classification No. 38]

COLORADO

Small Tract Classification

1. Pursuant to authority delegated to me by the Colorado State Director, Bureau of Land Management, effective February 19, 1958 (23 F.R. 1098), I hereby classify the following described public lands, totalling 80.00 acres in Montezuma County, Colorado, as suitable for disposition under the provisions of the Small Tract Act of June 1, 1938 (52 Stat. 609, 43 U.S.C. 682a), as amended:

NEW MEXICO PRINCIPAL MERIDIAN

T. 36 N., R. 16 W.,
Sec. 23, W $\frac{1}{2}$ NW $\frac{1}{4}$.

Containing 80.00 acres which have not been subdivided into small tracts.

2. Classification of the above-described lands by this order segregates them from all appropriations, including locations under the mining laws, except as to applications under the mineral leasing laws.

3. The lands classified by this order shall not become subject to disposition under the Small Tract Act of June 1, 1938 (52 Stat. 609; 43 U.S.C. 682a), as amended, until it is so provided by an order to be issued by an authorized officer, opening the lands to application or bid.

4. There are no preference right applications as provided for by 43 CFR 257.5.

HAROLD T. TYSK,
Chief, Lands and Minerals.

MARCH 21, 1962.

[F.R. Doc. 62-3144; Filed, Apr. 2, 1962; 8:45 a.m.]

DEPARTMENT OF AGRICULTURE

Agricultural Research Service

IDENTIFICATION OF CARCASSES OF CERTAIN HUMANELY SLAUGHTERED LIVESTOCK

Pursuant to section 4 of the Act of August 27, 1958 (7 U.S.C. 1904) and the statement of policy thereunder in 9 CFR Part 181 the following table lists the establishments operated under Federal inspection under the Meat Inspection Act (21 U.S.C. 71 et seq.) which were officially reported on March 1, 1962, as humanely slaughtering and handling on that date the species of livestock respectively designated for such establishments in the table. Establishments reported after March 1, as using humane methods on March 1 or a later date in March, will be listed in a supplemental list. Previously published lists represented establishments reported in February or March 1962 as humanely slaughtering and handling the designated species of livestock on February 1 or some later date in February 1962 (27 F.R. 2187 and 2574). The establishment

number given with the name of the establishment is branded on each carcass of livestock inspected at that establishment. The table should not be understood to indicate that all species of livestock slaughtered at a listed establish-

ment are slaughtered and handled by humane methods unless all species are listed for that establishment in the table. Nor should the table be understood to indicate that the affiliates of any listed establishment use only humane methods:

Name of establishment	Establishment No.	Cattle	Calves	Sheep	Goats	Swine	Horses
Armour and Co.	2A D	()	()				
Do	2A T	()	()				
Do	2B	()	()				
Do	2C	()	()				
Do	2E	()	()				
Do	2H	()	()				
Do	2HT	()	()				
Do	2LT	()	()				
Do	2SD	()	()				
Do	2WN	()	()				
Swift and Co.	3A	()	()				
Do	3AC	()	()				
Do	3AE	()	()				
Do	3AF	()	()				
Do	3AN	()	()				
Do	3AW	()	()				
Do	3B	()	()				
Do	3C	()	()				
Do	3CC	()	()				
Do	3D	()	()				
Do	3E	()	()				
Do	3F	()	()				
Do	3F F	()	()				
Do	3K	()	()				
Do	3L	()	()				
Do	3N	()	()				
Do	3R	()	()				
Do	3S	()	()				
Do	3T	()	()				
Do	3W	()	()				
Do	3Z	()	()				
Do	6C	()	()				
Lykes Bros., Inc.	8	()	()				
Do	8B	()	()				
Do	10	()	()				
Pauly Packing Co., Inc.	12	()	()				
Hygrade Food Products Corp.	12A	()	()				
Do	12C	()	()				
Do	12D	()	()				
Do	12G	()	()				
Do	12P	()	()				
Mickelberrys Food Products Co.	16	()	()				
John Morrell and Co.	17A	()	()				
Do	17D	()	()				
The Cudahy Packing Co.	19	()	()				
The Cudahy Packing Co. of Nebraska	19E	()	()				
Wilson and Co., Inc.	20A	()	()				
Do	20N	()	()				
Do	20Q	()	()				
Do	20Y	()	()				
Swift and Co.	23	()	()				
Brander Meat Co.	25	()	()				
Patrick Cudahy, Inc.	28	()	()				
Kreinberg and Krasny, Inc.	30	()	()				
Roegelein Provision Co.	32	()	()				
Valleydale Packers, Inc.	34	()	()				
Montana Packing Co., Inc.	37	()	()				
Pocomoke Provision Co.	39	()	()				
Armour and Co.	40	()	()				
Sunnyland Packing Co.	43	()	()				
Stark Wetzel and Co., Inc.	44	()	()				
Do	44A	()	()				
Consolidated Dressed Beef Co., Inc.	47	()	()				
Lackawanna Beef and Provision Co.	49	()	()				
Midwestern Beef, Inc.	53	()	()				
Sunnyland Packing Co. of Alabama	56	()	()				
Glover Packing Co. of Amarillo	60	()	()				
Glover Packing Co.	60A	()	()				
Welland Packing Co., Inc.	61	()	()				
Selkirk Realty Co.	65	()	()				
Somerville Packing Co.	66	()	()				
The Quaker Oats Co.	67E	()	()				
Eastern Packing Co.	74E	()	()				
Armour and Co.	75	()	()				
The Braun Brothers Packing Co.	79	()	()				
Hill packing Co.	83E	()	()				
Edgar Packing Co.	84	()	()				
Excel Packing Co., Inc.	86	()	()				
Utica Veal Co., Inc.	88	()	()				
The E. Kahns Sons Co.	89	()	()				
Hygrade Food Products Corp.	90	()	()				
Sugardale Provision Co.	92	()	()				
Shonyo Packing Co.	93	()	()				
The Val Decker Packing Co.	95	()	()				
John Engelhorn and Sons	97	()	()				
A. Kochs Sons	98	()	()				
Swift and Co.	104	()	()				
J. Lynn Cornwell, Inc.	107	()	()				
Wilson and Co., Inc.	111	()	()				
Hoffman Packing Co., Inc.	112	()	()				
Morris Packing Co.	113	()	()				
The Merchants Co.	116	()	()				
Wilson and Co., Inc.	119	()	()				
Marhoefer Packing Co., Inc.	121	()	()				
City Dressed Beef	125	()	()				
Peyton Packing Co., Inc.	126	()	()				
Superior Packing Co.	127	()	()				
John Roth and Son, Inc.	130	()	()				
Tobin Packing Co., Inc.	133	()	()				
Armour and Co.	139	()	()				
Edward J. Klueger Inc.	142	()	()				
R. B. Rice Sausage Co., Inc.	144	()	()				

Name of establishment	Establishment No.	Cattle	Calves	Sheep	Goats	Swine	Horses
Packerland Packing Co., Inc.	562	(*)	(*)				
John Morrell and Co.	564					(*)	
Texas Meat Packers, Inc.	565					(*)	
Ferretta Packing Co., Inc.	571						
Kingsford Packing Co., Inc.	581						
Stahl Meyer, Inc.	583						
Empire Packing Co., Inc.	586						
City of Austin Municipal Abattoir	590						
Swift and Co.	591						
Hannam Packing Co.	596						
National Packing Co.	613						
Donner Packing Co.	614						
Kummer Packing Co.	618						
Hill Packing Co.	623F						
Big Foot Packing Co., Inc.	627						
E. A. Miller and Sons Packing Co., Inc.	628						
General Meat Co.	632						
Zipron Bro., Inc.	635						
Auburn Packing Co., Inc.	636						
R. and C. Packing Co.	645						
Bird Provision Co.	647						
Spencer Packing Co.	648						
Wm. Schludenberg-T. J. Kurdle Co.	649						
John Morrell and Co.	650						
Nagle Packing Co.	653						
Milwaukee Dressed Beef Co.	654						
Baums Bologna, Inc.	657						
St. Louis Dressed Beef Co.	659						
Quality Meat Packing Co.	661						
Globe Packing Co.	663						
Crown Packing Co.	666						
E. S. Read and Sons, Inc.	672						
Union Packing Co.	673						
Joseph Meyers Sons, Inc.	678						
Colonial Packing Co.	680						
Armour and Co., Inc.	684						
Nations Brothers Packing Co.	685						
The William Fockes Sons Co.	686						
The Sucker Packing Co.	689						
Bryan Meat Co.	693						
Kramer Beef Co.	695						
Davenport Packing Co., Inc.	716						
Crawford County Packing Co.	717						
The Joseph N. Rice Co.	719						
Coast Packing Co.	724						
Swift and Co.	726						
The Quaker Oats Co.	734E						
Jacob Schlaichers Sons Co.	739						
Pioneer Provision Co.	742						
Howard Pancero and Co.	747						
Ruchti Bros.	749						
Luck Brothers Cooperative Packing Co.	753						
Monroe Packing Co., Inc.	755						
Saltz Packing Co., Inc.	756A						
Philadelphia Dressed Beef Co.	758						
The American Meat Packing Corp.	760						
Schnake Packing Co., Inc.	761						
Earl C. Gibbs, Inc.	770						
Madwell Meat Packing Co.	773						
Meadwell Meat Packing Co.	774						
Atlas Packing Co., Inc.	775						
Dale Packing Co., Inc.	777						
The Cudahy Packing Co.	779						
Granite State Packing Co.	785						
Aurora Packing Co., Inc.	788						
Wimp Packing Co.	791						
Baums Meat Packing	792						
Max Bauer Meat Packer	800						
Access Meat Co., Inc.	809						
The G. Erhardt Sons, Inc.	810						
William N. H. Peters	813						
Rochester Independent Packer, Inc.	817						

401 establishments reported.

Done at Washington, D.C., this 23d day of March 1962.

C. H. FALS,
Director, Meat Inspection Division,
Agricultural Research Service.

[F.R. Doc. 62-3025; Filed, Apr. 2, 1962; 8:45 a.m.]

DEPARTMENT OF COMMERCE

Office of the Secretary
MORLAN J. GRANDBOIS

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 as reported in the FEDERAL REGISTER during the past six months.

- A. Deletions: None.
B. Additions: None.

This statement is made as of March 26, 1962.

MORLAN J. GRANDBOIS.

MARCH 26, 1962.

[F.R. Doc. 62-3171; Filed, Apr. 2, 1962; 8:47 a.m.]

GEORGE E. HARDING

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 as reported in the FEDERAL REGISTER during the past six months.

- A. Deletions: No change.
B. Additions: No change.

This statement is made as of March 19, 1962.

GEORGE E. HARDING.

MARCH 19, 1962.

[F.R. Doc. 62-3172; Filed, Apr. 2, 1962; 8:47 a.m.]

CIVIL AERONAUTICS BOARD

[Docket No. 13101]

CATALINA ISLAND SERVICE INVESTIGATION

Notice of Hearing

In the matter of service to Santa Catalina Island.

Notice is hereby given, pursuant to the Federal Aviation Act of 1958, as amended, that the hearing in the above-entitled proceeding will be held April 24, 1962, at 10:00 a.m. (Pacific standard time) in the Board Room of the Long Beach Harbor Department Administration Building, 925 Harbor Plaza, Long Beach, California, before the undersigned Examiner.

Without limiting the issues specific attention will be directed to the following matters:

1. Whether public convenience and necessity require the renewal, amendment, or termination of the certificate of Avalon Air Transport, Inc.

2. Whether public convenience and necessity require the amendment of the

certificate of Pacific Air Lines, Inc., to authorize air transportation on a non-subsidy basis between the Los Angeles Metropolitan Area and Catalina Island.

3. Whether the exemption authority under § 298.21(b) (4) of the Economic Regulations presently held by Catalina Channel Airlines should be continued; and

4. Whether exemption authority presently held by Los Angeles Airways, Inc., to serve Catalina Island should be continued.

For more specific information regarding the scope of the proceeding interested persons may refer to the orders of the Board on file in the docket.

Dated at Washington, D.C., March 28, 1962.

[SEAL]

HERBERT K. BRYAN,
Hearing Examiner.

[F.R. Doc. 62-3173; Filed, Apr. 2, 1962; 8:47 a.m.]

[Docket No. 13482]

LUFTHANSA

Notice of Prehearing Conference

In the matter of the application of Deutsche Lufthansa Aktiengesellschaft (LUFTHANSA German Airlines) for amendment of its foreign air carrier permit for authority to engage in foreign air transportation with respect to persons, property and mail: "Between a point or points in Germany; the intermediate points Brussels, Belgium; Paris, France; London, England; Manchester, England; Shannon, Eire; Montreal, Canada; and the terminal point San Francisco, California."

Notice is hereby given that a prehearing conference on the above-entitled application is assigned to be held on April 4, 1962, at 10 a.m., e.s.t., in Room 911, Universal Building, Connecticut and Florida Avenues NW., Washington, D.C., before Examiner Walter W. Bryan.

Dated at Washington, D.C., March 29, 1962.

[SEAL]

FRANCIS W. BROWN,
Chief Examiner.

[F.R. Doc. 62-3174; Filed, Apr. 2, 1962; 8:47 a.m.]

[Docket No. 13463]

PACIFIC NORTHWEST-ALASKA AIR SERVICE

Notice of Prehearing Conference

In the matter of the investigation of Pacific Northwest-Alaska Air Service.

Notice is hereby given that a prehearing conference on the above-entitled matter is assigned to be held on April 25, 1962, at 10 a.m., e.s.t., in Room 911, Universal Building, Connecticut and Florida Avenues NW., Washington, D.C., before Examiner William J. Madden.

In order to facilitate conduct of the conference interested parties are instructed to submit to the examiner and other parties on or before April 10, 1962: (1) Proposed statements of issues; (2) proposed stipulations; (3) requests for

information; (4) statements of positions of parties; (5) motions pertaining to the scope of the proceeding; and (6) proposed procedural dates. Answers to motions should be submitted on or before April 17, 1962.

Dated at Washington, D.C., March 29, 1962.

[SEAL]

FRANCIS W. BROWN,
Chief Examiner.

[F.R. Doc. 62-3175; Filed, Apr. 2, 1962; 8:47 a.m.]

FEDERAL MARITIME COMMISSION

A. P. MOLLER-MAERSK LINE AND KNUSTEN LINE JOINT SERVICES

Notice of Agreement Filed for Approval

Notice is hereby given that the following described agreement has been filed with the Commission for approval pursuant to section 15 of the Shipping Act, 1916 (39 Stat. 733, 75 Stat. 763; 46 U.S.C. 814):

Agreement 8851, between the carriers comprising the A. P. Moller-Maersk Line and the Knutsen Line joint services (operating under approved joint service Agreements 7622 and 7623, respectively), covers a through billing arrangement in the trade from U.S. Atlantic ports to Geraldton, Fremantle, Bunbury, Albany and Esperance, Australia, with transshipment at Hong Kong or Singapore. Agreement 8851, upon approval, will supersede and cancel approved Agreement 8757, between the same parties in the trade from U.S. Atlantic ports to Fremantle, Australia.

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

Dated: March 29, 1962.

By order of the Federal Maritime Commission.

GEO. A. VIEHMANN,
Assistant Secretary.

[F.R. Doc. 62-3169; Filed, Apr. 2, 1962; 8:47 a.m.]

FEDERAL POWER COMMISSION

[Docket No. G-13169 etc.]

TEXACO-SEABOARD, INC., ET AL.

Notice of Extension of Time and Postponement of Hearing

MARCH 27, 1962.

Texaco-Seaboard Inc., et al., Docket No. G-13169, et al.; Texas Gas Exploration Company, et al., Docket No. G-17336, et al.; Republic Natural Gas Company, et al., Docket No. G-16540, et al.;

The California Company, Docket No. G-16108; The Superior Oil Company, Docket No. G-16388; Sunray Mid-Continent Oil Company, Docket No. G-14753; Sun Oil Company, Docket No. G-15122; The Superior Oil Company, Docket No. G-16380; Area Rate Proceeding, Docket No. AR61-2.

Upon consideration of several motions and requests filed for an extension of time within which to serve and file with the Commission such written testimony, exhibits, and arguments as they deem material to determination of the public interest initial price or prices in these proceedings as required by the Commission's order issued March 7, 1962, and postponement of the hearing now scheduled for April 26, 1962, in the above-designated matters;

An extension is granted from April 4, 1962, to May 4, 1962, within which to serve and file the data specified by Paragraph (C) of order issued March 7, 1962; and the hearing now scheduled for April 26, 1962, is hereby postponed to May 29, 1962, at 10:00 a.m., e.d.s.t., in a hearing room of the Federal Power Commission, 441 G Street NW., Washington, D.C. Paragraphs (C) and (D) of said order issued March 7, 1962, are amended accordingly.

JOSEPH H. GUTRIDE,
Secretary.

[F.R. Doc. 62-3140; Filed, Apr. 2, 1962; 8:45 a.m.]

FEDERAL RESERVE SYSTEM

FARMERS AND MERCHANTS BANK OF LONG BEACH

Order Approving Acquisition of Bank Assets

In the matter of the application of Farmers and Merchants Bank of Long Beach for approval of acquisition of assets of Farmers and Merchants Bank of Southern Counties.

There has come before the Board of Governors, pursuant to section 18(c) of the Federal Deposit Insurance Act (12 U.S.C. 1828(c)), an application by Farmers and Merchants Bank of Long Beach, Long Beach, California, a member of the Federal Reserve System, for the Board's prior approval of the acquisition by that bank of the assets, and assumption of the liabilities, of Farmers and Merchants Bank of Southern Counties, Long Beach, California, and, as an incident thereto, an application by Farmers and Merchants Bank of Long Beach, under section 9 of the Federal Reserve Act, for the Board's prior approval of the establishment of branches by that bank at the locations occupied by the head office and branch of Farmers and Merchants Bank of Southern Counties.

Pursuant to said section 18(c), notice of the proposed acquisition of assets and assumption of liabilities, in form approved by the Board of Governors, has been published and reports on the competitive factors involved in the proposed transaction have been furnished by the Comptroller of the Currency, the Federal Deposit Insurance Corporation, and the

Department of Justice and have been considered by the Board.

It is ordered, For the reasons set forth in the Board's Statement¹ of this date, that said applications be and hereby are granted, provided that said acquisition of assets, assumption of liabilities, and establishment of branches approved herein shall not be consummated (a) sooner than seven calendar days after the date of this Order or (b) later than three months after said date.

Dated at Washington, D.C., this 28th day of March, 1962.

By order of the Board of Governors.

[SEAL] MERRITT SHERMAN,
Secretary.

[F.R. Doc. 62-3141; Filed, Apr. 2, 1962; 8:45 a.m.]

HOUSING AND HOME FINANCE AGENCY

Office of the Administrator

REGIONAL DIRECTOR OF COMMUNITY FACILITIES ACTIVITIES, REGION I (NEW YORK)

Redelegation of Authority With Respect to Loans for Housing for the Elderly

The Regional Director of Community Facilities Activities, Region I (New York), with respect to the program of Loans for Housing for the Elderly, authorized under section 202 of the Housing Act of 1959, as amended (73 Stat. 667, as amended, 12 U.S.C. 1701q), is hereby authorized to take the following action within such region:

1. To execute loan agreements.
2. To amend or modify such loan agreements.

(62 Stat. 1283 (1948), as amended by 64 Stat. 80 (1950), 12 U.S.C. 1701c; Housing and Home Finance Administrator's delegation effective Dec. 22, 1961 (26 F.R. 12787, Dec. 30, 1961))

Effective as of the 11th day of January 1962.

[SEAL] JULIAN D. STEELE,
Acting Regional Administrator,
Region I.

[F.R. Doc. 62-3178; Filed, Apr. 2, 1962; 8:48 a.m.]

SECURITIES AND EXCHANGE COMMISSION

[File No. 24D-2527]

COLORADO-CHEROKEE, INC.

Notice and Order for Hearing

MARCH 28, 1962.

I. Colorado-Cherokee, Inc. (issuer)
1507 Denver U.S. National Center, Den-

¹ 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 San Francisco.

ver, Colo., a Colorado corporation, filed with the Commission on August 14, 1961, a notification on Form 1-A and offering circular relating to a proposed offering of 2,799,850 shares of its \$.10 par common stock, of which 400,000 shares are proposed to be exchanged for 4,000,000 shares of \$.01 par stock of Cherokee Uranium Mining Corp. and 2,399,850 shares are to be offered to the shareholders of Cherokee Uranium Mining Corp. at 10 cents per share, for an aggregate cash offering of \$239,985, for the purpose of obtaining an exemption from the registration requirements of the Securities Act of 1933, as amended, pursuant to the provisions of section 3(b) thereof and Regulation A promulgated thereunder.

II. The Commission on February 7, 1962, issued an order, which was amended on March 6, 1962, pursuant to Rule 261 of the general rules and regulations under the Securities Act of 1933, as amended, which temporarily suspended the issuer's exemption under Regulation A and afforded to any person having any interest therein an opportunity to request a hearing. A written request for a hearing has been received by the Commission.

The Commission deems it necessary and appropriate that a hearing be held for the purpose of determining whether it should vacate the temporary suspension order or enter an order of permanent suspension in this matter.

It is hereby ordered, Pursuant to Rule 261 of the general rules and regulations under the Securities Act of 1933, as amended, that a hearing be held at 10:00 a.m., m.s.t., on April 12, 1962, at the Denver Regional Office of the Commission, 802 Midland Savings Building, 444 17th Street, Denver 2, Colo., with respect to the following matters and questions, without prejudice, however, to the specification of additional issues which may be presented in these proceedings:

A. Whether the offering circular contains untrue statements of material facts and omits to state material facts necessary in order to make the statements made, in the light of the circumstances under which they were made, not misleading, particularly with respect to:

1. The failure to disclose accurately and adequately the cost incurred by the issuer's president in acquiring the Cherokee Uranium Mining Corp. shares he now proposes to exchange for securities of the issuer.

2. The representation that persons who had previously invested in the securities of the Cherokee Uranium Mining Corp. can elect to salvage their investment by investing in securities of the issuer.

3. The representation that the proposed offering of securities to shareholders of the Cherokee Uranium Mining Corp. is in effect an attempted reorganization of that corporation.

4. The failure to disclose accurately and adequately the basis for, and the effect of, the temporary suspension order issued by the Commission on May 28, 1956, in the matter of Cherokee Uranium Mining Corp.

5. The failure to disclose accurately and adequately the circumstances surrounding the \$120,000 loan to the Cherokee Uranium Corp. by Walter F. Tellier.

6. The failure to state clearly that none of the issuer's officers and directors have had any experience in the exploration for oil and gas.

7. The failure to explain that the companies from whom farm outs may be obtained usually farm out only their less desirable leaseholds.

8. The failure to disclose accurately and adequately that the possibility of obtaining production of oil and gas in profitable amounts from any exploratory test on a farm out arrangement is no better than one out of six or seven.

9. The failure to disclose that \$75,000 is in all probability an inadequate amount with which to commence operations in the exploratory phase of the oil and gas industry.

B. Whether the offering if made would be in violation of section 17 of the Securities Act of 1933, as amended.

III. *It is further ordered*, That Sidney Gross or any officer or officers of the Commission designated by it for that purpose, shall preside at the hearing; that any officer or officers so designated to preside at any such hearing are hereby authorized to exercise all the powers granted to the Commission under sections 19(b), 21, and 22(c) of the Securities Act of 1933, as amended, and to hearing officers under the Commission's rules of practice.

It is further ordered, That the Secretary of the Commission shall serve a copy of this order by registered mail on Colorado-Cherokee, Inc., that notice of the entering of this order shall be given to all other persons by a general release of the Commission and by publication in the FEDERAL REGISTER. Any person who desires to be heard, or otherwise wishes to participate in the hearing, shall file with the Secretary of the Commission on or before April 9, 1962, a written request relative thereto as provided in Rule 9(c) of the Commission's rules of practice.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,
Secretary.

[F.R. Doc. 62-3147; Filed, Apr. 2, 1962;
8:45 a.m.]

[File No. 812-1494]

JAPAN FUND, INC.

Notice of Filing of Application for Exemptions

MARCH 27, 1962.

Notice is hereby given that The Japan Fund, Inc. ("Fund"), 25 Broad Street, New York 4, N.Y., a closed-end management investment company has filed an application pursuant to section 6(c) of the Investment Company Act of 1940 ("Act") for an order exempting the Fund from sections 15(a), 16(a), and 32(a) to the extent that such sections require approval by shareholders of investment advisory agreements, election of directors and selection of independent public accountants, respectively, such order to

be effective until the first annual meeting of the stockholders of the Fund, which is scheduled to be held on March 5, 1963.

The application states that the Fund presently has no stockholders. It intends to issue initially up to 2,200,000 shares of its common stock when its registration statement under the Securities Act of 1933 becomes effective. Prior to the effective date of the registration statement, the Fund proposes to enter into an investment advisory contract with Nikko Securities, Ltd. Since the Fund will not have any stockholders until after the effective date of its registration statement, it will not be possible to secure prior approval by the stockholders of the Fund of such advisory contract, as required by section 15(a) of the Act.

Similarly, the present directors of the Fund have not been elected by the stockholders as required by section 16(a) of the Act, and such elections will not be possible prior to the proposed issuance of common stock of the Fund.

The application further states that the board of directors of the Fund has appointed Price Waterhouse & Co. as its independent public accountants for its first fiscal year, ending December 31, 1962, such appointments having been in compliance with paragraph (1) of section 32(a) of the Act. It is expected that such appointment will be renewed, in compliance with said paragraph, for the fiscal year ending December 31, 1963. Such appointment and renewal thereof will be submitted for ratification at the first annual meeting of the stockholders of the Fund which is scheduled to be held on March 5, 1963. While the Fund believes that such submission for ratification will thus be made at the "next succeeding annual meeting of stockholders", within the meaning of section 32(a) of the Act, the fact that such submission will be made after the end of the Fund's first fiscal year may be deemed to be inconsistent with such section.

The Board of Directors of the Fund, the proposed investment advisory contract and the selection of independent public accountants for the Fund will, except as noted above, comply with the provisions of the Act in all respects. The entire Board of Directors will stand for election, and the investment advisory contract and the selection of independent public accountants will be presented for approval and ratification, at the first annual meeting of the stockholders of the Fund which is scheduled to be held on March 5, 1963. The prospectus to be used by the Fund in connection with the sale of up to 2,200,000 shares of its common stock will contain full and appropriate information concerning its directors, the investment advisory contract and its independent public accountants as of the effective date of the registration statement.

Notice is further given that any interested person may, not later than April 9, 1962, at 5:30 p.m., 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 of fact or law proposed to be con-

troverted, or he may request that he be notified if the Commission shall order a hearing thereon. Any such communication should be addressed: Secretary, Securities and Exchange Commission, Washington 25, D.C. A copy of such request shall be served personally or by mail (airmail if the person being served is located more than 500 miles from the point of mailing) upon applicant. Proof of such service (by affidavit or in case of an attorney-at-law by certificate) shall be filed contemporaneously with the request. 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 on 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. 62-3148; Filed, Apr. 2, 1962;
8:46 a.m.]

SMALL BUSINESS ADMINISTRATION

[Delegation of Authority 54-1]

CHIEF, PROGRAM ADMINISTRATION AND COMPLIANCE DIVISION

Delegation Relating to Investment Program

I. Pursuant to the authority delegated to the Director, Office of Investment, by the Deputy Administrator, Investment Division, by Delegation of Authority No. 54 (Rev. 2) (27 F.R. 1779), as amended February 28, 1962, 27 F.R. 2658, there is hereby redelegated to the Chief, Program Administration and Compliance Division, the following authority:

A. *Compliance*. To take any and all actions deemed necessary to assure compliance with the Small Business Investment Act of 1958, as amended, and the regulations promulgated thereunder, except those actions which involve policy determination or legal precedent.

B. *Administrative*. To approve (a) sick and annual leave, (b) leave without pay not in excess of 30 days and (c) overtime work for employees under his supervision.

II. The authority delegated in IB (b) and (c) may not be redelegated.

III. All authority delegated herein may be exercised by any SBA employee designated as Acting Chief, Program Administration and Compliance Division.

IV. All previous authority delegated to the Chief, Program Administration and Compliance Division is hereby rescinded without prejudice to actions taken under such delegation prior to the date hereof.

Effective date: March 1, 1962.

LAWRENCE S. CASAZZA,
Director,
Office of Investment.

[F.R. Doc. 62-3149; Filed, Apr. 2, 1962;
8:46 a.m.]

[Delegation of Authority 54-24]

CHIEF, INVESTMENT ACTIVITIES DIVISION

Delegation Relating to Investment Program

I. Pursuant to the authority delegated to the Director, Office of Investment, by the Deputy Administrator, Investment Division, by Delegation of Authority No. 54 (Rev. 2) (27 F.R. 1779), as amended February 28, 1962, 27 F.R. 2658, there is hereby redelegated to the Chief, Investment Activities Division, the following authority:

A. *Investment.* 1. To approve extensions of notices to proceed for a period of not more than 200 days from the date of the original notice to proceed.

2. To approve disbursement of loans under sections 302 and 303 of the Small Business Investment Act.

3. To approve self-dealing loans except approval shall be restricted to those involving individuals with less than an aggregate amount of 5 percent interest in an SBIC, and an aggregate amount of less than 10 percent of the small business concern.

4. To approve dates of change of annual meetings.

5. To approve changes in the number of members of board of directors of individual SBICs.

6. To approve new officers and directors of individual SBICs.

7. To approve name changes and address changes of licensees.

8. To approve overline loans (excess of 20 percent) where the excess amount does not exceed 2 percent of the licensee's statutory capital.

9. To extend use of sections 302 and 303 loan proceeds not to exceed 30 days beyond the authorized period.

10. To approve voluntary withdrawals involved in termination of notices to proceed or letters of comment.

B. *Administrative.* To approve (a) sick and annual leave, (b) leave without pay not in excess of 30 days, and (c) overtime work for employees under his supervision.

II. The authority delegated in IA 1, 2, 3, 8, 9, and 10, and in IB (b) and (c), may not be redelegated.

III. All the authority delegated herein may be exercised by any employee designated as Acting Chief, Investment Activities Division.

IV. All authority previously delegated to the position is hereby rescinded without prejudice to actions taken under such delegation prior to the date hereof.

Effective date: March 1, 1962.

LAWRENCE S. CASAZZA,
Director,
Office of Investment.

[F.R. Doc. 62-3150; Filed, Apr. 2, 1962; 8:46 a.m.]

[Delegation of Authority 30-IV-38]

MANAGER, DISASTER FIELD OFFICE, POCOMOKE CITY, MD.

Delegation of Authority Relating to Administrative and Financial Assistance 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, 27 F.R. 372), there is hereby delegated to the Manager of the Disaster Field Office, the authority:

A. *Financial assistance.* 1. To approve but not decline disaster loans in an amount not exceeding \$20,000.

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

JOHN E. HORNE,
Administrator.

By _____,
Manager, Pocomoke City
Disaster Field Office.

3. To cancel, reinstate, modify and amend authorizations for disaster loans approved under delegated authority.

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

B. *Administrative.* 1. To administer oaths of office.

2. To approve annual and sick leave for employees under his supervision.

II. The authority delegated herein may not be redelegated.

III. All authority delegated herein may be exercised by any SBA employee designated as Acting Manager of the Pocomoke City, Md., Disaster Field Office.

Dated: March 15, 1962.

CLARENCE P. MOORE,
Regional Director.

[F.R. Doc. 62-3151; Filed, Apr. 2, 1962; 8:46 a.m.]

[Delegation of Authority 30-IV-39]

MANAGER, DISASTER FIELD OFFICE, VIRGINIA BEACH, VA.

Delegation of Authority Relating to Administrative and Financial Assistance 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, 27 F.R. 372), there is hereby delegated to the Manager of the Disaster Field Office, the authority:

A. *Financial assistance.* 1. To approve but not decline disaster loans in an amount not exceeding \$20,000.

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

JOHN E. HORNE,
Administrator.

By _____,
Manager, Virginia Beach
Disaster Field Office.

3. To cancel, reinstate, modify, and amend authorizations for disaster loans approved under delegated authority.

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

B. *Administrative.* 1. To administer oaths of office.

2. To approve annual and sick leave for employees under his supervision.

II. The authority delegated herein may not be redelegated.

III. All authority delegated herein may be exercised by any SBA employee designated as Acting Manager of the Virginia Beach, Va., Disaster Field Office.

Dated: March 15, 1962.

CLARENCE P. MOORE,
Regional Director.

[F.R. Doc. 62-3152; Filed, Apr. 2, 1962; 8:46 a.m.]

[Delegation of Authority 1-ARA]

ASSISTANT ADMINISTRATOR, MANAGEMENT

Delegation Relating to Management

I. Pursuant to the authority vested in the Administrator by virtue of a delegation of authority from the Secretary of Commerce (26 F.R. 7974), there is hereby redelegated to the Assistant Administrator (Management) the authority: To enter into contracts for supplies and services required to effectuate the Delegation of Authority from the Secretary of Commerce to the Small Business Administration (26 F.R. 7974).

II. The authority delegated in this delegation may be redelegated by the Assistant Administrator (Management).

III. The authority delegated in this delegation may be exercised by any SBA employee designated as Acting Assistant Administrator (Management).

Dated: September 1, 1961.

JOHN E. HORNE,
Administrator.

[F.R. Doc. 62-3153; Filed, Apr. 2, 1962; 8:46 a.m.]

[Delegation of Authority 1-ARA-1]

DIRECTOR, OFFICE OF ORGANIZATION AND MANAGEMENT

Delegation Relating to Organization and Management

I. Pursuant to the authority delegated to the Assistant Administrator (Management) by the Administrator (Delegation of Authority No. 1-ARA), dated September 1, 1961, there is hereby redelegated to the Director, Office of Organization and Management, the authority: To enter into contracts for supplies and services required to effectuate the Delegation of Authority from the Assistant Administrator (Management) to the Director, Office of Organization and Management.

tuate the Delegation of Authority from the Secretary of Commerce to the Small Business Administration (26 F.R. 7974).

II. The authority delegated in this delegation may be redelegated by the Director, Office of Organization and Management.

III. The authority delegated in this delegation may be exercised by any SBA employee designated as Acting Director, Office of Organization and Management.

Dated: September 1, 1961.

DANIEL J. CARR,
Assistant Administrator,
Management.

[F.R. Doc. 62-3154; Filed, Apr. 2, 1962;
8:46 a.m.]

[Delegation of Authority 1-ARA-2]

DEPUTY DIRECTOR, OFFICE OF ORGANIZATION AND MANAGEMENT

Delegation Relating to Organization and Management

I. Pursuant to the authority delegated to the Director, Office of Organization and Management by the Assistant Administrator (Management) (Delegation of Authority No. 1-ARA-1), dated September 1, 1961, there is hereby redelegated to the Deputy Director, Office of Organization and Management, the authority: To enter into contracts for supplies and services required to effectuate the Delegation of Authority from the Secretary of Commerce to the Small Business Administration (26 F.R. 7974).

II. The authority delegated in this delegation may be redelegated by the Deputy Director, Office of Organization and Management.

III. The authority delegated in this delegation may be exercised by any SBA employee designated as Acting Deputy Director, Office of Organization and Management.

Dated: September 1, 1961.

WILLIAM C. FISHER,
Director, Office of
Organization and Management.

[F.R. Doc. 62-3155; Filed, Apr. 2, 1962;
8:46 a.m.]

[Delegation of Authority 1-ARA-3]

ASSISTANT CHIEF, ADMINISTRATIVE SERVICES DIVISION

Delegation Relating to Administrative Services Division

I. Pursuant to the authority delegated to the Deputy Director, Office of Organization and Management by the Director, Office of Organization and Management (Delegation of Authority No. 1-ARA-2), dated September 1, 1961, there is hereby redelegated to the Assistant Chief, Administrative Services Division, the authority: To enter into contracts for supplies and services required to effectuate the Delegation of Authority from the Secretary of Commerce to the Small Business Administration (26 F.R. 7974).

II. The authority delegated in this delegation may be redelegated by the Assistant Chief, Administrative Services Division.

III. The authority delegated in this delegation may be exercised by any SBA employee designated as Acting Assistant Chief, Office of Organization and Management.

Dated: September 1, 1961.

NORMAN J. BILLINGSLEY,
Deputy Director, Office of
Organization and Management.

[F.R. Doc. 62-3156; Filed, Apr. 2, 1962;
8:46 a.m.]

[Delegation of Authority 1-ARA-4]

CHIEF, PROCUREMENT AND SUPPLY BRANCH

Delegation Relating to Procurement and Supply Functions

I. Pursuant to the authority delegated to the Assistant Chief, Administrative Services Division, by the Deputy Director, Office of Organization and Management (Delegation of Authority No. 1-ARA-3), dated September 1, 1961, there is hereby redelegated to the Chief, Procurement and Supply Branch, the authority: To enter into contracts for supplies and services required to effectuate the Delegation of Authority from the Secretary of Commerce to the Small Business Administration (26 F.R. 7974).

II. The authority delegated in this delegation may be redelegated by the Chief, Procurement and Supply Branch.

III. The authority delegated in this delegation may be exercised by any SBA employee designated as Acting Chief, Procurement and Supply Branch.

Dated: September 1, 1961.

HAROLD A. ALLEN,
Assistant Chief,
Administrative Services Division.

[F.R. Doc. 62-3157; Filed, Apr. 2, 1962;
8:46 a.m.]

[Delegation of Authority 1-ARA-5]

CHIEF, OFFICE SERVICES BRANCH

Delegation Relating to Office Services Branch

I. Pursuant to the authority delegated to the Assistant Chief, Administrative Services Division by the Deputy Director, Office of Organization and Management (Delegation of Authority No. 1-ARA-3), dated September 1, 1961, there is hereby redelegated to the Chief, Office Services Branch, the authority: To enter into contracts for supplies and services required to effectuate the Delegation of Authority from the Secretary of Commerce to the Small Business Administration (26 F.R. 7974).

II. The authority delegated in this delegation may be redelegated by the Chief, Office Services Branch.

III. The authority delegated in this delegation may be exercised by any SBA

employee designated as Acting Chief, Office Services Branch.

Dated: September 1, 1961.

HAROLD A. ALLEN,
Assistant Chief,
Administrative Services Division.

[F.R. Doc. 62-3158; Filed, Apr. 2, 1962;
8:46 a.m.]

[Declaration of Disaster Area 372, Amdt. 1]

WEST VIRGINIA

Amendment to Declaration of Disaster Area

Declaration of Disaster Area 372, dated March 9, 1962, for the State of West Virginia, is hereby amended as follows: To include the additional counties of Logan and Kanawha in the State of West Virginia (flood occurring on or about March 1, 1962).

Dated: March 20, 1962.

JOHN E. HORNE,
Administrator.

[F.R. Doc. 62-3159; Filed, Apr. 2, 1962;
8:46 a.m.]

DEPARTMENT OF JUSTICE

Office of Alien Property

[Vesting Order 18519, Amdt.]

CERTAIN ENEMY NATIONALS

In re: Securities owned by designated enemy nationals whose names are unknown, F28-20169.

Vesting Order 18519, dated September 27, 1951, is hereby amended to read as follows:

Under the authority of the Trading With the Enemy Act, as amended, Executive Orders 9193, as amended, 9788 and 9989, and pursuant to law, after investigation, it is hereby found and determined:

1. That the property described as follows:

a. Those certain debts or other obligations, matured or unmatured, evidenced by nine (9) Atchison, Topeka and Santa Fe Railway Company (The)—General Mortgage 4 Percent Bonds, due October 1, 1995, of \$1,000 face value each, in bearer form, numbered 3952, 10016, 36019, 49523, 67508, 77966, 80845, 91051, and 123141, and evidenced by coupons attached to or detached from said bonds and due on or after October 1, 1940, and any and all rights to demand, enforce and collect the aforesaid debts or other obligations, together with any and all rights in, to and under the aforesaid bonds and coupons,

b. Those certain debts or other obligations, matured or unmatured, evidenced by six (6) Central Pacific Railway Company—First Refunding Gold 4 Percent Bonds, due August 1, 1949, in bearer form, numbered 14186, 14685, 14973, and 19572 of \$1,000 face value each, numbered 8159 and 12174 of \$500 face value each, and evidenced by coupons attached to or detached from said bonds and due

on or after August 1, 1940, and any and all rights to demand, enforce and collect the aforesaid debts or other obligations, together with any and all rights in, to and under the aforesaid bonds and coupons,

c. Those certain debts or other obligations, matured or unmatured, evidenced by one (1) Cities Service Company 5 Percent Debenture, due April 1, 1958, in bearer form, numbered 10351 of \$1,000 face value, two (2) Cities Service Company Refunding 5 Percent Debentures, due January 1, 1966, in bearer form, numbered 7787 and 18393 of \$1,000 face value each, and seven (7) Cities Service Company 5 Percent Debentures, due March 1, 1969, in bearer form, numbered 11397, 24085, 24086, 24087, 24088, 24089, and 41877 of \$1,000 face value each, and evidenced by coupons attached to or detached from said debentures and due on or after October 1, 1940, September 1, 1940, and September 1, 1940, respectively, and any and all rights to demand, enforce and collect the aforesaid debts or other obligations, together with any and all rights in, to and under the aforesaid debentures and coupons,

d. Those certain debts or other obligations, matured or unmatured, evidenced by three (3) Missouri, Kansas & Texas Railway Company—First Mortgage 4 Percent Bonds, due June 1, 1990, in bearer form, numbered 29255 of \$1,000 face value and 41005, 43344 of \$500 face value each, and evidenced by coupons attached to or detached from said bonds and due on or after December 1, 1940, and any and all rights to demand, enforce and collect the aforesaid debts or other obligations, together with any and all rights in, to and under the aforesaid bonds and coupons,

e. Those certain debts or other obligations, matured or unmatured, evidenced by five (5) Norfolk & Western Railway Company—First Consolidated 4 Percent Bonds, due October 1, 1996, in bearer form, numbered 27512, 29077, 29410 of \$1,000 face value each and 4588, 5106 of \$500 face value each, and evidenced by coupons attached to or detached from said bonds and due on or after October 1, 1940, and any and all rights to demand, enforce and collect the aforesaid debts or other obligations, together with any and all rights in, to and under the aforesaid bonds and coupons,

f. Those certain debts or other obligations, matured or unmatured, evidenced by three (3) Southern Pacific Co.—4 Percent Collateral Trust Bonds, due August 1, 1949, in bearer form, numbered 11219 of \$1,000 face value and 3220, 11916 of \$500 face value each, four (4) Southern Pacific Company San Francisco Terminal 4 Percent First Mortgage Bonds, due April 1, 1950, in bearer form, numbered 5795, 7355, 10476, 15170 of \$500 face value each, one (1) Southern Pacific Railroad Company—First Refunding Mortgage 4 Percent Bond, due January 1, 1955, in bearer form, numbered 46236 of \$1,000 face value, and evidenced by coupons attached to or detached from said bonds and due on or after August 1,

1940, October 1, 1940, and July 1, 1940, respectively, and any and all rights to demand, enforce and collect the aforesaid debts or other obligations, together with any and all rights in, to and under the aforesaid bonds and coupons,

g. That certain debt or other obligation, matured or unmatured, evidenced by one (1) Union Pacific Railroad Company—First Mortgage R.R. & Land Grant 4 Percent Bond, due July 1, 1947, in bearer form, numbered 10950, of \$1,000 face value, and evidenced by coupons attached to or detached from said bond and due on or after July 1, 1940, and any and all rights to demand, enforce and collect the aforesaid debt or other obligation, together with any and all rights in, to, and under the aforesaid bond and coupons,

is property within the United States;

2. That the property described in subparagraph 1 hereof is property within the United States owned or controlled by payable or deliverable to, held on behalf of or on account of, or owing to, or is evidence of ownership or control by, persons who, if individuals, there is reasonable cause to believe are residents of a designated enemy country and which, if partnerships, associations, corporations, or other organizations, there is reasonable cause to believe are organized under the laws of a designated enemy country or on or since the effective date of Executive Order 8389, as amended, have had their principal places of business in a designated enemy country;

3. That the persons referred to in subparagraph 2 hereof are nationals of a designated enemy country;

and it is hereby determined:

4. That to the extent that the persons referred to in subparagraph 2 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country.

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended, and the term "designated enemy country" has reference to Germany.

Executed at Washington, D.C., on March 26, 1962.

For the Attorney General.

[SEAL] PAUL V. MYRON,
Deputy Director,
Office of Alien Property.

[F.R. Doc. 62-3071; Filed, Apr. 2, 1962; 8:45 a.m.]

MARIE HELENA HAHN ET AL.

Notice of Intention To Return Vested Property

Pursuant to section 32(f) of the Trading With the Enemy Act, as amended, notice is hereby given of intention to return, on or after 30 days from the date of publication hereof, the following property, subject to any increase or decrease resulting from the administration thereof prior to return, and after adequate provision for taxes and conservatory expenses:

Claimants, Claim No., Property, and Location

Mrs. Marie Helena Hahn, 1 Ander Thomas Kirche, Duesseldorf, Germany. \$1,805.13 in the Treasury of the United States. Claim No. 61308.

Johannes Henry Abrams, 41 Mozart Strasse, Wilhelmshaven, Germany. \$1,805.12 in the Treasury of the United States. Claim No. 61310.

Carl Franz Abrams, August-Bebelstrasse 166, Bielefeld, Germany. \$1,805.13 in the Treasury of the United States. Claim No. 61311.

Vesting Orders Nos. 17020 and 18035.

Executed at Washington, D.C., on March 26, 1962.

For the Attorney General.

[SEAL] PAUL V. MYRON,
Deputy Director,
Office of Alien Property.

[F.R. Doc. 62-3166; Filed, Apr. 2, 1962; 8:46 a.m.]

INTERSTATE COMMERCE COMMISSION

FOURTH SECTION APPLICATIONS FOR RELIEF

MARCH 29, 1962.

Protests to the granting of an application must be prepared in accordance with Rule 40 of the general rules of practice (49 CFR 1.40) and filed within 15 days from the date of publication of this notice in the FEDERAL REGISTER.

LONG-AND-SHORT HAUL

FSA No. 37629: Superphosphate to WTL territory points. Filed by O. W. South, Jr., Agent (No. A4169), for interested rail carriers. Rates on superphosphate, not defluorinated superphosphate, nor feed grade superphosphate, in bulk, in carloads, from producing points in Florida, to Fergus Falls and East Grand Forks, Minn., also Grand Forks, N. Dak. Grounds for relief: Rail-barge-rail competition.

Tariff: Supplement 110 to Southern Freight Association tariff I.C.C. 1522 (Spaninger series).

FSA No. 37630: Glue from points in Oregon and Washington. Filed by Pacific Southcoast Freight Bureau, Agent (No. 242), for interested rail carriers. Rates on glue, in tank-car loads, from points in Oregon and Washington, to Eureka and Arcata, Calif.

Grounds for relief: Truck competition. Tariff: 10th revised page 314D to Pacific Southcoast Freight Bureau tariff I.C.C. 1352.

FSA No. 37631: *Sugar cane bagasse boards or sheets from Arment, La.* Filed by Southwestern Freight Bureau, Agent (No. B-8176), for interested rail carriers. Rates on boards or sheets made from sugar cane bagasse, in carloads, as described in the application, from Arment, La., to points in official (not including Illinois) and southern territories.

Grounds for relief: Carrier competition.

Tariff: Supplements 144 and 129 to Southwestern Freight Bureau tariffs I.C.C. 4061 and 4117, respectively.

FSA No. 37632: *Sand from points in southwestern territory.* Filed by Southwestern Freight Bureau, Agent (No. B-8173), for interested rail carriers. Rates on sand, as described in the application, in carloads, from Guion, Ark., Klondike, Ludwig, and Pacific, Mo., also Mill Creek and Roff, Okla., to Lawrenceville, Ill., Michigan City, Ind., Alkali, Ohio, and Boston, Mass.

Grounds for relief: Market competition.

Tariff: Supplement 156 to Southwestern Freight Bureau tariff I.C.C. 4319.

FSA No. 37633: *Coarse grains and related articles from Memphis, Tenn., and points in Missouri and Illinois.* Filed by Southwestern Freight Bureau, Agent (No. B-8174), for interested rail carriers. Rates on coarse grain and related articles, as described in the application, in carloads, from Memphis, Tenn., also points in Missouri and Illinois, to points in Louisiana, west of the Mississippi River, also Mississippi River crossings, Vicksburg, Miss., and south thereof.

Grounds for relief: Unregulated truck and market competition.

Tariff: Supplement 114 to Southwestern Freight Bureau tariff I.C.C. 4237.

FSA No. 37634: *Grains from Memphis, Tenn., to points in Arkansas and Oklahoma.* Filed by Southwestern Freight Bureau, Agent (No. B-8175), for interested rail carriers. Rates on grain and grain products, in carloads, from Memphis, Tenn., to points in Arkansas and Oklahoma on the KCS Ry.

Grounds for relief: Carrier competition.

Tariff: Supplement 64 and 126 to Southwestern Freight Bureau tariffs I.C.C. 4156 and 4241, respectively.

FSA No. 37635: *T.O.F.C. Commodity Rates from and to southwestern territory.* Filed by Southwestern Freight Bureau, Agent (No. B-8177), for interested rail carriers. Rates on oil, water, or gas well outfits or supplies and iron and steel articles; pipe and related articles; also tires, tubes, and related articles, in trailers loaded on railroad flat or open-top equipment, between points in southwestern territory; also between points in southwestern territory, on the one hand, and Natchez, Miss., and Memphis, Tenn., on the other.

Grounds for relief: Motor-truck competition, short-line distance formula and grouping.

By the Commission.

[SEAL] HAROLD D. MCCOY,
Secretary.

[F.R. Doc. 62-3164; Filed, Apr. 2, 1962;
8:46 a.m.]

[Notice 618]

MOTOR CARRIER TRANSFER PROCEEDINGS

MARCH 29, 1962.

Synopses of orders entered pursuant to section 212(b) of the Interstate Commerce Act, and rules and regulations prescribed thereunder (49 CFR Part 179), appear below:

As provided in the Commission's special rules of practice any interested person may file a petition seeking reconsideration of the following numbered proceedings within 20 days from the date of publication of this notice. Pursuant to section 17(8) of the Interstate Commerce Act, the filing of such a petition will postpone the effective date of the order in that proceeding pending its disposition. The matters relied upon by petitioners must be specified in their petitions with particularity.

No. MC-FC 64861. By order of March 27, 1962, the Transfer Board approved the transfer to Harry Lobel, Jerry Miller, and Martin Cohen, a partnership, doing business as Mountain Limousine Service, 7147 Rutland Street, Philadelphia, Pa., of Certificate No. MC 114845 issued June 30, 1958, to Harry Lobel, Samuel Kushner, and Martin Cohen, a partnership, doing business as Mountain Limousine Service, 8230 Fayette Street, Philadelphia, Pa., authorizing the transportation of passengers and their baggage, limited to the transportation of not more than six passengers in any one vehicle, but not including the driver thereof, and not including children under 10 years of age who do not occupy a seat or seats, in special operations, in nonscheduled door-to-door service, during the period extending from May 15 to September 15, both inclusive, of each year, between Philadelphia, Pa., on the one hand, and, on the other, points in Saratoga, Warren, and Essex Counties, N.Y.; and between Philadelphia, Pa., on the one hand, and, on the other, points in Monroe, and Pike Counties, Pa.

No. MC-FC 64867. By order of March 27, 1962, the Transfer Board approved the transfer to David Jelin, doing business as Miller's Express Service, New Brunswick, N.J., of Certificate No. MC 105611, issued October 1, 1958, to David Jelin and Paul Bito, a partnership, doing business as Miller's Express Service, New Brunswick, N.J., authorizing the trans-

portation of: Wearing apparel, on hangers, from points in Somerset County, N.J., to New York, N.Y.; returned shipments of that commodity from New York, N.Y., to points in Somerset County, N.J.; materials used in the manufacture of wearing apparel, from New York, N.Y., to points in Somerset County, N.J., and returned shipments of that commodity from points in Somerset County, N.J., to New York, N.Y., and wearing apparel and cut or uncut goods, trimmings, buttons, clips, clasps, and other articles when used in the manufacture of wearing apparel, between New York, N.Y., on the one hand, and, on the other, points in Hudson, Essex, Union, and Middlesex Counties, N.J. Herman B. J. Weckstein, 1060 Broad Street, Newark, N.J., attorney for applicants.

No. MC-FC 64871. By order of March 27, 1962, the Transfer Board approved the transfer to Ambrose Bus Service Inc., Dunellen, N.J., of Certificate in No. MC 42106, issued April 24, 1942, in the name of John W. Ambrose, doing business as Ambrose Bus Service, Dunellen, N.J., authorizing the transportation of: Passengers and their baggage, restricted to traffic originating in the territory indicated, in charter operations, over irregular routes, from points in Somerset, Middlesex, and Union Counties, N.J., to District of Columbia, Mount Vernon, Va., Jones Beach and New York, N.Y., Philadelphia, Easton, and Valley Forge, Pa., and points in Westchester, Orange, and Rockland Counties, N.Y. Joseph C. Doren, 216 North Washington Avenue, Dunellen, N.J., attorney for applicants.

No. MC-FC 64894. By order of March 27, 1962, the Transfer Board approved the transfer to Haymaker Transfer & Storage, Inc., Roanoke, Va., of the operating rights in Certificates Nos. MC 116043 and MC 116043 Sub 1, issued August 10, 1956, and April 8, 1960, to William B. Haymaker, doing business as Haymaker Transfer & Storage, Roanoke, Va., authorizing the transportation, over irregular routes of household goods, between Salem, Va., and points in Roanoke County, Va., on the one hand, and, on the other, points in North Carolina, Virginia, and West Virginia, and between Roanoke, Va., and points in Virginia within 35 miles of Roanoke, on the one hand, and, on the other, points in Maryland and Pennsylvania, and of household goods, office furniture and equipment, and store fixtures, between Roanoke, Va., and points within 10 miles of Roanoke, on the one hand, and, on the other, points in Tennessee and the District of Columbia. B. E. Estes, 516 Colonial Bank Building, Roanoke, Va., applicants' attorney.

[SEAL] HAROLD D. MCCOY,
Secretary.

[F.R. Doc. 62-3165; Filed, Apr. 2, 1962;
8:46 a.m.]

