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Announcing first  
5-year Cumulation

**UNITED STATES STATUTES AT LARGE**

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# Presidential Documents

## Title 3—THE PRESIDENT

### Proclamation 3520

#### NATIONAL FARM SAFETY WEEK, 1963

By the President of the United States of America

#### A Proclamation

WHEREAS hundreds of thousands of rural volunteer leaders and 4-H Club members actively participate in organized farm, home, and highway safety programs; and

WHEREAS these community, State, and national safety programs have proved effective in reducing the number and rate of accidents among farm people; and

WHEREAS accidents nevertheless continue to kill or disable nearly a million farm residents annually, and cause needless suffering and economic waste to both the agricultural community and the Nation; and

WHEREAS increased emphasis on the safety and productive efficiency of farm families is vital to assure a continuing abundance of food and fiber for the well-being of all Americans:

NOW, THEREFORE, I, JOHN F. KENNEDY, President of the United States of America, do hereby call on the people of the Nation to observe the week beginning July 21, 1963, as National Farm Safety Week; and I urge all farm families, and all persons and organizations allied with agriculture, to engage in a purposeful, united effort to reduce further the number of farm, home, and highway accidents.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the United States of America to be affixed.

DONE at the City of Washington this fourteenth day of February in the year of our Lord nineteen hundred and sixty-three, [SEAL] and of the Independence of the United States of America the one hundred and eighty-seventh.

JOHN F. KENNEDY

By the President:

GEORGE W. BALL,  
*Acting Secretary of State.*

[F.R. Doc. 63-1899; Filed, Feb. 18, 1963; 1:28 p.m.]

# Journal of the Proceedings

The first meeting of the committee was held on the 1st day of January, 1880, at the residence of the Secretary, in the city of New York. The members present were the Secretary, the Treasurer, and the following gentlemen: [names of members]. The meeting was called to order by the Secretary, who read the minutes of the previous meeting, which were approved. The Secretary then reported on the progress of the work of the committee since the last meeting, and the Treasurer reported on the financial condition of the committee. The following resolutions were adopted: [text of resolutions].

The committee then proceeded to discuss the various matters brought before them, and after a long and interesting discussion, the following resolutions were adopted: [text of resolutions]. The meeting adjourned until the next meeting, to be held on the 1st day of February, 1880.

# Rules and Regulations

## Title 5—ADMINISTRATIVE PERSONNEL

### Chapter I—Civil Service Commission

#### PART 6—EXCEPTIONS FROM THE COMPETITIVE SERVICE

##### Department of Labor

Effective upon publication in the FEDERAL REGISTER, paragraph (j) (1) of § 6.313 is revoked.

(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. 63-1843; Filed, Feb. 19, 1963; 8:46 a.m.]

#### PART 24—FORMAL EDUCATION REQUIREMENTS FOR APPOINTMENT TO CERTAIN SCIENTIFIC, TECHNICAL, AND PROFESSIONAL POSITIONS

##### Junior Professional Assistant Economist

###### § 24.36 [Amendment]

Subparagraphs (5) and (6) of paragraph (a) of § 24.36 are revoked and a new § 24.155 is added as set out below.

###### § 24.155 Economist, GS-110-5/15.

(a) *Educational requirement.* (1) Applicant must have successfully completed one of the following:

(i) A full 4-year course of study in an accredited college or university leading to a bachelor's degree which included at least 21 semester hours in economics plus 3 semester hours in statistics, accounting, or calculus.

(ii) Courses in an accredited college or university consisting of 21 semester hours in economics and 3 semester hours in statistics, accounting, or calculus; plus additional appropriate experience plus education which, when combined with the specified course work, will total four years of education and experience and give the applicant a technical and professional knowledge comparable to that which would have been acquired through the successful completion of the 4-year college course described in subdivision (i) of this subparagraph.

(iii) The completion of all the requirements for a graduate degree in economics from an accredited university.

(2) Courses acceptable toward meeting the economics course requirement in subparagraph (1) (i) or (ii) of this paragraph must have included at least three of the following: Principles of Economics, Economic Theory, Money and Banking, Public Finance, Labor Economics, International Economics, Business Cycles, Agricultural Economic Policy,

Price Theory, National Income Analysis, Economic History, History of Economic Thought.

(3) The experience offered in combination with specified educational courses to meet the requirements in subparagraph (1) (ii) of this paragraph, should include evidence of professional economics work in research, investigation, interpretation, operation, or analysis which requires an intimate working knowledge of the principles and theories of economics and their practical application.

(b) *Duties.* Economists do professional work or provide professional consultation involving: Research into economic phenomena and analysis and interpretation of economic data; the preparation of special or continuing reports on economic facts and activities; and the adaptation and use of specialized methods, tools of analysis and techniques for quantifying, measuring and understanding economic relationships. Specifically, economists in the positions covered by this series investigate and evaluate information, reports, legislation, etc., for their economic implications or applications. They write economic reports for official publication, and provide consultant services for Government policy makers or for the public, and they manage, direct, or contribute to a variety of programs whose purpose is to record, evaluate, or influence economic conditions. For more detailed discussion of type of work performed and for definition of the various options, please refer to the classification standard.

(c) *Knowledge and training requisite for performance of duties.* The duties of these positions cannot be performed successfully without a sound basic knowledge of the principles of economics, the theories and concepts which underlie the field of economics and formal training in the analytical techniques and methods used in developing, validating, evaluating and interpreting economic data. Appointees must have the ability to apply their professional and technical knowledge to their work in order to solve specific problems, interpret and apply the results of research and provide advice and consultation with respect to economic considerations in the decision-making process of the Government. The knowledge and training required can only be acquired through the successful completion of particular courses of study in an accredited college or university which has adequate economics libraries and thoroughly trained instructors, gives expert guidance and evaluates progress competently.

(Sec. 11, 58 Stat. 390; 5 U.S.C. 860)

UNITED STATES CIVIL SERVICE COMMISSION,

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

[F.R. Doc. 63-1842; Filed, Feb. 19, 1963; 8:46 a.m.]

#### PART 27—EXCLUSION FROM PROVISIONS OF FEDERAL EMPLOYEES PAY ACT OF 1945, AS AMENDED, AND CLASSIFICATION ACT OF 1949, AS AMENDED, AND ESTABLISHMENT OF MAXIMUM STIPENDS FOR POSITIONS IN GOVERNMENT HOSPITALS FILLED BY STUDENT OR RESIDENT TRAINEES

##### Medical Residents

Effective February 20, 1963, the maximum stipends prescribed under § 27.2 for the position of medical residents, Glenn Dale Hospital, Government of the District of Columbia, are revoked.

(61 Stat. 727, 728, as amended; 5 U.S.C. 1051-1058)

UNITED STATES CIVIL SERVICE COMMISSION,

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

[F.R. Doc. 63-1841; Filed, Feb. 19, 1963; 8:46 a.m.]

## Title 6—AGRICULTURAL CREDIT

### Chapter V—Agricultural Marketing Service, Department of Agriculture

#### SUBCHAPTER B—EXPORT AND DOMESTIC CONSUMPTION PROGRAM

[Amdt. 1]

#### PART 540—PILOT FOOD STAMP PROJECTS

##### Miscellaneous Provisions

The regulations governing the Pilot Food Stamp Program as revised and reissued in 27 F.R. 9207, are amended as follows:

Section 540.14(g) is amended to add a new subparagraph (3) which shall read as follows:

(3) Notwithstanding any provisions of this part to the contrary, AMS may redeem coupons received by unauthorized retail food stores or wholesale food concerns if both of the following conditions exist: (i) The coupons for which redemption is sought would otherwise be eligible for redemption under the provisions of this part but for the fact that the retail food store or wholesale food concern having such coupons in its possession was not, at the time of receipt of such coupons, authorized to receive coupons under the provisions of this part; and (ii) the coupons for which redemption is sought were accepted by the retail food store or wholesale food concern in good faith, and without any intent to circumvent the provisions of this part requiring such store or concern to be authorized to receive coupons. Retail food stores and wholesale food concerns

seeking to redeem coupons as provided in this subsection shall present a claim for redemption of such coupons to the local AMS Food Stamp Project Office for the project area involved. Such claim shall be submitted in writing, supported by an affidavit setting forth a full statement of the circumstances under which the coupons were received by such store or concern and a certification that the conditions required by this subsection for the redemption of the coupons have been met.

This amendment shall be effective when signed by the Secretary of Agriculture.

S. R. SMITH,  
*Administrator.*

FEBRUARY 13, 1963.

Approved: February 15, 1963.

JOHN P. DUNCAN, JR.,  
*Assistant Secretary.*

[F.R. Doc. 63-1872; Filed, Feb. 19, 1963;  
8:49 a.m.]

## Title 7—AGRICULTURE

### Chapter VIII—Agricultural Stabilization and Conservation Service (Sugar), Department of Agriculture

#### SUBCHAPTER F—ELIGIBILITY FOR ABANDONMENT AND CROP DEFICIENCY PAYMENTS

[Sugar Determination 842.2, Amdt. 2]

#### PART 842—BEET SUGAR AREA 1957 and Subsequent Crops

Pursuant to the provisions of section 303 of the Sugar Act of 1948, as amended, subparagraph (6) of paragraph (a) of § 842.2, as issued April 23, 1957 (22 F.R. 2994) is further revised to read as follows:

#### § 842.2 Eligibility for acreage abandonment and crop deficiency payments.

##### (a) Eligibility requirements. \* \* \*

(6) The farm was located in a county or a local producing area in which the ASC County Committee determines for the applicable crop year that due to drought, flood, storm, disease, freeze, or insects, the actual yields of commercially recoverable sugar from the acreages planted to a crop of sugar beets on farms in such county or local producing area were below 80 percent of the applicable normal yields either for 10 percent or more of the number of such farms, or for those farms on which were planted 10 percent or more of the total acres of sugar beets planted on all farms in such county or local producing area. A farm shall be regarded as located in the State, county and local producing area in which the the major portion of land in the farm suitable for the production of sugar beets is situated. For the purpose of this section in all States except Texas and Utah, a local producing area shall mean a township as established by Federal survey, or in the absence of a Federal survey a local producing area shall mean a township as such term is commonly used and generally accepted in the State for land descriptions and other public

purposes. In Texas and Utah, a local producing area shall mean an ASC community with boundaries as fixed by the ASC State Committee at the time of issuance of this determination and as shown on maps available for inspection in the respective ASC county offices; and

This amendment shall be applicable to the 1957 and subsequent crops.

#### STATEMENT OF BASES AND CONSIDERATIONS

This amendment changes the language of the original determination and of amendment 1 (23 F.R. 6784) to the original determination relating to the definition of a local producing area. Except for Texas and Utah, the basic determination defines a local producing area as being a township, as established by Federal survey. In these two States, a local producing area is defined as an ASC community. It has subsequently been determined that in a few instances in the beet sugar area townships were established by means other than by Federal survey. This amendment provides for the consideration of such townships as local producing areas.

Accordingly, I hereby find and conclude that the aforesaid amendment will effectuate the applicable provisions of the Sugar Act of 1948, as amended.

(Sec. 403, 61 Stat. 932; 7 U.S.C. 1153. Interprets or applies sec. 303, 61 Stat. 930; 7 U.S.C. 1133, Pub. Law 87-535 approved July 13, 1962)

*Effective date.* Date of publication.

Signed at Washington, D.C., February 15, 1963.

JOHN P. DUNCAN, JR.,  
*Acting Secretary.*

[F.R. Doc. 63-1873; Filed, Feb. 19, 1963;  
8:49 a.m.]

### Chapter IX—Agricultural Marketing Service (Marketing Agreements and Orders; Fruits, Vegetables, Tree Nuts), Department of Agriculture

[Navel Orange Reg. 26, Amdt. 1]

#### PART 907—NAVEL ORANGES GROWN IN ARIZONA AND DESIGNATED PART OF CALIFORNIA

##### Limitation of Handling

*Findings.* 1. Pursuant to the marketing agreement, as amended, and Order No. 907, as amended (7 CFR Part 907; 27 F.R. 10087), regulating the handling of navel oranges grown in Arizona and designated part of California, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), and upon the basis of the recommendation and information submitted by the Navel Orange 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 navel oranges as hereinafter provided will tend to effectuate the declared policy of the act.

2. It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice,

engage in public rule-making procedure, and postpone the effective date of this amendment until 30 days after publication hereof in the FEDERAL REGISTER (5 U.S.C. 1001-1011) because the time intervening between the date when information upon which this amendment is based became available and the time when this amendment must become effective in order to effectuate the declared policy of the act is insufficient, and this amendment relieves restriction on the handling of navel oranges grown in Arizona and designated part of California.

*Order, as amended.* The provisions in paragraph (b) (1) (i) of § 907.326 (Navel Orange Regulation 26, 28 F.R. 1283) are hereby amended to read as follows:

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

Dated: February 15, 1963.

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

[F.R. Doc. 63-1838; Filed, Feb. 19, 1963;  
8:46 a.m.]

## Title 12—BANKS AND BANKING

### Chapter I—Bureau of the Comptroller of the Currency, Department of the Treasury

#### PART 4—PROCEDURES

##### Rescission

Part 4, Chapter I, Title 12, of the Code of Federal Regulations of the United States of America is hereby rescinded.

Dated: February 14, 1963.

[SEAL] JAMES J. SAXON,  
*Comptroller of the Currency.*

[F.R. Doc. 63-1835; Filed Feb. 19, 1963;  
8:46 a.m.]

## Title 14—AERONAUTICS AND SPACE

### Chapter III—Federal Aviation Agency

#### SUBCHAPTER C—AIRCRAFT REGULATIONS

[Reg. Docket No. 1606; Amdt. 537]

#### PART 507—AIRWORTHINESS DIRECTIVES

##### General Dynamics/Convair Model 340 Aircraft

Amendment 519, 27 F.R. 12473 (AD 62-27-6), requires modification of the rear service door on General Dynamics/Convair Model 340 aircraft to prevent inflight openings. Pending the incorporation of microswitches and proximity switches, certain interim precautionary measures are required by the amendment. Because of the great demand for parts, it has not been possible for the manufacturer to provide a sufficient number of kits for all operators to install the switches within 600 hours'

time in service after the effective date of the AD. In view of the interim action which has been accomplished, a reasonable extension of the compliance time is not considered a hazard to safety. Accordingly, Amendment 519 is being amended to extend the compliance time of paragraph (c) from 600 to 1,000 hours' time in service.

Since this amendment relaxes a requirement and imposes no additional burden on any person, notice and public procedure hereon are unnecessary, and the amendment may be made effective upon publication in the FEDERAL REGISTER.

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

Amendment 519, 27 F.R. 12473 (AD 62-27-6), General Dynamics/Convair Model 340 aircraft, is amended by changing paragraph (c) to read:

(c) Within the next 1,000 hours' time in service following the effective date of this AD unless already accomplished:

This amendment shall become effective February 20, 1963.

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

Issued in Washington, D.C., on February 14, 1963.

G. S. MOORE,  
Acting Director,  
Flight Standards Service.

[F.R. Doc. 63-1817; Filed, Feb. 19, 1963; 8:55 a.m.]

[Reg. Docket No. 1607; Amdt. 538]

**PART 507—AIRWORTHINESS DIRECTIVES**

**Pratt & Whitney JT3C-12 Turbojet Engines**

Amendment 470, 27 F.R. 7562 (AD 62-17-6), requires removal of eighth stage compressor rotor discs in Pratt & Whitney JT3C-12 turbojet engines, after 3,200 hours' time in service. On the basis of inspections conducted on removed discs, it has been determined that the service life can be increased to 4,800 hours. Accordingly, Amendment 470 is being amended to provide for this increase.

Since this amendment relaxes a requirement and imposes no additional burden on any person, notice and public procedure hereon are unnecessary, and the amendment may be made effective upon publication in the FEDERAL REGISTER.

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

Amendment 470, 27 F.R. 7562 (AD 62-17-6), Pratt & Whitney JT3C-12 turbojet engines, is amended by changing (d) to read:

(d) Remove all eighth stage compressor rotor discs P/N 359708 from further service after 4,800 hours' time in service.

This amendment shall become effective February 20, 1963.

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

Issued in Washington, D.C., on February 14, 1963.

G. S. MOORE,  
Acting Director,  
Flight Standards Service.

[F.R. Doc. 63-1818; Filed, Feb. 19, 1963; 8:55 a.m.]

**Title 20—EMPLOYEES' BENEFITS**

**Chapter III—Bureau of Old-Age and Survivors Insurance, Social Security Administration, Department of Health, Education, and Welfare**

[Reg. 4, Further Amended]

**PART 404—FEDERAL OLD-AGE, SURVIVORS, AND DISABILITY INSURANCE (1950—)**

**Subpart M—Coverage of Employees of State and Local Governments**

**MISCELLANEOUS AMENDMENTS**

Regulations No. 4, as amended, of the Social Security Administration (20 CFR 404.1 et seq.), are further amended as follows:

1. Sections 404.1270 to 404.1277 are added following § 404.1266 to read as follows:

**AUTHORITY:** §§ 404.1270 to 404.1277 are issued under secs. 205, 218, 1102, Social Security Act, as amended, 53 Stat. 1368, as amended, 64 Stat. 514, as amended, 49 Stat. 647, as amended; sec. 5 of Reorg. Plan No. 1 of 1953, 67 Stat. 18, 631; 42 U.S.C. 405, 418, and 1302.

**§ 404.1270 Review by the Secretary.**

(a) *In general.* Upon request of any State, the Secretary or his delegate shall review an assessment of an amount due from the State under its agreement made pursuant to section 218 of the Act (see § 404.1201), a disallowance of the State's claim for credit or refund of an overpayment or an allowance to the State of a credit or refund of an overpayment. Such review may be made by the Secretary without regard to whether the amount assessed has been paid and without regard to whether the credit or refund has been taken. (See § 404.1277 (b).)

(b) *Assessment.* Any notice in writing mailed or otherwise delivered to the State which sets forth the amounts determined to be due from the State (including contributions or any interest accrued thereon) with respect to services of any individual or individuals which are covered by the agreement which sets forth the basis for the determination shall constitute an assessment. The form of such notice may be by letter, Form OAR-S9 (Audit Statement) or Form OAR-S9 together with Form OAR-S30 (Federal Determination of Error in State's Wage Reports).

(c) *Allowance of a credit or refund.* Any notice in writing in the form of a letter, a Form OAR-S9 (Audit State-

ment) or a Form OAR-S9 together with a Form OAR-S30 (Federal Determination of Error in State's Wage Reports) shall constitute an allowance of a credit or refund whether such action is taken as the result of a claim filed by a State or of a determination made by the Department. Such notice shall state the amount determined to be due to the State and the basis for such determination.

(d) *Disallowance of a claim for credit or refund.* Any notice in writing which advises the State that a claim for credit or refund is denied and which sets forth the basis for this determination shall constitute a disallowance of a State's claim for refund or credit.

(e) *Actions taken prior to 1962.* Where a State had been notified prior to January 1, 1962, that there is an amount due by such State, that a claim for credit or refund is disallowed or that a State has been allowed a credit or refund, the assessment, disallowance or allowance of such amount due shall be deemed to have been made on January 1, 1962. (For time for filing requests for review see § 404.1272(b).)

(f) *Mathematical error.* If there is a mathematical error (for example, error in addition, multiplication, etc., not including any substantive issue) which affects the amount of contributions or interest or the amount of a credit or refund, the mathematical error shall be corrected and a notice indicating the correction shall be given to the State.

**§ 404.1271 Request for review.**

(a) The State's request for review by the Secretary shall be filed in duplicate and shall set forth:

(1) The specific issue with respect to which the review is requested;

(2) Any additional information or argument relevant to such issue;

(3) The name, address, and official title of the individual duly authorized to request the review on behalf of the State. No particular form of request is required.

(b) Where a State indicates that it wishes to submit additional information for consideration by the Secretary and such information does not accompany the request for review, the State shall be allowed 90 days from the date the request for review is filed to submit such information. The time for filing such information may be extended by the Secretary upon written request of the State and for good cause shown.

**§ 404.1272 Time for filing request for review.**

(a) *In general.* The request for review must be filed by the State with the Secretary or his delegate within 90 days after the date of the notice to the State of the assessment, disallowance or allowance. (A revised notice indicating the correction of a mathematical error (see § 404.1270(e)) shall not be deemed to be a notice for purposes of this section.) The request for review will be deemed to be filed when it is mailed or delivered by other means to the Secretary or his delegate. If the date of the postmark on the envelope in which such request is mailed falls within the pre-

scribed period, the request will be considered as timely filed. Where the 90-day period expires on a Saturday, Sunday or other nonwork day as defined in § 404.3(c), a request mailed on the next following business day will be deemed to be timely filed.

(b) *Periods prior to January 1, 1962.* The time limitation for filing the request for review is not applicable to any case in which the Secretary notified a State prior to January 1, 1962, that there is an amount due by such State or that a State's claim for credit or refund of an overpayment is disallowed or that the State has been allowed a credit or refund of an overpayment unless the Secretary makes an assessment of the amount due or notifies the State of the allowance or disallowance of a credit or refund on or after January 1, 1962. Where the Secretary makes an assessment or notifies the State of an allowance or disallowance of credit or refund on or after January 1, 1962, the request for review must be filed by the State with the Secretary or his delegate within 90 days of the date of the Secretary's notification to the State.

(c) *Extension of time.* The Secretary, for good cause shown, may, upon written application by a State filed prior to the expiration of the time for filing a request for review, allow such further time as he may deem proper for filing of the request.

#### § 404.1273 Decision of the Secretary.

(a) *General.* The Secretary or his delegate shall review the assessment of contributions, allowance or disallowance of a credit or refund. The State shall furnish such additional information as the Secretary deems necessary. Based upon evidence considered in connection with the assessment, allowance or disallowance and whatever other evidence is submitted by the State or otherwise obtained, the Secretary shall affirm, modify or reverse the previous action.

(b) *Bureau reconsideration.* The Secretary before his review may direct the Bureau to reconsider any assessment, allowance or disallowance of a credit or refund. When so directed by the Secretary the Bureau shall reconsider the assessment, allowance or disallowance of a credit or refund in question and shall affirm, revise, or reverse such assessment, allowance or disallowance. The Bureau shall notify the State of the reconsidered determination. The Secretary shall review any affirmation of an assessment, allowance or disallowance of a credit or refund. In the case of a revision the notice shall be by a new assessment, notice of allowance or disallowance of the credit or refund. If a State is dissatisfied with a reconsidered Bureau determination revising the assessment, allowance or disallowance it shall file a request for review of such action as provided in § 404.1271.

#### § 404.1274 Notification to the State.

The Secretary shall inform the State in writing of his decision with respect to the assessment, disallowance or allow-

ance stating the basis therefor. Notification of the decision shall be sent by certified or registered mail to the official who requested the review on behalf of the State.

#### § 404.1275 Review by court.

A State may file a civil action in a district court of the United States for a redetermination of the correctness of any decision of the Secretary made pursuant to section 218(s) of the Act, as amended, with respect to the assessment of an amount due, the disallowance of a claim for credit or refund, or the allowance of a credit or refund. Such action shall be brought by the State in the district court of the United States for the judicial district in which the State capital is located. In the case of an instrumentality of two or more States such suit shall be brought in the district court for the judicial district where the principal office of such instrumentality is located. The judgment of the district court shall be final except that it shall be subject to review to the extent and in the same manner as judgments of such court in other civil actions. No interest shall accrue to the State with respect to an overpayment either before or after final judgment by the court.

#### § 404.1276 Time for filing civil action.

(a) *In general.* Civil action for a redetermination of the assessment, disallowance or allowance shall be filed before the expiration of two years from the date of mailing by the Secretary to the State of the notice of the decision of the Secretary to which the action relates. Where the two-year period expires on a Saturday, Sunday or other nonwork day as defined in § 404.3(c), an action filed on the next following business day will be deemed to be timely filed. The date of certification or registration of the notice of decision by the Secretary as shown on the envelope or wrapper in which such decision is mailed shall be considered as the date of mailing.

(b) *Extension of time.* The Secretary, for good cause shown, may upon written application by a State filed prior to the expiration of the two-year period, allow such further time as he may deem proper for the filing of the civil action.

#### § 404.1277 Final judgments.

(a) *Overpayments.* Payment of amounts due to a State as determined by a final judgment of the court shall be adjusted in accordance with §§ 404.1262 and 404.1263.

(b) *Underpayments.* Wage reports and contribution returns as required by a final judgment of the court shall be filed in accordance with §§ 404.1250-404.1255. Such reports and returns shall not constitute adjustments within the meaning of § 404.1261. Thus, where pursuant to a final judgment of the court, contributions are due from a State either because the amount of contributions assessed was not paid, or the State had used an allowance of a credit or refund of an overpayment, interest would be assessed pursuant to § 404.1226.

2. *Effective date.* The foregoing amendments shall become effective upon publication in the FEDERAL REGISTER.

[SEAL] ROBERT M. BALL,  
Commissioner of Social Security.

FEBRUARY 5, 1963.

Approved: February 14, 1963.

ANTHONY J. CELEBREZZE,  
Secretary of Health, Education,  
and Welfare.

[F.R. Doc. 63-1860; Filed, Feb. 19, 1963;  
8:49 a.m.]

## Title 21—FOOD AND DRUGS

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

#### SUBCHAPTER A—GENERAL

### PART 3—STATEMENTS OF GENERAL POLICY OR INTERPRETATION

#### Preparations for Treatment of Pernicious Anemia

The Commissioner of Food and Drugs has reviewed the comments received following publication of the proposed statement of general policy and interpretation in the FEDERAL REGISTER of February 17, 1962 (27 F.R. 1500), and has reached final conclusions concerning preparations for the treatment of pernicious anemia. Accordingly, pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sections 502(f), 503(b), 701(a), 52 Stat. 1051, 1052 as amended 65 Stat. 648; 52 Stat. 1055; 21 U.S.C. 352(f), 353(b), 371(a)), and under the authority delegated to him by the Secretary of Health, Education, and Welfare (25 F.R. 8625) the following statement of policy is issued.

#### § 3.40 Preparations for the treatment of pernicious anemia.

(a) The ninth announcement of the Anti-anemia Preparations Advisory Board of the United States Pharmacopoeia is concerned with the status of the treatment of pernicious anemia. It clearly presents the following facts:

(1) The Sixteenth Revision of the Pharmacopoeia of the United States, which became official on October 1, 1960, does not include preparations intended for the treatment of pernicious anemia by oral administration.

(2) The U.S.P. unit for anti-anemia preparations no longer has any significance.

(3) The U.S.P. Anti-anemia Preparations Advisory Board was disbanded.

(b) On the basis of the scientific evidence and conclusions summarized in the statement of the U.S.P. Anti-anemia Preparations Advisory Board as well as pertinent information from other sources, the Commissioner of Food and Drugs finds it is the consensus of well-informed medical opinion that:

(1) The parenteral administration of cyanocobalamin or vitamin B<sub>12</sub> is generally recognized as a fully effective

treatment of pernicious anemia. Parenteral cyanocobalamin preparations have not been and are not authorized for use except by or on the prescription of a duly licensed medical practitioner.

(2) Some patients afflicted with pernicious anemia do not respond to orally ingested products. There is no known way to predict which patients will fail to respond or will cease to respond to the treatment of pernicious anemia with orally ingested preparations.

(3) The substitution of a possibly inadequate treatment, such as the ingestion of oral preparations of vitamin B<sub>12</sub> with intrinsic factor concentrate, in place of parenteral vitamin B<sub>12</sub> products for a disease condition as serious as pernicious anemia cannot be regarded as safe in all cases.

(4) The development of the classical symptoms of pernicious anemia that would cause a person to seek medical attention may in some cases be delayed by oral ingestion of intrinsic factor. Pernicious anemia is a disease that is associated, among other things, with a higher than normal incidence of cancer of the stomach and that for the safety of the patient, requires continuous expert medical supervision.

(5) With inadequate treatment there may be markedly deleterious effects on the nervous system. It is well established that whereas the development of anemia is completely reversible with adequate treatment, the involvement of the nervous system may not be completely reversible and thus may result in permanent damage.

(6) Some hematologists prescribe oral preparations of vitamin B<sub>12</sub> in the treatment of pernicious-anemia patients.

(7) Intrinsic factor and intrinsic factor concentrate serve no known useful therapeutic or nutritive purpose except to the extent that they do increase the gastrointestinal absorption of vitamin B<sub>12</sub> in patients with a deficiency or absence of intrinsic factor, which may eventually lead to pernicious anemia. This conclusion does not apply to diagnostic procedures using radioactive cyanocobalamin.

(8) Medical expertise is required for the diagnosis as well as the management of pernicious anemia.

(c) The Eleventh Edition of The National Formulary and its first Interim Revision include monographs for oral preparations of vitamin B<sub>12</sub> with intrinsic factor concentrate, establish a unit of vitamin B<sub>12</sub> with intrinsic factor concentrate, and provide for a National Formulary Anti-anemia Preparations Advisory Board to assign the potency of such preparations. This provides for the availability of such oral preparations, standardized within the meaning of the broad limits characteristic of the evaluation of such preparations.

(d) Any drug that is offered for or purports to contain intrinsic factor or intrinsic factor concentrate will be regarded as misbranded within the meaning of section 503(b) of the Federal Food, Drug, and Cosmetic Act unless it is labeled with the legend "Caution—

Federal law prohibits dispensing without prescription."

(e) Any drug for oral ingestion intended, represented, or advertised for the prevention or treatment of pernicious anemia or which purports to contain any substance or mixture of substances described in paragraph (d) of this section (other than diagnostic drugs containing radioactive cyanocobalamin) will be regarded as misbranded under sections 502 (f) (2) and (j) of the act unless its labeling bears a statement to the effect that some patients afflicted with pernicious anemia may not respond to the orally ingested product and that there is no known way to predict which patients will respond or which patients may cease to respond to the orally ingested products. The labeling shall also bear a statement that periodic examinations and laboratory studies of pernicious-anemia patients are essential and recommended.

(f) Under section 409 of the Federal Food, Drug, and Cosmetic Act, intrinsic factor and intrinsic factor concentrate are regarded as food additives. No food additive regulation nor existing extension of the effective date of section 409 of the act authorizes these additives in foods, including foods for special dietary uses. Any food containing added intrinsic factor or intrinsic factor concentrate will be regarded as adulterated within the meaning of section 402(a) (2) (C) of the act.

(g) Regulatory action may be initiated with respect to any article shipped within the jurisdiction of the act contrary to the provisions of this policy statement after the 180th day following publication of this statement in the FEDERAL REGISTER.

(Secs. 402(a) (2) (C), 502(f), 503(b), 701(a), 52 Stat. 1051, 1052 as amended 65 Stat. 648, 52 Stat. 1055, 72 Stat. 1784; 21 U.S.C. 342(a) (2) (C), 352(f), 353(b), 371(a))

Dated: February 13, 1963

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

[F.R. Doc. 63-1716; Filed, Feb. 19, 1963; 8:45 a.m.]

## Title 36—PARKS, FORESTS, AND MEMORIALS

### Chapter III—Corps of Engineers, Department of the Army

#### PART 311—PUBLIC USE OF CERTAIN RESERVOIR AREAS

##### Black Butte Reservoir Area, Calif.

The Secretary of the Army having determined that the use of Black Butte Reservoir Area, Stony Creek, California, by the general public for boating, swimming, bathing, fishing and other recreational purposes will not be contrary to the public interest and will not be inconsistent with the operation and maintenance of the reservoir for its primary purposes, hereby prescribes rules and regulations for its public use, pursuant to the provisions of section 209 of the Flood Control Act of 1954 (68 Stat. 1266), adding the reservoir to the list in § 311.1, as follows:

§ 311.1 Areas covered.

\* \* \* \* \*  
CALIFORNIA

Black Butte Reservoir Area, Stony Creek

[Regs., February 6, 1963, ENGCW-OM] (Sec. 4, 58 Stat. 889, as amended; 16 U.S.C. 460d)

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

[F.R. Doc. 63-1836; Filed, Feb. 19, 1963; 8:46 a.m.]

## Title 38—PENSIONS, BONUSES, AND VETERANS' RELIEF

### Chapter I—Veterans Administration

#### PART 3—ADJUDICATION

##### Subpart A—Pension, Compensation, and Dependency and Indemnity Compensation

###### MISCELLANEOUS AMENDMENTS

1. The centerhead immediately preceding § 3.250 is amended to read as follows: "Dependency, income and estate."

2. In § 3.350, the introductory portions of paragraphs (a), (b), and (c) preceding subparagraph (1) and paragraphs (d), (e) (1), (f), (h), and (i) (1) are amended to read as follows:

##### § 3.350 Special monthly compensation ratings.

(a) *Ratings under 38 U.S.C. 314 (k).* The special monthly compensation provided by 38 U.S.C. 314(k) is payable for anatomical loss or loss of use of one hand, one foot, both buttocks, a creative organ or blindness of one eye having only light perception. The monthly rate of \$47 based on war service (\$38 peacetime) is applicable only once in any one case when payable in addition to compensation under 38 U.S.C. 314 (a) through (j). However, when there is entitlement under 38 U.S.C. 314 (1) through (n) or an intermediate rate under (p) such additional allowance is payable for each anatomical loss or loss of use existing in addition to the requirements for the basic rates, provided the total does not exceed \$525 per month (\$420 peacetime) independent of additional compensation for dependents under 38 U.S.C. 315, or the special allowance for aid and attendance provided by 38 U.S.C. 314(r).

(b) *Ratings under 38 U.S.C. 314(l).* The special monthly compensation provided by 38 U.S.C. 314(l) is payable for anatomical loss or loss of use of both hands, both feet, one hand and one foot, blindness in both eyes with visual acuity of 5/200 or less or being permanently bedridden or so helpless as to be

in need of regular aid and attendance. The monthly rate is \$340 (\$272 peacetime).

(c) *Ratings under 38 U.S.C. 314(m)*. The special monthly compensation provided by 38 U.S.C. 314(m) is payable for anatomical loss or loss of use of two extremities at a level or with complications preventing natural elbow or knee action with prosthesis in place; or for blindness in both eyes having only light perception; or for blindness in both eyes rendering him so helpless as to be in need of regular aid and attendance. The monthly rate is \$390 (or \$312).

(d) *Ratings under 38 U.S.C. 314(n)*. The special monthly compensation provided by 38 U.S.C. 314(n) is payable for the anatomical loss of two extremities so near the shoulder or hip as to prevent the use of a prosthetic appliance or anatomical loss of both eyes. The rate is \$440 per month (or \$352). Amputation is a prerequisite. If a prosthesis cannot be worn at the present level of amputation but could be applied if there were a reamputation at a higher level the requirements of this paragraph are not met; instead, consideration will be given to loss of natural elbow or knee action.

(e) *Ratings under 38 U.S.C. 314(o)*. The special monthly compensation provided by 38 U.S.C. 314(o) is payable for conditions entitling to two or more of the rates (no condition being considered twice) provided in 38 U.S.C. 314 (1) through (n) or for deafness in combination with blindness with bilateral visual acuity 5/200 or less. The monthly rate is \$525 (or \$420).

(1) *Paraplegia*. Paralysis of both lower extremities together with loss of anal and bladder sphincter control will entitle to the maximum rate under 38 U.S.C. 314(o), through the combination of loss of use of both legs and helplessness. The requirement of loss of anal and bladder sphincter control is met even though incontinence has been overcome under a strict regimen of rehabilitation of bowel and bladder training and other auxiliary measures.

(f) *Intermediate rates; 38 U.S.C. 314(p)*—(1) *Extremities*. (i) Anatomical loss or loss of use of one extremity with the anatomical loss or loss of use of another extremity at a level or with complications preventing natural elbow or knee action with prosthesis in place will entitle to the rate intermediate between 38 U.S.C. 314 (1) and (m); monthly rate \$365 (or \$292).

(ii) Anatomical loss or loss of use of one extremity with anatomical loss of another extremity so near the shoulder or hip as to prevent the use of a prosthetic appliance will entitle to the rate equal to 38 U.S.C. 314(m); rate \$390 (or \$312).

(iii) Anatomical loss or loss of use of extremity at a level preventing natural elbow or knee action with prosthesis in place with anatomical loss of another extremity so near the shoulder or hip as to prevent the use of a prosthetic ap-

pliance will entitle to the rate intermediate between 38 U.S.C. 314 (m) and (n); rate \$415 (or \$332).

(2) *Eyes, bilateral*. (i) Blindness of one eye with 5/200 visual acuity or less and blindness of the other eye having only light perception will entitle to the rate intermediate between 38 U.S.C. 314 (1) and (m); rate \$365 (or \$292).

(ii) Blindness of one eye with 5/200 visual acuity or less and anatomical loss, or blindness having no light perception accompanied by phthisis bulbi, evisceration or other obvious deformity or disfigurement of the other eye, will entitle to a rate equal to 38 U.S.C. 314(m); rate \$390 (or \$312).

(iii) Blindness of one eye having only light perception and anatomical loss, or blindness having no light perception accompanied by phthisis bulbi, evisceration or other obvious deformity or disfigurement of the eye, will entitle to a rate intermediate between 38 U.S.C. 314 (m) and (n); rate \$415 (or \$332).

(iv) Total blindness of both eyes having no light perception accompanied by phthisis bulbi, evisceration, or other obvious deformity or disfigurement will entitle to a rate equal to 38 U.S.C. 314 (n); rate \$440 (or \$352).

(3) *Additional independent 50 percent disabilities*. In addition to the statutory rates payable under 38 U.S.C. 314 (1) through (n) and the intermediate rate provisions outlined above, additional single permanent disability or combinations of permanent disabilities independently ratable at 50 percent or more will afford entitlement to the next higher intermediate rate or if already entitled to an intermediate rate to the next higher statutory rate under 38 U.S.C. 314, but not above the (o) rate. In the application of this subparagraph the disability or disabilities independently ratable at 50 percent or more must be separate and distinct and involve different anatomical segments or bodily systems from the conditions establishing entitlement under 38 U.S.C. 314 (1) through (n) or the intermediate rate provisions outlined above.

(i) The graduated ratings for arrested tuberculosis (38 U.S.C. 356) will not be utilized in this connection, but the permanent residuals of tuberculosis may be utilized.

(ii) Where the independently ratable disability has been the basis for entitlement under 38 U.S.C. 314(k) it may not be used in 50 percent combination to produce an intermediate rate under 38 U.S.C. 314(p).

(4) *Additional independent 100 percent ratings*. In addition to the statutory rates payable under 38 U.S.C. 314 (1) through (n) and the intermediate rate provisions outlined above additional single permanent disability independently ratable at 100 percent apart from any consideration of individual unemployment will afford entitlement to the next higher statutory rate under 38 U.S.C. 314 or if already entitled to an intermediate rate to the next higher intermediate rate, but in no event higher than the rate for (o). In the application of this subparagraph the single permanent disability independently ratable at

100 percent must be separate and distinct and involve different anatomical segments or bodily systems from the conditions establishing entitlement under 38 U.S.C. 314 (1) through (n) or the intermediate rate provisions outlined above.

(i) Where the multiple loss or loss of use entitlement to a statutory or intermediate rate between 38 U.S.C. 314 (1) and (o) is caused by the same etiological disease or injury, that disease or injury may not serve as the basis for the independent 50 percent or 100 percent unless it is so rated without regard to the loss or loss of use.

(ii) The graduated ratings for arrested tuberculosis (38 U.S.C. 356) will not be utilized in this connection, but the permanent residuals of tuberculosis may be utilized.

(h) *Special aid and attendance benefit in maximum monthly compensation cases; 38 U.S.C. 314(r)*. A veteran receiving special monthly compensation under 38 U.S.C. 314(o) or the maximum rate of special monthly compensation under 38 U.S.C. 314(p) who is in need of regular aid and attendance is entitled to an additional allowance during periods he is not hospitalized at United States Government expense. (See § 3.552(b) (2) as to continuance following admission for hospitalization.) Rate is \$200 (or \$160). Determination of this need is subject to the criteria of § 3.352. This additional allowance is payable whether or not the need for regular aid and attendance was a partial basis for entitlement under 38 U.S.C. 314 (o) or (p), or was based on an independent factual determination.

(i) *Total plus 60 percent, or household; 38 U.S.C. 314(s)*. The special monthly compensation at the rate of \$290 (or \$232) provided by 38 U.S.C. 314(s) is payable where the veteran has a single service-connected disability rated as 100 percent under regular scheduled evaluation and,

(1) Has additional service-connected disability or disabilities independently ratable at 60 percent, separate and distinct from the 100 percent service-connected disability and involving different anatomical segments or bodily systems, or

3. In § 3.552, paragraphs (a), (b), (d), (e), (g), (h), and (i) are amended and paragraphs (j) and (k) are revoked so that § 3.552 reads as follows:

§ 3.552 Adjustment of allowance for regular aid and attendance.

(a) (1) When a veteran is hospitalized, additional compensation or increased pension for regular aid and attendance will be discontinued as provided in paragraph (b) of this section except as to disabilities specified in subparagraph (2) of this paragraph.

(2) The allowance for aid and attendance will be continued during hospitalization where the disability is paraplegia involving paralysis of both lower extremities together with loss of anal and bladder sphincter control, or Hansen's disease, except where discontinuance is

required by paragraph (b) (2) of this section. In addition, in pension cases only, the aid and attendance allowance will be continued where the pensionable disability is blindness (visual acuity 5/200 or less) or concentric contraction of visual field to 5 degrees or less. Awards are, however, subject to the provisions of § 3.551 (except where the disabling condition is Hansen's disease) and § 3.557.

(3) Additional compensation for dependents under § 3.4(b)(2) is payable during hospitalization in addition to the rates authorized by this section. The rates specified will also be increased by amounts authorized under 38 U.S.C. 314(k) based on independently ratable disability, subject to the statutory ceiling on the total amount of compensation payable (\$525 or \$420).

(b) (1) Except as provided in subparagraphs (2) and (3) of this paragraph, the additional compensation or increased pension for aid and attendance will be discontinued effective the date of admission to a Veterans Administration hospital.

(2) When a veteran is hospitalized at the expense of the United States Government, the additional aid and attendance allowance authorized by 38 U.S.C. 314(r) will be discontinued effective the last day of the month following the month in which the veteran is admitted for hospitalization. Where the veteran is discharged or released from the hospital against medical advice or as the result of disciplinary action, and is thereafter readmitted to such hospitalization, the additional allowance will be discontinued effective the date of readmission (38 U.S.C. 3203(f); Public Law 87-645).

(3) Where the additional aid and attendance allowance authorized by 38 U.S.C. 314(r) is continued under subparagraph (2) of this paragraph during hospitalization, reduction from the maximum rate under section 314 (o) or (p) required by the following paragraphs will not be effective until the effective date of discontinuance of the additional aid and attendance allowance under section 314(r).

(c) Reduction will not be made where the same monthly rate of compensation would be payable without consideration of need for regular aid and attendance. This can only be determined after careful review of the current maximum entitlement without regard to any amount for aid and attendance.

(d) Where entitlement by reason of need for regular aid and attendance is the basis of the monthly rate under 38 U.S.C. 314(l) or the peacetime rate the award will be reduced to the rate payable under 38 U.S.C. 314(s), unless there is entitlement under 38 U.S.C. 314(k). In the latter cases, the basic rate payable is \$297 (or \$238). (38 U.S.C. 314(s); Public Law 87-645)

(e) Where pension is payable at the aid and attendance rate reduction will be to the appropriate basic rate except for cases in paragraph (a) (2) of this section.

(f) Where entitlement to the rate in 38 U.S.C. 314(o) or its peacetime equivalent

is based in part on need for regular aid and attendance reduction because of being hospitalized will be to the rate payable for the other conditions shown.

(g) Where a veteran entitled to one of the rates under 38 U.S.C. 314 (l), (m), or (n) or their corresponding peacetime equivalent by reason of anatomical losses or losses of use of extremities, blindness (visual acuity 5/200 or less or light perception only), or anatomical loss of both eyes is being paid compensation of \$525 (or \$420) because of entitlement to another rate under section 314(l) on account of need for aid and attendance his compensation will be reduced while hospitalized to the following:

(1) If entitlement is under section 314(l) and in addition there is need for regular aid and attendance for another disability, the award during hospitalization will be \$390 (or \$312) since the disability requiring aid and attendance is 100 percent disabling. (38 U.S.C. 314(p))

(2) If entitlement is under section 314(m), \$440 (or \$352).

(3) If entitlement is under section 314(n), \$525 (or \$420) would be continued, since the disability previously causing the need for regular aid and attendance would then be totally disabling entitling him to the maximum rate under 38 U.S.C. 314(p).

(h) If, because of blindness, a veteran requires regular aid and attendance, but has better vision than "light perception only" his award under 38 U.S.C. 314(m) \$390 (or \$312) will be reduced while hospitalized to the rate payable under 38 U.S.C. 314(l) (\$340 or \$272).

(i) If the disability meets the requirements of 38 U.S.C. 314(l) the intermediate or next higher rate may be assigned for disability independently ratable at 50 percent or 100 percent. An award based on such entitlement will be reduced to the amount payable under 38 U.S.C. 314(s), unless there is entitlement under 38 U.S.C. 314(k). In the latter cases, the basic rate payable is \$297 (or \$238). (38 U.S.C. 314(s); Public Law 87-645)

4. In § 3.556, paragraph (a) is amended to read as follows:

§ 3.556 Adjustment on discharge or release.

(a) *Temporary absence; 30 days.* Where a competent veteran whose award was reduced under § 3.551(b) is placed on trial visit status or other authorized absence of 30 days or more, the full monthly rate, excluding any allowance for regular aid and attendance, will be restored effective the date of reduction. The full monthly rate for an incompetent veteran, or for a competent veteran whose pension was reduced under § 3.551(c), will be restored effective the date of departure from the hospital unless it is determined that apportionment for an estranged wife should be continued. In all instances, any allowance for regular aid and attendance, including the additional allowance under 38 U.S.C. 314(r), will be restored effective the date of departure from the hospital. The award will again be re-

duced, if in order, effective the date of the veteran's return to the hospital.

\* \* \* \* \*

(72 Stat. 1114; 38 U.S.C. 210)

These regulations are effective February 20, 1963.

[SEAL]

W. J. DRIVER,  
Deputy Administrator.

[F.R. Doc. 63-1909; Filed, Feb. 19, 1963; 8:49 a.m.]

## Title 43—PUBLIC LANDS: INTERIOR

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

#### SUBCHAPTER T—SALE, LEASE, OR USE, AND ACQUISITIONS

[Circular 2098]

#### PART 250—PUBLIC SALES

##### Effect of Application and Award of Bid

Section 250.5 is amended to read as follows:

§ 250.5 Effect of application and award of bid.

(a) The filing of an application in conformity with the regulations in this part will not segregate the lands applied for from other applications under the public land laws or defeat a prior valid right initiated under any such law.

(b) Until the issuance of a cash certificate, the authorized officer may at any time determine that the lands should not be sold; *Provided*, That if the high bid is not less than the fair market value of the land on the date of sale, as such date is specified in the public notice, appreciation or depreciation in value of the lands thereafter will not alone be a basis for such determination. All public notices of offers at public sale of lands under the regulations of this part will reserve the right of the authorized officer to reject any and all bids prior to the time of issuance of final certificate for the lands. Sales will not be consummated when, for example:

(1) Circumstances reveal that the highest bid otherwise acceptable is less than the fair market value of the land on the date of the sale set in the public notice thereof, or

(2) An appropriate public requirement for the lands is identified subsequent to the public notice, or

(3) Collusive or other activities have hindered or restrained free and open bidding.

(c) The applicant or any bidder has no contractual or other rights as against the United States, and no action taken will create any contractual or other obligations of the United States until the cash certificate is issued.

(d) The person who is declared by the authorized officer to be the purchaser shall be bound by his bid and the regulations in this part to complete the purchase in accordance therewith unless his bid is rejected or he is released therefrom by the authorized officer.

This amendment shall become effective upon publication in the FEDERAL REGISTER. It supersedes F.R. Doc. 63-925 published January 29, 1963 (28 F.R. 826).

STEWART L. UDALL,  
*Secretary of the Interior.*

FEBRUARY 13, 1963.

[F.R. Doc. 63-1826; Filed, Feb. 19, 1963;  
8:45 a.m.]

## Title 47—TELECOMMUNICATION

### Chapter I—Federal Communications Commission

[Docket No. 14779 (RM-317); FCC 63-124]

#### PART 3—RADIO BROADCAST SERVICES

##### Table of Assignments, Television Broadcast Stations; Cotati, Calif.

1. The Commission has considered the proposal of Sonoma State College Foundation, Inc., Cotati, California,<sup>1</sup> to shift Channel 16 from Pittsburg, California, to Cotati and reserve it for non-commercial educational use. The proposal was the subject of our Notice of Proposed Rule Making (FCC 62-951), released September 13, 1962 in this proceeding. There is no outstanding license or construction permit for Channel 16 in Pittsburg, and no applications pending therefor. No opposition to the proposed shift has been received.

<sup>1</sup> Petitioner is a nonprofit corporation empowered to promote and assist the educational services of Sonoma State College.

2. An educational television station at Cotati would serve the specific needs of higher education for direct, course-work instruction and directly related supplementary information programming at Sonoma State College. There is no station serving these specific needs in this area at this time, although KQED, Channel 9, San Francisco, is serving the general needs of educational, cultural and limited in-school "direct teaching" on the elementary and secondary levels of the greater San Francisco Bay area. Cotati is 35 miles north of San Francisco. Petitioner says that in addition to college course instruction, it would secondarily emphasize "telecourses" to provide in-service training for teachers in the area of Sonoma State College and would provide college courses for the adults of the area not regularly enrolled at Sonoma State College. Petitioner also states that with a projected growth of the student population and a proportionately decreasing number of qualified instructors, the California state colleges appear committed to the use of television as an instructional facility.

3. The proposal to assign Channel 16 to Cotati for noncommercial educational use conforms with all minimum spacing and other technical requirements of the rules. We are of the view that adoption of the proposal would enhance opportunities for needed educational television services in California.

4. In adopting the channel assignments set forth in this Report and Order, the Commission calls attention to its announcement in Docket No. 14229 that it would examine the present Table of Assignments and method of making assignments with a view toward fostering the expanded use of UHF channels and

making the most efficient use of such channels. Although no final decision has been reached in that proceeding, we are concluding the subject proceeding so as to avoid delaying Sonoma State College Foundation, Inc., the petitioner, in proceeding with its television plans. Although we are reasonably certain that we can continue to provide the educational TV reservation at Cotati, it may be necessary to change the specific channel assigned. If such becomes necessary, every effort will be made to avoid requiring the expenditure of significant additional funds.

5. The action herein is taken pursuant to authority found in sections 4(i), 303, and 307(b) of the Communications Act of 1934, as amended.

6. In view of the foregoing: *It is ordered*, That effective March 25, 1963, the Table of Assignments contained in § 3.606 of the Commission's rules and regulations is amended, insofar as the communities named are concerned, to read as follows:

<i>City</i>	<i>Channel No.</i>
Cotati, California.....	*16

Delete the entry for Pittsburg, California.

7. *It is further ordered*, That this proceeding is terminated.

(Sec. 4, 48 Stat. 1066, as amended; 47 U.S.C. 154. Interpret or apply secs. 303, 307, 48 Stat. 1082, 1083; 47 U.S.C. 303,307)

Adopted: February 13, 1963.

Released: February 15, 1963.

FEDERAL COMMUNICATIONS  
COMMISSION,

[SEAL] BEN F. WAPLE,  
*Acting Secretary.*

[F.R. Doc. 63-1864; Filed, Feb. 19, 1963;  
8:49 a.m.]

# Proposed Rule Making

## DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

[ 7 CFR Part 51 ]

### UNITED STATES STANDARDS FOR GRADES OF SWEET POTATOES

#### Extension of Time for Comments

A proposal for revision of the United States Standards for Grades of Sweet Potatoes (§§ 51.1600 to 51.1618) was set forth in the notice which was published in the FEDERAL REGISTER on December 29, 1962 (27 F.R. 12956).

In consideration of comments and suggestions received indicating the need for further study of the proposed revision, the time within which written data, views, and arguments may be submitted by interested parties for consideration in connection with the aforesaid proposal is hereby extended until April 1, 1963.

Written data, views, or arguments for consideration in connection with the proposed revision should be filed with the Chief, Fresh Products Standardization and Inspection Branch, Fruit and Vegetable Division, Agricultural Marketing Service, United States Department of Agriculture, South Building, Washington 25, D.C.

(Secs. 203, 205, 60 Stat. 1087, as amended, 1090 as amended; 7 U.S.C. 1622, 1624)

Dated: February 14, 1963.

G. R. GRANGE,  
Deputy Administrator,  
Marketing Services.

[F.R. Doc. 63-1839; Filed, Feb. 19, 1963;  
8:46 a.m.]

## ATOMIC ENERGY COMMISSION

[ 10 CFR Part 9 ]

### PUBLIC RECORDS

#### Notice of Proposed Rule Making

Notice is hereby given that adoption of the following amendments to Part 9 of the Commission's regulations is contemplated. The proposed amendment to § 9.7 would permit the General Manager or the Director of Regulation to comply with a request by personnel of a Government agency or of any state or political subdivision thereof for the disclosure of documents of the kinds described in § 9.4, required for the performance of their official duties, and to respond to subpoenas for production of such documents, upon a determination that such disclosure is not contrary to the public interest. The authority to disclose documents under the existing § 9.7 was delegated only to the General Manager.

This regulation is proposed under the authority of the Atomic Energy Act of 1954, as amended, particularly section 161, 68 Stat. 948, 42 U.S.C. 2201.

All interested persons who desire to submit written comments and suggestions for consideration in connection with the proposed regulation should send them to the Secretary, United States Atomic Energy Commission, Washington 25, D.C., within thirty (30) days after publication of this notice in the FEDERAL REGISTER. Comments received after that period will be considered if it is practicable to do so, but assurance of consideration cannot be given except as to comments filed within the period specified. Copies of these comments will be available for examination by interested persons in the Public Document Room, 1717 H Street NW., Washington, D.C.

It is proposed to amend § 9.7 of 10 CFR Part 9, "Public Records," to read as follows:

#### § 9.7 Production or disclosure.

(a) Documents of the kind specified in § 9.4 shall not be produced or disclosed by AEC personnel without Commission authorization except in accordance with this section.

(b) The person from whom the document is sought shall promptly notify the General Manager or the Director of Regulation, and the General Counsel. Upon a finding that disclosure is not contrary to the public interest, the General Manager or Director of Regulation may authorize the production or disclosure of the document pursuant to a subpoena, or to personnel of a Government agency or of any State or political subdivision thereof as required for the performance of their official duties. Authority of the General Manager and of the Director of Regulation to authorize production or disclosure shall extend only to documents filed with divisions and offices which report to them respectively pursuant to the provisions of Part 1 of this chapter.

(c) An officer or employee of the AEC who is required by a subpoena to produce or disclose a document of a kind specified in § 9.4 shall appear in response thereto and shall respectfully decline to produce or disclose the document described, basing refusal on this section, unless production or disclosure has been authorized pursuant to this § 9.7.

Dated at Germantown, Md., this 14th day of February 1963.

For the Atomic Energy Commission.

WOODFORD B. McCool,  
Secretary.

[F.R. Doc. 63-1816; Filed, Feb. 19, 1963;  
8:55 a.m.]

## DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Food and Drug Administration

[ 21 CFR Part 8 ]

### COLOR ADDITIVES

#### β-Carotene; Notice of Filing of Petition

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 706(d), 52 Stat. 1055, 21 U.S.C. 376(d)), notice is given that a petition (CAP 5) has been filed by Hoffman-La Roche Inc., 340 Kingsland Road, Nutley 10, New Jersey, proposing the issuance of a regulation to provide for the safe use of β-carotene as a color for foods and drugs, without quantitative limitations.

Dated: February 14, 1963.

J. K. KIRK,  
Assistant Commissioner,  
of Food and Drugs.

[F.R. Doc. 63-1857; Filed, Feb. 19, 1963;  
8:48 a.m.]

[ 21 CFR Part 121 ]

### FOOD ADDITIVES

#### Chlortetracycline in Medicated Chicken Feed; Notice of Proposal To Amend Regulation

Subsequent to publication in the FEDERAL REGISTER of November 27, 1962 (27 F.R. 11345), of an amendment to § 121.208 *Chlortetracycline* that added to paragraph (d), table 1, a new item 12 providing for feeding chlortetracycline to turkeys in low-calcium feed, the petitioner requested an amendment, as provided by § 121.74(a), to specify that the added calcium be in the form of calcium sulfate.

On the basis of the data submitted in the original petition, and the facts later accumulated, the Commissioner of Food and Drugs has concluded that reasonable grounds for the requested amendment have been shown. Therefore, pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (secs. 409, 701, 52 Stat. 1055 as amended et seq., 72 Stat. 1785; 21 U.S.C. 348, 371)), and under the authority delegated to the Commissioner by the Secretary of Health, Education, and Welfare (25 F.R. 8625), it is proposed that § 121.208(d), table 1, item 12 be amended by changing the phrase "as calcium sulfate" in the "Limitations" column to read "with calcium sulfate as the added calcium". As amended, item 12 will read as follows:

TABLE 1—CHLORTETRACYCLINE IN FINISHED CHICKEN AND TURKEY FEEDS

Principal ingredient	Gm. per ton	Combined with—	Gm. per ton	Limitations	Indications for use
Chlortetracycline	400			For turkey poultlets not over 4 weeks of age; in feed containing 1 percent dietary calcium, with calcium sulfate as the added calcium; as chlortetracycline hydrochloride.	Aid in reducing mortality due to paratyphoid caused by <i>Salmonella typhimurium</i> .

The Commissioner hereby offers an opportunity to any interested person to submit views and comments on this proposal within 30 days from the date of publication of this notice in the FEDERAL REGISTER. Such views and comments should be submitted in triplicate and addressed to the Hearing Clerk, Department of Health, Education, and Welfare, Room 5440, 330 Independence Avenue SW., Washington 25, D.C.

Dated: February 14, 1963.

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

[F.R. Doc. 63-1855; Filed, Feb. 19, 1963; 8:48 a.m.]

**[ 21 CFR Part 121 ]  
FOOD ADDITIVES**

**Notice of Filing of Petition**

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(b) (5), 72 Stat. 1786; 21 U.S.C. 348(b) (5)), notice is given that a petition (FAP 1002) has been filed by Grain Processing Corporation, Muscatine, Iowa, proposing the issuance of a regulation to provide for the safe use of 4 grams to 50 grams of bacitracin, as manganese bacitracin, in combination with 45.4 grams of 3-nitro-4-hydroxyphenylarsonic acid per ton of feed, or from 3.6 grams to 50 grams of a combination of penicillin plus bacitracin containing not less than 0.6 gram of penicillin, as procaine penicillin, nor less than 3.0 grams of bacitracin, as manganese bacitracin, in combination with 45.4 grams of 3-nitro-4-hydroxyphenylarsonic acid per ton of feed for chickens, for

growth promotion and feed efficiency and for improving pigmentation.

Dated: February 14, 1963.

J. K. KIRK,  
Assistant Commissioner  
of Food and Drugs.

[F.R. Doc. 63-1856; Filed, Feb. 19, 1963; 8:48 a.m.]

**[ 21 CFR Part 121 ]  
FOOD ADDITIVES**

**Notice of Filing of Petition**

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(b) (5), 72 Stat. 1786; 21 U.S.C. 348(b) (5)), notice is given that a petition (FAP 630) has been filed by Chas. Pfizer and Company, Inc., 235 East Forty-second Street, New York 17, New York, proposing an amendment of the food additive regulations to provide for the safe use of a swine feeding supplement containing not more than 90 grams per ton total antibiotic activity in a ratio of one part oleandomycin to four parts oxytetracycline hydrochloride. The supplement is to be fed free-choice with grain so as to provide a total antibiotic activity in feed equivalent to 10 grams to 22.5 grams per ton, for growth promotion and feed efficiency.

Dated: February 14, 1963.

J. K. KIRK,  
Assistant Commissioner  
of Food and Drugs.

[F.R. Doc. 63-1858; Filed, Feb. 19, 1963; 8:48 a.m.]

**[ 21 CFR Part 121 ]  
FOOD ADDITIVES**

**Notice of Filing of Petition**

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(b) (5), 72 Stat. 1786; 21 U.S.C. 348

(b) (5)), notice is given that a petition (FAP 671) has been filed by Dr. Salsbury's Laboratories, Charles City, Iowa, proposing the issuance of a regulation to provide for the safe use of 3,5-dinitrobenzamide and acetyl-(p-nitrophenyl)-sulfanilamide in medicated chicken feed, as follows:

Principal ingredient 1	Grams per ton	Combined with—	Grams per ton	Limitations	Indications for use
3,5-Dinitrobenzamide	227 (0.025%)	Acetyl-(p-nitrophenyl) sulfanilamide.	272 (0.030%)	For chickens; not to be fed to laying chickens; withdraw 5 days before slaughter; from premises containing not more than 20% and 15% acetyl-(p-nitrophenyl) sulfanilamide.	Prevention of coccidiosis.

The term "principal ingredient" is not intended to imply that the ingredient is of greater value than the other additives named.

Dated: February 14, 1963.

J. K. KIRK,  
Assistant Commissioner of Food and Drugs.

[F.R. Doc. 63-1859; Filed, Feb. 19, 1963; 8:49 a.m.]

**FEDERAL COMMUNICATIONS  
COMMISSION**

**[ 47 CFR Part 1 ]**

**[Docket No. 14961; FCC 63-125]  
DEFECTIVE APPLICATIONS**

**Notice of Proposed Rule Making**

1. Notice is hereby given of proposed rule making in the above-entitled matter.

2. The Commission's rules now provide that no person may hold an interest in more than seven AM, seven FM, or seven television stations, not more than five of the latter being in the VHF band. It is further provided that no person may own, operate, or control two FM or television stations which serve substantially the same area; and that no person may own, operate, or control two AM stations where there is a substantial overlap in the primary service area of those stations, except upon a showing that the public interest will be served. See §§ 3.35, 3.240, and 3.636.

3. Where an application is clearly inconsistent with these provisions, it has in most situations been the practice of the Commission to dismiss the application. Thus, at a time when no more than five television stations could be held by one person, the Commission held that an applicant who held four television stations could not prosecute two applications for construction permits for additional stations. In re WSTV, Inc., et al., 8 Pike & Fischer RR 854 (1953). The Commission has also held that it will dismiss an application for construction permit for a new television station from a party who holds the maximum number of television stations permitted under its rules even though he proposes to dispose of one of his stations if he receives the grant. In re Storer Broadcasting, 9 Pike & Fischer RR 1363 (1953). The Commission has until now, however, permitted the acquisition by way of assignment or transfer of an eighth station, or for a second station in the same area, on condition that the transaction not be consummated until the grantee has first disposed of one of the holdings.

4. The Commission now proposes to dismiss any application which is clearly inconsistent with its multiple ownership rules, including applications to acquire an additional station by way of transfer of control or assignment of license. It is proposed to add a new subsection (b) to § 1.307 of the rules and to redesignate existing subsection (b) as subsection (c). Section 1.307(b) would read as follows:

(b) Any application for a construction permit for a broadcast station or for the acquisition of an interest in a broadcast station shall be dismissed if grant of the application would, prima facie, contravene § 3.35, § 3.240, or § 3.636, irrespective of whether another application proposing to dispose of the conflicting interest is filed simultaneously or whether the party filing the application offers, in event of a grant of the application, to dispose of the conflicting interest.

5. Pursuant to applicable procedures set forth in § 1.213 of the Commission's rules, interested parties may file comments on or before March 25, 1963, and reply comments on or before April 10, 1963. In reaching its decision in this proceeding, the Commission will not be limited to comments of record but may take into account any relevant information obtained in any manner from informed sources.

6. In accordance with the provisions of § 1.215 of the rules, an original and 14 copies of all comments, replies, pleadings, briefs, and other documents shall be furnished the Commission. Attention is directed to the provisions of paragraph (c) of § 1.215 which require that any person desiring to file identical documents in more than one docketed rule making proceeding shall furnish the Commission two additional copies of any

such document for each additional docket unless the proceedings have been consolidated.

7. Authority for the adoption of the amendment proposed herein is contained in sections 4(i) and 303(r) of the Communications Act of 1934, as amended.

Adopted: February 13, 1963.

Released: February 15, 1963.

FEDERAL COMMUNICATIONS  
COMMISSION,

[SEAL] BEN F. WAPLE,  
*Acting Secretary.*

[F.R. Doc. 63-1861; Filed, Feb. 19, 1963;  
8:49 a.m.]

## FEDERAL MARITIME COMMISSION

[ 46 CFR Ch. IV ]

[Docket No. 955]

### RULES GOVERNING FREE TIME AND DEMURRAGE APPLICABLE DURING SEAMEN'S STRIKES

#### Notice of Dismissal

On July 24, 1961, the Federal Maritime Board issued notice of proposed rules in this proceeding, which appeared in the FEDERAL REGISTER of August 2, 1961 (26 F.R. 6942).

Upon further consideration of the proposed rules, the Commission is of the opinion that this proceeding should be dismissed.

*It is ordered.* That the proceeding herein be dismissed.

By the Commission February 14, 1963.

GEO. A. VIEHMANN,  
*Assistant Secretary.*

[F.R. Doc. 63-1869; Filed, Feb. 19, 1963;  
8:49 a.m.]

# Notices

## DEPARTMENT OF THE TREASURY

### Coast Guard

[CGFR 63-10]

#### "USS WOODROW WILSON"

#### Closing of San Francisco Bay to Navigation During Launching

By virtue of the authority vested in me as Commandant, United States Coast Guard, by Treasury Department Order 120 dated July 31, 1950 (15 F.R. 6521) and Executive Order 10173, as amended, by Executive Orders 10277 and 10352, I hereby affirm for publication in the FEDERAL REGISTER the order of Allen Winbeck, Rear Admiral, United States Coast Guard, Commander, Twelfth Coast Guard District, who has exercised authority as Captain of the Port for San Francisco, such order reading as follows:

#### SPECIAL NOTICE SAN FRANCISCO BAY

Pursuant to request of Commander, Mare Island Naval Shipyard, U.S. Navy, and acting under authority of the Act of June 15, 1917 (40 Stat. 220) as amended, and the regulations in Part 6, Chapter I, Title 33, Code of Federal Regulations, I hereby order that the waters of Mare Island Strait, Napa River, California, between the Mare Island Causeway (38°06'44" North, 122°16'14.5" West to 38°06'36" North, 122°16'32" West) and a line extending in the direction 245 degrees true from the end of the Naval Reserve Pier, Vallejo, California (38°05'36.5" North, 122°15'22" West) to the opposite shore of the Napa River (38°05'32" North, 122°15'35" West) be closed to all persons and vessels on Friday, 22 February 1963, from 10:30 a.m., Pacific Standard Time, until the "USS Woodrow Wilson" is made fast to the wet-dock at Mare Island Naval Shipyard, after the launching of said vessel. The southern line of demarcation is otherwise described as a line extending between the end of the Naval Reserve Pier, Vallejo and the southernmost smokestack in the area of Mare Island generally opposite said Pier. Limits of this area will be clearly posted by signs and by Coast Guard Patrol Boats.

All persons and vessels are directed to remain outside of the closed area. This order will be enforced by the Captain of the Port, San Francisco, California, and by U.S. Coast Guard vessels under his command. Personnel, facilities and equipment of other Federal, State and municipal agencies may be utilized to assist in the enforcement of this order.

Penalties for violation of the above order: Section 2, Title II of the Act of June 15, 1917, as amended, 50 U.S.C. 192, provides as follows:

If any owner, agent, master, officer or person in charge, or any member of the crew of any such vessel fails to comply with any regulation or rule issued or order given under the provisions of this Title, or obstructs or interferes with the exercise of any power conferred by this Title or if any other person knowingly fails to comply with any regulation or rule issued or order given under the provisions of this Title, or knowingly obstructs or interferes with the exer-

cise of any power conferred by this Title, he shall be punished by imprisonment for not more than ten years and may, at the discretion of the court, be fined not more than \$10,000.

Dated: February 14, 1963.

[SEAL] D. McG. MORRISON,  
Vice Admiral, U.S. Coast Guard,  
Acting Commandant.

[F.R. Doc. 63-1852; Filed, Feb. 19, 1963;  
8:48 a.m.]

## DEPARTMENT OF JUSTICE

### Office of Alien Property

PAUL PICK 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 conservative expenses:

#### Claimant, Claim No., Property, and Location

Paul Pick, Vera Pick, and Mary Pick, 5105 Cavendish Boulevard, Montreal, N.D.G., Canada. \$1,423.64 in the Treasury of the United States.

Claim No. 64146. Vesting Order No. 8567.

Executed at Washington, D.C., on February 8, 1963.

For the Attorney General.

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

[F.R. Doc. 63-1827; Filed, Feb. 19, 1963;  
8:45 a.m.]

## N.V. NEDERLANDSCHE SCHOEN- EN LEDERFABRIEKEN BATA-BEST

#### 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 conservative expenses:

#### Claimant, Claim No., Property, and Location

N.V. Nederlandsche Schoen- en Lederfabrieken Bata-Best (Bata-Best), Best, Noord-Brabant, The Netherlands. \$49,646.72 in the Treasury of the United States.

Claim No. 66786. Vesting Order No. 17987.

Executed at Washington, D.C., on February 11, 1963.

For the Attorney General.

[SEAL] PAUL V. MYRON,  
Deputy Director,  
Office of Alien Property.  
[F.R. Doc. 63-1828; Filed, Feb. 19, 1963;  
8:45 a.m.]

## EDOUARD OLY

#### 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 conservative expenses:

#### Claimant, Claim No., Property, and Location

Edouard Oly, Rue de Sucy No. 6, Boissy Saint Leger, Seine et Oise, France. \$649.71 in the Treasury of the United States.

Claim No. 61957. Vesting Order No. 17840.

Executed at Washington, D.C., on February 11, 1963.

For the Attorney General.

[SEAL] PAUL V. MYRON,  
Deputy Director,  
Office of Alien Property.  
[F.R. Doc. 63-1829; Filed, Feb. 19, 1963;  
8:45 a.m.]

## DEPARTMENT OF THE INTERIOR

### Office of the Secretary

#### WALKER RIVER PAIUTE RESERVATION, NEVADA

#### Ordinance Legalizing Introduction, Sale or Possession of Intoxicants

Pursuant to the Act of August 15, 1953 (Public Law 277, 83d Congress, 1st Session; 67 Stat. 586), I certify that Walker River Paiute Tribal Council Ordinance WR-62-4 was enacted on November 9, 1962, determining that the introduction, sale and possession of intoxicating beverages shall be lawful in accordance with the laws of the State of Nevada on the Walker River Reservation, Nevada. Relevant portions of the Ordinance read as follows:

Whereas, on January 12, 1955, the Walker River Paiute Tribal Council of the Walker River Paiute Indian Reservation, Nevada, enacted an ordinance pursuant to the Act of August 15, 1953 (Public Law 277, 67 Stat. 586), to legalize the introduction, sale and possession of intoxicating beverages within the con-

lines of the Walker River Paiute Indian Reservation and said ordinance was duly certified by the Secretary of the Interior and published in the FEDERAL REGISTER on May 19, 1955 (20 F.R. 3517); and

Whereas, Ordinance WR-58-1 was enacted on May 9, 1958, to regulate the introduction, sale and possession of intoxicating beverages on the Walker River Paiute Indian Reservation and the legality of such ordinance might be subject to question since it was not certified by the Secretary of the Interior and published in the FEDERAL REGISTER as required by the above mentioned Act; and

Whereas, the above mentioned ordinances do not cover the current needs of the Walker River Paiute Tribe; now therefore be it

Enacted by the Walker River Paiute Tribal Council of the Walker River Paiute Indian Reservation, Nevada, in council meeting assembled this 9th day of November 1962, that the Ordinance (unnumbered) enacted on January 12, 1955 [20 F.R. 3517], and Ordinance WR-58-1 enacted on May 9, 1958 [unpublished], are hereby rescinded; and be it further

Enacted that the introduction, sale and possession of intoxicating beverages shall be lawful within the Indian Country under the jurisdiction of the Walker River Paiute Indian Tribe; *Provided*, That such introduction, sale and possession is in conformity with the laws of the State of Nevada and with the following provisions:

SECTION 1. (a) It shall be unlawful for any person to sell alcoholic beverages on and within the Walker River Paiute Indian Reservation, Nevada, without first obtaining a valid State license as required by law or county ordinance and a valid license issued by the Walker River Paiute Tribal Council.

(b) Such license will authorize the holder thereof to sell alcoholic beverages at retail in packages or by drink for consumption on the premises.

(c) Such license shall set forth the location and description of the building and premises where such sales may be made and for which said license is issued.

(d) Said license shall be displayed in a conspicuous place within the building or room where such alcoholic beverages are sold.

(e) Such license shall be issued for a period concurrent with the period for which the licensee holds a valid State and County license and the license fee, to be paid in advance, shall be at the same rate charged by the State and County.

SEC. 2. (a) No person shall sell, deliver or give away any alcoholic beverages to any person actually or apparently under the influence of alcoholic beverages.

(b) No person shall sell, give away or otherwise furnish any alcoholic beverages to any person under the age of twenty-one (21) years or leave or deposit any such alcoholic beverages in any place with the intent that same shall be procured by any person under the age of twenty-one (21) years.

Penalty: Any Indian who violates any of the provisions of this ordinance shall be deemed guilty of an offense and upon conviction thereof shall be punished by a fine of not less than \$25 nor more than \$100, or by sentence to imprisonment for not less than 10 days nor more than 50 days, or both such fine and imprisonment and/or suspension or revocation of his or her license. When any provision of this ordinance is violated by a non-Indian, he or she shall be referred to the State and/or Federal authorities for prosecution under applicable law and his or her license may be suspended or revoked.

STEWART L. UDALL,  
Secretary of the Interior.

FEBRUARY 14, 1963.

[F.R. Doc. 63-1825; Filed, Feb. 19, 1963; 8:45 a.m.]

## DEPARTMENT OF COMMERCE

Bureau of International Commerce

[File 23-842]

### WOLF OIL CORP. S.A. AND PAUL A. H. WOLFS

#### Extension of Order Temporarily Denying Export Privileges

In the matter of Wolf Oil Corporation S.A., 52 Georges Gilliot Straat, Hemiksem, Antwerp, Belgium, and Paul A. H. Wolfs, 52 Georges Gilliot Straat, Hemiksem, Antwerp, Belgium, respondents; File 23-842.

An order was issued in the above matter on November 21, 1962 (27 F.R. 11823) temporarily denying to the respondents export privileges for a period of ninety days. This order was issued in connection with an investigation by the Export Control Investigations Division, Bureau of International Commerce<sup>1</sup> (formerly Investigations Staff, Bureau of International Programs) into the conduct of the respondents in transshipping and attempting to transship petroleum products and materials used in petroleum production to Cuba, in violation of the United States Export Control Act and regulations thereunder.

Application has now been made by the Export Control Investigations Division under § 382.11 of the Export Control Regulations for an extension of the temporary order until the completion of administrative compliance proceedings.

This matter has been considered and it has been determined that the present temporary order should be extended until the completion of administrative compliance proceedings involving the said respondents, since such will be in the

<sup>1</sup> By Order No. 182 of the Department of Commerce, effective February 1, 1963, the functions of the Bureau of International Programs were transferred to the Bureau of International Commerce. The functions formerly performed by the Investigations Staff are now assigned to the Export Control Investigations Division. The above order provides that all outstanding orders and other forms of administrative action shall remain in full force and effect until amended or revoked.

public interest and is necessary for effective enforcement of the law. I do so find. *It is therefore ordered:*

1. The respondents, their successors, agents, and employees are hereby denied all privileges of participating, directly or indirectly, in any manner or capacity, in an exportation of any commodity or technical data from the United States to any foreign destination, including Canada. Without limitation of the generality of the foregoing denials of export privileges, participation in an exportation is deemed to include and prohibit participation by any respondent or related party directly or indirectly in any manner or capacity (a) as a party or as a representative of a party to any validated export license application, or documents to be submitted therewith, (b) in the preparation or filing of any export license application or of any documents to be submitted therewith, (c) in the obtaining or using of any validated or general export license or other export control document, (d) in the receiving, ordering, buying, selling, using or disposing in any foreign country of any commodities or technical data, in whole or in part exported or to be exported from the United States, and (e) in the storing, financing, forwarding, transporting, or other servicing of such exports from the United States;

2. Such denial of export privileges shall extend not only to the respondents, but also to any successors and to any person, firm, corporation, or business organization with which they now or hereafter may be related by affiliation, ownership, control, position of responsibility, or other connection in the conduct of trade or services connected therewith;

3. This order shall take effect forthwith and shall remain in effect until the completion of administrative compliance proceedings unless extended, amended, modified, or vacated in accordance with the provisions of the United States Export Regulations;

4. No person, firm, corporation, partnership or other business organization, whether in the United States or elsewhere, without prior disclosure to and specific authorization from the Bureau of International Commerce, shall do any of the following acts, directly or indirectly, in any manner or capacity, on behalf of or in any association with any such respondents or related party, or whereby any such respondents or related party may obtain any benefit therefrom or have any interest or participation therein, directly or indirectly: (a) Apply for, obtain, transfer, or use any license, shipper's export declaration, bill of lading, or other export control document relating to any exportation, re-exportation, transshipment, or diversion of any commodity or technical data exported or to be exported from the United States, by, to, or for any such respondent or related party denied export privileges; or (b) order, buy, receive, use, sell, deliver, store, dispose of, forward, transport, finance, or otherwise service or participate in any exportation, re-exportation, transshipment, or diversion of any commodity or technical data ex-

ported or to be exported from the United States;

5. A certified copy of this order shall be served upon the respondents;

6. In accordance with the provisions of § 382.11(c) of the Export Regulations, the respondents may move at any time to vacate or modify this temporary denial order by filing an appropriate motion therefor, supported by evidence, with the Compliance Commissioner and may request oral hearing thereon, which, if requested, shall be held before the Compliance Commissioner at Washington, D.C., at the earliest convenient date.

Dated: February 15, 1963.

FORREST D. HOCKERSMITH,  
Director,  
Office of Export Control.

[F.R. Doc. 63-1871; Filed, Feb. 19, 1963;  
8:49 a.m.]

**Office of the Secretary**  
**ROBERT JOSEPH WILLIAMS**

**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: Briggs Manufacturing Co., Calumet & Hecla, Freuhauf Trailer Co., Marmon-Herrington, Reichold Chemical, U.S. Pipe & Foundry.

B. Additions: Ford Motor Co.

This statement is made as of January 30, 1963.

ROBERT JOSEPH WILLIAMS.

FEBRUARY 7, 1963.

[F.R. Doc. 63-1851; Filed, Feb. 19, 1963;  
8:47 a.m.]

**CIVIL AERONAUTICS BOARD**

[Docket 14041 etc.]

**MOHAWK AIRLINES, INC.; "USE IT OR LOSE IT" INVESTIGATION**

**Notice of Hearing**

Notice is hereby given pursuant to the Federal Aviation Act of 1958, as amended, that a hearing in the above-entitled proceeding is assigned to be held on April 30, 1963, at 10 a.m. (e.s.t.), in the Federal Building, Jamestown, New York, before the undersigned examiner.

For information as to the issues involved and the procedure to be followed, interested persons are referred to Board orders E-18820 dated September 24, 1962, and E-19261 dated February 1, 1963; the prehearing conference report served January 15, 1963 and the supplemental report served January 30, 1963; and all the documents which are in the docket of this proceeding on file in the Docket Section of the Civil Aeronautics Board.

Dated at Washington, D.C., February 15, 1963.

[SEAL] BARRON FREDRICKS,  
Hearing Examiner.

[F.R. Doc. 63-1853; Filed, Feb. 19, 1963;  
8:48 a.m.]

[Docket 6428]

**NORTHWEST AIRLINES, INC.; MAIL RATE INTERNATIONAL OPERATIONS (1954)**

**Notice of Postponement of Oral Argument**

Notice is hereby given, pursuant to the provisions of the Federal Aviation Act of 1958, as amended, that oral argument in the above-entitled proceeding now assigned to be heard on March 6, 1963, is postponed to March 13, 1963, 10 a.m., e.s.t., room 1027, Universal Building, Connecticut and Florida Avenues NW., Washington, D.C., before the Board.

Dated at Washington, D.C., February 15, 1963.

[SEAL] FRANCIS W. BROWN,  
Chief Examiner.

[F.R. Doc. 63-1854; Filed, Feb. 19, 1963;  
8:48 a.m.]

**FEDERAL COMMUNICATIONS COMMISSION**

[List 45; FCC 63-147]

**STANDARD BROADCAST APPLICATION READY AND AVAILABLE FOR PROCESSING**

FEBRUARY 15, 1963.

The following application is mutually exclusive with the application for renewal of license of Station WSTL, Eminence, Kentucky. Thus, in order to expedite action on this application, the Commission, on motion of J. W. Dunavent, waived § 1.354(c) of the rules and the Interim Criteria to Govern Acceptance of Standard Broadcast applications adopted May 10, 1962 (See Note to § 1.354 of the Commission's rules) in order that the application hereinafter described may be placed at the top of the processing line. Accordingly, notice is hereby given that on March 26, 1963, the following application: NEW, Eminence, Kentucky, J. W. Dunavent, Req: 1600 kc, 500 w, Day, will be considered as ready and available for processing, and pursuant to § 1.106(b) (1) and § 1.361(c) of the Commission's rules, an application, in order to be considered with this application, or with any other application on file by the close of business on March 25, 1963, which involves a conflict necessitating a hearing with this application, must be substantially complete and tendered for filing at the offices of the Commission in Washington, D.C. by whichever date is earlier: (a) the close of business on March 25, 1963; or (b) the earlier effective cut-off date which this application or any other con-

flicting application may have by virtue of conflicts necessitating a hearing with applications appearing on previous lists.

The Commission hereby waives the provisions of the interim criteria to govern acceptance of Standard Broadcast applications adopted May 10, 1962 (See Note to § 1.354 of the Commission's rules) to the extent necessary to permit the acceptance of applications specifying substantially the same facilities requested by J. W. Dunavent.

The attention of any party in interest desiring to file pleadings concerning the above application pursuant to section 309(d) (1) of the Communications Act of 1934, as amended, is directed to § 1.358(i) of the Commission's rules for the provisions governing the time of filing and other requirements relating to such pleadings.

Adopted: February 13, 1963.

FEDERAL COMMUNICATIONS COMMISSION,  
[SEAL] BEN F. WAPLE,  
Acting Secretary.

[F.R. Doc. 63-1862; Filed, Feb. 19, 1963;  
8:49 a.m.]

[Docket No. 14985]

**DON M. CARPENTER**  
**Order To Show Cause**

In the matter of Don M. Carpenter, Amarillo, Texas; order to show cause why there should not be revoked the license for Radio Station KEG-0878 in the Citizens Radio Service.

The Commission, by the Chief, Safety and Special Radio Services Bureau, under delegated authority, having under consideration the matter of certain alleged violations of the Commission's rules in connection with the operation of the above-captioned station;

It appearing, that, pursuant to § 1.76 of the Commission's rules, written notice of violation of the Commission's rules was served upon the above-named licensee at his address of record as follows: Official Notice of Violation dated October 1, 1962, alleging violation on September 8, 1962, of § 19.33 of the Commission's rules.

It further appearing that said licensee did not reply to such communication or to a follow-up letter dated November 2, 1962, also mailed to the licensee at his address of record; and

It further appearing, that, in view of the foregoing, the licensee has repeatedly violated § 1.76 of the Commission's rules;

It is ordered, This 15th day of February 1963, pursuant to section 312(a) (4) and (c) of the Communications Act of 1934, as amended, and § 0.291(b) (8) of Part 0 of the Commission's rules, that the said licensee show cause why the license for the above-captioned radio station should not be revoked, and appear and give evidence in respect thereto at a hearing to be held at a time and place to be specified by subsequent order; and

It is further ordered, That the Acting Secretary send a copy of this Order by Certified Mail—Return Receipt Requested to the said-licensee at his last

known address of 411 Forest Street, Amarillo, Texas.

Released: February 15, 1963.

FEDERAL COMMUNICATIONS  
COMMISSION,  
[SEAL] BEN F. WAPLE,  
Acting Secretary.

[F.R. Doc. 63-1865, Filed, Feb. 19, 1963;  
8:49 a.m.]

[Docket No. 14986]

**MARKO YERKOVICH**

**Order to Show Cause**

In the matter of Marko Yerkovich, Detroit, Michigan; order to show cause why there should not be revoked the license for Radio Station 19A7927 in the Citizens Radio Service.

The Commission, by the Chief, Safety and Special Radio Services Bureau, under delegated authority, having under consideration the matter of certain alleged violations of the Commission's rules in connection with the operation of the above-captioned station;

It appearing, that, pursuant to § 1.76 of the Commission's rules, written notice of violation of the Commission's rules was served upon the above-named licensee at his address of record as follows: Official Notice of Violation dated July 31, 1962, alleging violation of § 19.25(c) of the Commission's rules.

It further appearing that said licensee did not reply to such communication or to a follow-up letter dated September 12, 1962, also mailed to the licensee at his address of record; and

It further appearing, that, in view of the foregoing, the licensee has repeatedly violated § 1.76 of the Commission's rules;

It is ordered, This 15th day of February 1963, pursuant to section 312(a) (4) and (c) of the Communications Act of 1934, as amended, and § 0.291(b) (8) of Part 0 of the Commission's rules, that the said licensee show cause why the license for the above-captioned radio station should not be revoked, and appear and give evidence in respect thereto at a hearing to be held at a time and place to be specified by subsequent order; and

It is further ordered, That the Acting Secretary send a copy of this Order by Certified Mail—Return Receipt Requested to the said licensee at his last known address of 6037 Leidich Street, Detroit 13, Michigan.

Released: February 15, 1963.

FEDERAL COMMUNICATIONS  
COMMISSION,  
[SEAL] BEN F. WAPLE,  
Acting Secretary.

[F.R. Doc. 63-1866; Filed, Feb. 19, 1963;  
8:49 a.m.]

[Docket Nos. 14527, 14528; FCC 63M-209]

**PEOPLE'S BROADCASTING CO.  
(WPBC) AND GABRIEL BROADCAST-  
ING CO.**

**Order Continuing Hearing**

In re applications of People's Broad-  
casting Company (WPBC), Minneapolis,

Minnesota, Docket No. 14527, File No. BP-13692; Nicholas Tedesco and Victor J. Tedesco, d/b as Gabriel Broadcasting Company, Chisholm, Minnesota, Docket No. 14528, File No. BP-14416; for construction permits.

The Hearing Examiner having under consideration a Petition to Continue Hearing filed on February 13, 1963, by People's Broadcasting Company, and

It appearing that the petition states, and it is found, that holding of the hearing now scheduled for February 18, 1963, would probably be lost motion, and that therefore good cause for the continuance has been established, and

It further appearing that all parties agree to a continuance of the hearing for thirty days,

It is ordered, This 13th day of February 1963, that the aforesaid petition is granted and that, accordingly, the hearing now scheduled for February 18, 1963, be, and it hereby is, continued to 10:00 a.m., March 19, 1963, in the Commission's offices in Washington, D.C.

Released: February 14, 1963.

FEDERAL COMMUNICATIONS  
COMMISSION,  
[SEAL] BEN F. WAPLE,  
Acting Secretary.

[F.R. Doc. 63-1867; Filed, Feb. 19, 1963;  
8:49 a.m.]

[Docket No. 14987]

**WOODWARDS PARTY STORE**

**Order to Show Cause**

In the matter of Rogers H. C. Davis, Sr., d/b as Woodward's Party Store, Lake Orion, Michigan, order to show cause why there should not be revoked the License for Radio Station 19Q6185 in the Citizens Radio Service.

The Commission, by the Chief, Safety and Special Radio Services Bureau, under delegated authority, having under consideration the matter of certain alleged violations of the Commission's rules in connection with the operation of the above-captioned station;

It appearing, that, pursuant to § 1.76 of the Commission's rules, written notice of violation of the Commission's rules was served upon the above-named licensee at his address of record as follows: Official Notice of Violation dated November 20, 1962, alleging violation of § 19.61 (a) of the Commission's rules.

It further appearing that said licensee did not reply to such communication or to a follow-up letter dated Dec. 19, 1962, also mailed to the licensee at his address of record; and

It further appearing that, in view of the foregoing, the licensee has repeatedly violated § 1.76 of the Commission's rules;

It is ordered, This 15th day of February 1963, pursuant to section 312 (a) (4) and (c) of the Communications Act of 1934, as amended, and § 0.291(b) (8) of Part 0 of the Commission's rules, that the said licensee show cause why the license for the above-captioned radio station should not be revoked, and appear and give evidence in respect thereto at a hearing to be held at a time and place to be specified by subsequent order; and

It is further ordered, That the Acting Secretary send a copy of this Order by Certified Mail—Return Receipt Requested to the said licensee at his last known address of 47 South Broadway, Lake Orion, Michigan.

Released: February 15, 1963.

FEDERAL COMMUNICATIONS  
COMMISSION,  
[SEAL] BEN F. WAPLE,  
Acting Secretary.

[F.R. Doc. 63-1868; Filed, Feb. 19, 1963;  
8:49 a.m.]

**FEDERAL POWER COMMISSION**

[Docket Nos. G-4616 etc.]

**TEXACO, INC., ET AL.**

**Notice of Applications and Date of  
Hearing**

FEBRUARY 12, 1963.

Texaco Inc., Docket No. G-4616; Papalote Corporation, et al., Docket No. G-6386; Papalote Corporation, et al., Docket No. G-6387; F. G. Bish, et al., Docket No. G-8228; Mercantile National Bank at Dallas, Trustee, Docket No. G-10713; Sun Oil Company (Southwest Division), Docket No. G-11072; Westhoma Oil Company, Docket No. G-11457; Bel Oil Corporation, et al., Docket No. G-12421; The Atlantic Refining Company, Docket No. G-13674; Deep South Oil Company of Texas, Docket No. G-14764; Sapphire American Petroleum, Inc., Docket No. G-17198; Pan American Petroleum Corporation, Docket No. G-17547; Frank A. Schultz, Docket No. G-17889; Hope Natural Gas Company, Docket No. G-18233; Cabot Corporation (SW), Docket No. G-19528; Richard M. Finder d.b.a. Texkan Oil Company (Operator), et al., G-19619; Frank A. Schultz, et al., Docket No. G-20018; Associated Oil and Gas Company, et al., Docket No. G-20058; C. C. Winn (Operator), et al., Docket No. CI60-461; Arnold Well Service (Operator), et al., Docket No. CI60-769; Stanton Oil Company, Ltd., Docket No. CI61-340; Edwin L. Cox, Docket No. CI61-826; Anadarko Production Company, Docket No. CI61-873; Cleary Petroleum, Inc. (Operator), et al., Docket No. CI61-926; Denver Chenoweth Gas Company, Docket No. CI61-1554; Oklahoma Natural Gas Company, Docket No. CI61-1639; Northern Natural Gas Producing Company, Docket No. CI61-1722; William E. Snee, Orville Eberly & Robert E. Eberly, Docket No. CI61-1743; Bachus Oil Company, Docket No. CI62-43; Henry O. Gossett, Jr., Docket No. CI62-51; Kerr-McGee Oil Industries, Inc., Docket No. CI62-57; E. Joe Pruitt (Operator), Docket No. CI62-169; Texas Gas Exploration Corporation, Docket No. CI62-204; Paul H. Ash, et al. d.b.a. A&C Oil and Gas Company, Docket No. CI62-272; Irving Pasternak, Docket No. CI62-440; Mustang Operators, Inc., Docket No. CI62-459; Bachus Oil Company, Docket No. CI62-499; Tenneco Corporation, Docket No. CI62-557.

Texas Imperial Oil & Gas Company, Docket No. CI62-910; Associated Oil &

Gas Company, Docket No. CI62-927; L. R. Dunwoody (Operator), et al., Docket No. CI62-971; Westhoma Oil Company, Docket No. CI62-991; Elizabeth Jeanne Turner Williams, Docket No. CI62-1030; John R. Robinson d.b.a. Edna Moore No. 1, Docket No. CI62-1042; Balltown Oil & Gas Company, Docket No. CI62-1043; O. L. Scott (Operator), et al., Docket No. CI62-1045; Ira W. Belcher d.b.a. John Doe Gas Company, Docket No. CI62-1051; Valley Gas Production, Inc., Docket No. CI62-1053; Wyatt-Boggs, et al., Docket No. CI62-1055; B. C. & J. Oil & Gas Enterprises, Inc., Docket No. CI62-1056; M. B. Rudman (Operator), et al., Docket No. CI62-1057; Consolidated Oil & Gas, Inc., Docket No. CI62-1058; Tenneco Oil Company (Operator), et al., Docket No. CI62-1059; Fairman Drilling Co., Docket No. CI62-1060; Fairman Drilling Co., Docket No. CI62-1061; Fairman Drilling Co., Docket No. CI62-1062; Fairman Drilling Co., Docket No. CI62-1063; Francis E. Cain, d.b.a. Opal Kerby Oil & Gas Company, Docket No. CI62-1065; Don Kerby Oil & Gas Company, Docket No. CI62-1066; Claude C. Cottrill, et al., d/b/a Two C's Oil and Gas Company, Docket No. CI62-1076; Charles F. Koontz, Docket No. CI 62-1078; Davissou A. Benson, Jr., Docket No. CI62-1084; Delhi-Taylor Oil Corporation, Docket No. CI62-1096; Delhi-Taylor Oil Corporation, Docket No. CI62-1101; W. A. Ford, Agent for Ford & Bruffy No. 2, Docket No. CI62-1103; Union Producing Company, Docket No. CI62-1104; Amerada Petroleum Corporation, Docket No. CI62-1107; Hays & Company, Agent for D. Nealy Development Company, Docket No. CI62-1112; McAlester Fuel Company (formerly L. N. McCullough d.b.a. L. N. McCullough Oil and Gas Company), Docket No. CI62-1113; Maxwell Busch, Agent for Busch-Ferrell No. 1 Well, Docket No. CI62-1114; W. I. Forbes, et al., Docket No. CI62-1115; A. H. Reber, Docket No. CI62-1116; W. G. Sampson, et al., d.b.a. Sarah Taylor Gas Company, Docket No. CI62-1118; Brookside Oil & Gas Company, Docket No. CI62-1119; Stonestreet Lands Company, Docket No. CI62-1121; Paul H. Ash, et al., d.b.a. A & C Oil & Gas Company, Docket No. CI62-1123; Southern Triangle Oil Company, Inc., Docket No. CI62-1126; Henry Cohen, et al., Docket No. CI62-1127; L. N. McCullough, et al., d/b/a Joseph Tyson Oil & Gas Company, Docket No. CI62-1130; A. C. Radford, et al., d/b/a Rogers Gas Company, Docket No. CI62-1131; Roscoe Dingess, Jr., et al., d/b/a Wylo Gas Company, Docket No. CI62-1132; Southern Triangle Oil Company, Inc., Docket No. CI62-1134; Robert N. Enfield (Operator), et al., Docket No. CI62-1169; Louis J. Smith, Docket No. CI62-1180.

Take notice that each of the above Applicants has filed an application pursuant to section 7(c) of the Natural Gas

Act for a certificate of public convenience and necessity authorizing the sale and delivery of natural gas in interstate commerce, or for the amendment of an outstanding certificate authorization, or for the amendment of a pending application for certificate authorization, all as more fully described in the respective

applications (and any supplements or amendments thereto, as indicated) which are on file with the Commission and open to public inspection.

The Applicants herein produce and propose to sell natural gas for transportation in interstate commerce for resale as indicated below:

Docket No. and filing date	Field and location	Purchaser	Initial price per Mcf and psia pressure base	Related rate schedule	
				Number	Supplement
G-4616 (C-2/10/61)	Blanco Mesaverde Field, San Juan County, N. Mex.	El Paso Natural Gas Co.	12.00135 cents at 15.025	26	10
(C-3/20/61)	Jalmat Field, Lea County, N. Mex.	do	15.5559 cents at 14.65	130	5
(C-3/20/61)	Langlie-Mattix Field, Lea County, N. Mex.	do	6.5 cents at 14.65	36	8
(C-3/26/62)	do	do	9.0 cents at 14.65	36	10
G-6386 (See CI62-459.)	do	do	do		
G-8223 (See CI62-1043.)	do	do	do		
G-10713 (See CI62-1030.)	do	do	do		
G-11072 (C-5/22/62)	Hansford Field, Hansford County, Tex.	Panhandle Eastern Pipe Line Co.	17.0 cents at 14.65	78	2
G-11457 (See CI62-991.)	do	do	do		
G-12421 (C-5/14/62)	Oberlin and North Elton Areas, Allen Parish, La.	Texas Gas Transmission Co.	21.25 cents at 15.025	5	6
G-13674 (C-10/25/61)	Ignacio-Blanco Field, La Plata County, Colo.	El Paso Natural Gas Co.	13.0 cents at 15.025	180	6
G-14764 (See CI62-910.)	do	do	do		
G-17198 (See CI61-340.)	do	do	do		
G-17547 (A-1/15/59) (B-6/27/62)	Laverne Field, Harper County, Okla.	Michigan-Wisconsin Pipe Line Co.	17.0 cents at 14.65	339 339	1-3 incl.
G-17889 (C-4/2/62)	S. Blanco Field, Rio Arriba County, Tex.	El Paso Natural Gas Co.	11.0 cents at 15.025	4	3
G-18233 (A-4/6/59)	Grant District, Jackson County, W. Va.	Gas Transport, Inc.	28.0 cents at 15.325	IP13	
G-19528 (C-5/21/62)	Beaver County, Okla.	Michigan-Wisconsin Pipe Line Co.	17.0 cents at 14.65	43	3-5 incl.
G-19619 (See CI62-1053.)	do	do	do		
G-20018 (A-10/28/59) (B-3/10/60 deletion.) (B-8/5/60) (B-9/29/60) (B-11/25/60) (B-3/1/61) (B-10/16/61) (B-4/2/62 deletion.) (B-4/23/62) (B-5/10/62) (B-8/8/62 deletion.)	Blanco and Blanco Mesaverde Fields, San Juan and Rio Arriba Counties, N. Mex., and La Plata County, Colo.	El Paso Natural Gas Co.	13.0 cents at 15.025	5 and 6	
G-20058 (C-4/27/62)	Tom Graham Field, Jim Wells County, Tex.	Ben Bolt Gathering Co.	16.0 cents at 14.65	7	3
CI60-461 (See CI62-927.)	do	do	do		
CI60-769 (See CI62-169.)	do	do	do		
CI61-340 <sup>2</sup> (A-9/1/60) (B-2/23/62) (B-3/30/62)	Levelland Field, Cochran County, Tex.	El Paso Natural Gas Co.	15.70925 cents at 14.65	11 11 11	1 and 2 3
CI61-826 (A-11/25/60) (B-1/11/62)	Acreage in Texas County, Okla.	Panhandle Eastern Pipe Line Co.	16.0 cents at 14.65	33 33	1-5 incl.
CI61-873 (A-12/7/60) (B-4/23/62)	Greenwood Field, Morton County, Kans.	do	16.0 cents at 14.65	34 34	1
CI61-926 (C-4/2/62)	Beaver County, Okla.	Cities Service Gas Co.	16.0 cents at 14.65	1	1
CI61-1554 (A-4/21/61)	Washington District, Calhoun County, W. Va.	Hope Natural Gas Co.	25.0 cents at 15.325	1	
CI61-1639 (C-5/1/62)	Ringwood Field, Major County, Okla.	Oklahoma Natural Gas Gathering Corp.	11.0 cents at 14.65	15	2
CI61-1722 (A-6/2/61)	N. Perryton Field, Ochiltree County, Tex.	Northern Natural Gas Co.	16.5 cents at 14.65	23 23	1
CI61-1743 (A-6/8/61) (B-5/8/62)	Acreage in Fayette County, Pa.	The Manufacturers Light & Heat Co.	27.5 cents at 15.025	3 3	1
CI62-43 (A-7/17/61) (B-11/6/61) <sup>4</sup>	Hardtner Field, Barber County, Kans.	Cities Service Gas Co.	12.0 cents at 14.65	4 4	2
CI62-51 (C-4/3/62)	Troy District, Gilmer County, W. Va.	Equitable Gas Co.	25.0 cents at 15.325	1	1
CI62-57 (C-5/25/62)	Mocane-Morrow Pool, Beaver County, Okla.	Panhandle Eastern Pipe Line Co.	17.0 cents at 14.65	73	1
CI62-169 <sup>5</sup> (A-8/10/61)	Karen Beauchamp Field, Goliad County, Tex.	United Gas Pipe Line Co.	12.15354 cents at 14.65	1 1	1-5 incl.
CI62-204 (A-8/21/61)	Sligo Field, Bossier Parish, La.	Texas Gas Transmission Corp.	18.4582 cents at 15.025	8	
CI62-272 (C-5/14/62)	Skin Creek District, Lewis County, W. Va.	Equitable Gas Co.	25.0 cents at 15.325	4	1

See footnotes at end of table.



Commission, 441 G Street NW., Washington, D.C., concerning the matters involved in and the issues presented by such applications: *Provided, however*, That the Commission may, after a non-contested hearing, dispose of the proceedings pursuant to the provisions of § 1.30(c) (1) or (2) of the Commission's rules of practice and procedure. Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicants to appear or be represented at the hearing.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D.C., in accordance with the Rules of Practice and Procedure (18 CFR 1.8 or 1.10) on or before March 8, 1963. Failure of any party to appear at and participate in the hearing shall be construed as waiver of and concurrence in omission herein of the intermediate decision procedure in cases where a request therefor is made: *Provided, further*, That if a protest, petition to intervene or notice of intervention be timely filed in any of the above dockets, the above hearing date as to that docket will be vacated and a new date for hearing will be fixed as provided in § 1.20 (m) (2) of the Commission's rules of practice and procedure.

JOSEPH H. GUTRIDE,  
Secretary.

[F.R. Doc. 63-1765; Filed, Feb. 19, 1963;  
8:45 a.m.]

[Docket No. CP63-164]

## ALBANY OIL AND GAS CO., INC.

### Notice of Application

FEBRUARY 13, 1963.

Take notice that on December 10, 1962, The Albany Oil and Gas Company, Inc. (Applicant), Albany, Athens County, Ohio, filed in Docket No. CP63-164 an application pursuant to section 7(a) of the Natural Gas Act for an order of the Commission directing The Ohio Fuel Gas Company (Ohio Fuel) to establish physical connection of its transmission facilities with the proposed facilities of and to sell natural gas to Applicant for resale and distribution in the unincorporated communities of Hocking and Carbondale, Waterloo Township, Athens County, Ohio, all as more fully set forth in the application on file with the Commission and open to public inspection.

Applicant proposes to construct and operate the necessary distribution facilities to provide the proposed service, as well as a lateral pipeline connecting said proposed distribution system with the transmission facilities of Ohio Fuel.

The application shows Applicant's estimated third year peak day natural gas requirements to be 45 Mcf.

The total estimated cost of the subject facilities required for the project is \$3,184, which cost will be financed by customer contributions and cash on hand.

On January 9, 1963, Ohio Fuel filed an answer to the subject application stating that it has no objection to the requested Commission order.

Protests, petitions to intervene or requests for hearing in this proceeding may be filed with the Federal Power Commission, Washington 25, D.C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before March 14, 1963.

JOSEPH H. GUTRIDE,  
Secretary.

[F.R. Doc. 63-1819; Filed, Feb. 19, 1963;  
8:55 a.m.]

[Docket No. CP60-69]

## COLORADO INTERSTATE GAS CO.

### Notice of Application and Date of Hearing

FEBRUARY 13, 1963.

Take notice that on March 28, 1960, Colorado Interstate Gas Company (Applicant), Colorado Springs National Bank Building, Colorado Springs, Colorado, filed in Docket No. CP60-69 an application pursuant to section 7(c) of the Natural Gas Act authorizing the operation of certain existing facilities in order to receive gas from Shell Oil Company (Shell) produced by Shell in the Prairie Dog Field, Baca County, Colorado, all as more fully set forth in the application on file with the Commission and open to public inspection.

Applicant states that it has constructed approximately 10,900 feet of 4-inch lateral line and a purchase meter station in Baca County in order to receive the gas from Shell, and that it has been selling such gas in intrastate commerce. Applicant states further that it now proposes to transport and sell the subject gas in interstate commerce, and, therefore, seeks authorization herein to operate its existing facilities to receive gas for that purpose.

The application shows that the cost of the subject facilities was approximately \$26,000, which cost was financed from current working funds.

This matter is one that should be disposed of as promptly as possible under the applicable rules and regulations and to that end:

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, and the Commission's rules of practice and procedure, a hearing will be held on March 26, 1963, at 9:30 a.m., e.s.t., in a Hearing Room of the Federal Power Commission, 441 G Street NW., Washington, D.C., concerning the matters involved in and the issues presented by such application: *Provided, however*, That the Commission may, after a non-contested hearing, dispose of the proceedings pursuant to the provisions of § 1.30(c) (1) or (2) of the Commission's rules of practice and procedure. Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D.C., in accordance with the rules of practice and procedure

(18 CFR 1.8 or 1.10) on or before March 14, 1963. Failure of any party to appear at and participate in the hearing shall be construed as waiver of and concurrence in omission herein of the intermediate decision procedure in cases where a request therefor is made.

JOSEPH H. GUTRIDE,  
Secretary.

[F.R. Doc. 63-1820; Filed, Feb. 19, 1963;  
8:55 a.m.]

[Docket No. CP63-194]

## TENNESSEE GAS TRANSMISSION CO.

### Notice of Application and Date of Hearing

FEBRUARY 13, 1963.

Take notice that on January 4, 1963, as supplemented on January 21, 1963, Tennessee Gas Transmission Company (Applicant), Tennessee Building, Houston, Texas, filed in Docket No. CP63-194 an application pursuant to section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the transportation and sale of an additional 2,000 Mcf of natural gas per day to Pennsylvania Gas and Water Company (Pennsylvania Gas), an existing customer, for a period of one year commencing on December 14, 1962, all as more fully set forth in the application on file with the Commission and open to public inspection.

The application indicates that on December 14, 1962, Pennsylvania Gas experienced a failure of its Scranton, Pennsylvania, manufactured gas holder and that the resulting damage is such that repairs cannot be made for several months, hence, eliminating the use of peak shaving facilities during the 1962-63 winter heating season. Applicant states that the emergency thus created can only be alleviated by the proposed additional sale. Applicant states further that on December 14, 1962, it advised the Commission that, effective on said date, it would make an additional 2,000 Mcf of natural gas per day available to Pennsylvania Gas for a period of one year.

Applicant indicates that the proposed service can be rendered with existing facilities and top storage capacity.

The proposed sale will be made pursuant to Applicant's FPC Gas Rate Schedule G-4.

This matter is one that should be disposed of as promptly as possible under the applicable rules and regulations and to that end:

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, and the Commission's rules of practice and procedure, a hearing will be held on March 27, 1963, at 9:30 a.m., e.s.t., in a Hearing Room of the Federal Power Commission, 441 G Street NW., Washington, D.C., concerning the matters involved in and the issues presented by such application: *Provided, however*, That the Commission may after a non-contested hearing, dispose of the pro-

ceedings pursuant to the provisions of § 1.30(c) (1) or (2) of the Commission's rules of practice and procedure. Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D.C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before March 15, 1963. Failure of any party to appear at and participate in the hearing shall be construed as waiver of and concurrence in omission herein of the intermediate decision procedure in cases where a request therefor is made.

JOSEPH H. GUTRIDE,  
Secretary.

[F.R. Doc. 63-1823; Filed, Feb. 19, 1963; 8:45 a.m.]

[Docket No. CP63-173]

**TENNESSEE GAS TRANSMISSION CO. AND TRUNKLINE GAS CO.**

**Notice of Application and Date of Hearing**

FEBRUARY 13, 1963.

Take notice that on December 17, 1962, Tennessee Gas Transmission Company (Tennessee), Tennessee Building, Houston, Texas, and Trunkline Gas Company (Trunkline), 3000 Bissonnet, Houston, Texas (sometimes hereinafter referred to jointly as Applicants) filed in Docket No. CP62-173 a joint application pursuant to section 7(c) of the Natural Gas Act authorizing the construction and operation of two emergency interconnections between Applicants' pipeline systems and the emergency exchange of natural gas at said proposed interconnections, all as more fully set forth in the joint application on file with the Commission and open to public inspection.

The proposed emergency interconnections will be located at the point where Trunkline's 24-inch main line crosses Tennessee's 30-inch main line in Harris County, Texas, and at Trunkline's Shaw Compressor Station and Tennessee's 30-inch main line in Bolivar County, Mississippi.

The proposed emergency exchange will be made pursuant to an agreement between Applicants, dated October 25, 1962. Said agreement limits the emergency deliveries to a maximum of 200,000 Mcf per day.

The application shows the total estimated cost of the proposed facilities to be \$49,140, of which Tennessee's share is estimated to be \$22,640 and Trunkline's share is estimated to be \$26,500. Such cost will be financed by the respective Applicants from cash on hand.

This matter is one that should be disposed of as promptly as possible under the applicable rules and regulations and to that end:

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, and the Commission's rules of practice and pro-

cedure, a hearing will be held on March 27, 1963, at 9:30 a.m., e.s.t., in a Hearing Room of the Federal Power Commission, 441 G Street NW., Washington, D.C., concerning the matters involved in and the issues presented by such application: *Provided, however,* That the Commission may, after a non-contested hearing, dispose of the proceedings pursuant to the provisions of § 1.30(c) (1) or (2) of the Commission's rules of practice and procedure. Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicants to appear or be represented at the hearing.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D.C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before March 15, 1963. Failure of any party to appear at and participate in the hearing shall be construed as waiver of and concurrence in omission herein of the intermediate decision procedure in cases where a request therefor is made.

JOSEPH H. GUTRIDE,  
Secretary.

[F.R. Doc. 63-1822; Filed, Feb. 19, 1963; 8:45 a.m.]

**SECURITIES AND EXCHANGE COMMISSION**

[File No. 2-8519 (22-1000)]

**PANHANDLE EASTERN PIPE LINE CO.**

**Notice of Application and Opportunity for Hearing**

FEBRUARY 14, 1963.

Notice is hereby given that Panhandle Eastern Pipe Line Company ("Company") has filed an application under Clause (ii) of section 310(b)(1) of the Trust Indenture Act of 1939 for a finding by the Commission that trusteeship of First National City Bank ("Bank") under the two indentures hereinafter described is not so likely to involve a material conflict of interest as to make it necessary in the public interest or for the protection of investors to disqualify Bank from acting as such under both indentures.

Section 310(b) of the Act provides, in part, that if an indenture trustee under an indenture qualified under the Act has or shall acquire any conflicting interest (as defined therein) it shall, within ninety days after ascertaining that it has such conflicting interest, either eliminate such conflicting interest or resign. Subdivision (1) of the section provides, with certain exceptions stated therein, that a trustee is deemed to have a conflicting interest if it is acting as trustee under a qualified indenture and is trustee under another indenture of the same obligor. However, an issuer may sustain the burden of proving, on application to the Commission and after opportunity for hearing thereon, that trusteeship under a qualified indenture and such other indenture is not so likely to involve a material conflict of interest as to make it necessary in the public interest or for the protection of investors to dis-

qualify such trustee from acting as trustee under one or more of such indentures.

The Company alleges that:

1. It has outstanding the following two issues of unsecured debentures:

(a) \$17,822,000 principal amount of its 2¾ percent Debentures due 1975 issued under an Indenture dated as of June 1, 1950 (the 1950 Indenture) to First National City Bank (successor trustee to First National City Trust Company, formerly City Farmers Trust Company), a corporation organized and existing under the laws of the State of New York, as trustee. These Debentures were registered under the Securities Act of 1933, and the 1950 Indenture was qualified under the Trust Indenture Act of 1939.

(b) \$37,600,000 principal amount of its 4¾ percent Debentures due 1978 issued under an Indenture dated as of December 1, 1958 (the 1958 Indenture) to First National City Trust Company (Trust Company) (formerly City Bank Farmers Trust Company), a corporation organized and formerly existing under the laws of the State of New York, as trustee. The transaction did not involve a public offering, and therefore these Debentures were exempt from registration under the Securities Act of 1933 and the 1958 Indenture was exempt from qualification under the Trust Indenture Act of 1939.

2. Trust Company was duly merged into bank on January 15, 1963. As the surviving corporation Bank became successor trustee under the 1958 Indenture.

3. The 1950 and 1958 Indenture are wholly unsecured. The Company is not in default under either of said Indentures.

4. Except for differences as to amounts, dates, interest rates and certain other figures, and except for the fact that the 1958 Indenture has not been qualified under the Trust Indenture Act of 1939, most of the provisions of the two Indentures are substantially identical. Any difference in their provisions is unlikely to cause a conflict of interest in the trusteeships of Bank under said two Indentures.

For a more detailed statement of the matters of fact and law asserted, all persons are referred to said application which is on file in the offices of the Commission at 425 Second Street NW., Washington, D.C.

Notice is further given that an order granting the application may be issued by the Commission on or at any time after March 7, 1963, unless prior thereto a hearing upon the application is ordered by the Commission, as provided in Clause (ii) of section 310(b)(1) of the Trust Indenture Act of 1939. Any interested person may, not later than March 5, 1963, in writing, submit to the Commission his views or any additional facts bearing upon this application or the desirability of a hearing thereon. Any such communication or request should be addressed: Secretary, Securities and Exchange Commission, 425 Second Street NW., Washington 25, D.C., and should state briefly the nature of the interest of the person submitting such information or requesting a hearing, the reasons for such request, and

the issues of fact and law raised by the application which he desires to controvert.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F.R. Doc. 63-1831; Filed, Feb. 19, 1963;  
8:45 a.m.]

[File No. 7-2271 etc.]

### AMERICAN BAKERIES, ET AL.

#### Notice of Applications for Unlisted Trading Privileges and of Opportunity for Hearing

FEBRUARY 14, 1963.

In the matter of applications of the Philadelphia-Baltimore-Washington Stock Exchange for unlisted trading privileges in certain securities:

The above named national securities exchange has filed applications with the Securities and Exchange Commission pursuant to section 12(f) (2) of the Securities Exchange Act of 1934 and Rule 12f-1 thereunder, for unlisted trading privileges in the common stocks of the following companies, which securities are listed and registered on one or more other national securities exchanges:

American Bakeries Co.----- File 7-2271  
Mergenthaler Linotype Co.----- File 7-2272  
Joy Manufacturing Co.----- File 7-2273

Upon receipt of a request, on or before March 1, 1963, from any interested person, the Commission will determine whether the application, with respect to any of the companies named shall be set down for hearing. Any such request should state briefly the title of the security in which he is interested, the nature of the interest of the person making the request, and the position he proposes to take at the hearing, if ordered. In addition, any interested person may submit his views or any additional facts bearing on any of the said applications by means of a letter addressed to the Secretary, Securities and Exchange Commission, Washington 25, D.C., not later than the date specified. If no one requests a hearing with respect to any particular application, such application will be determined by order of the Commission on the basis of the facts stated therein and other information contained in the official files of the Commission pertaining thereto.

By the Commission.

[SEAL] ORVAL L. DuBOIS,  
Secretary.

[F.R. Doc. 63-1832; Filed, Feb. 19, 1963;  
8:45 a.m.]

## SMALL BUSINESS ADMINISTRATION

[Declaration of Disaster Area 411]

### CALIFORNIA

#### Declaration of Disaster Area

Whereas, it has been reported that during the month of January 1963,

because of the effects of certain disasters, damage resulted to residences and business property located in Alameda, Contra Costa, Napa and Sonoma Counties in the State of California;

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

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

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

1. Applications for disaster loans under the provisions of section 7(b) (1) of the Small Business Act may be received and considered by the Offices below indicated from persons or firms whose property, situated in the aforesaid Counties and areas adjacent thereto, suffered damage or destruction resulting from flood and accompanying conditions occurring on or about January 30, 1963.

Office: Small Business Administration Regional Office, 525 Market Street, San Francisco 5, Calif.

2. A temporary office will be established at Napa City, Calif., address to be announced locally.

3. Applications for disaster loans under the authority of this Declaration will not be accepted subsequent to August 31, 1963.

Dated: February 7, 1963.

JOHN E. HORNE,  
Administrator.

[F.R. Doc. 63-1833; Filed, Feb. 19, 1963;  
8:45 a.m.]

[Declaration of Disaster Area 410]

### NEVADA

#### Declaration of Disaster Area

Whereas, it has been reported that during the month of January 1963, because of the effects of certain disasters, damage resulted to residences and business property located in Washoe, Storey, Douglas, Ormsby and Lyon Counties in the State of Nevada;

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

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

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

1. Applications for disaster loans under the provisions of section 7(b) (1) of the Small Business Act may be received and considered by the Offices below indicated from persons or firms whose property, situated in the aforesaid Counties and areas adjacent thereto, suffered damage or destruction resulting from flood and accompanying conditions occurring on or about January 30, 1963.

Office: Small Business Administration Regional Office, 525 Market Street, San Francisco 5, Calif.

2. A temporary office will be established at Reno, Nevada, address to be announced locally.

3. Applications for disaster loans under the authority of this Declaration will not be accepted subsequent to August 31, 1963.

Dated: February 7, 1963.

JOHN E. HORNE,  
Administrator.

[F.R. Doc. 63-1834; Filed, Feb. 19, 1963;  
8:46 a.m.]

## INTERSTATE COMMERCE COMMISSION

[Notice 243]

### MOTOR CARRIER ALTERNATE ROUTE DEVIATION NOTICES

FEBRUARY 15, 1963.

The following letter-notices of proposals to operate over deviation routes for operating convenience only have been filed with the Interstate Commerce Commission, under the Commission's Deviation Rules Revised, 1957 (49 CFR 211.1 (c) (8)) and notice thereof to all interested persons is hereby given as provided in such rules (49 CFR 211.1(d) (4)).

Protests against the use of any proposed deviation route herein described may be filed with the Interstate Commerce Commission in the manner and form provided in such rules (49 CFR 211.1(e)) at any time but will not operate to stay commencement of the proposed operations unless filed within 30 days from the date of publication.

Successively filed letter-notices of the same carrier under the Commission's Deviation Rules Revised, 1957, will be numbered consecutively for convenience in identification and protests if any should refer to such letter-notices by number.

#### MOTOR CARRIERS OF PROPERTY

No. MC 6894 (Deviation No. 4), MELVIN TRUCKING COMPANY, 1818 Southwest Washington Street, Peoria, Ill., filed February 4, 1963. Carrier proposes to operate as a common carrier, by motor vehicle, of general commodities, with certain exceptions, over a deviation route as follows: From Dwight, Ill., over Illinois Highway 17 to junction U.S. Highway 45, thence over U.S. Highway 45 to junction U.S. Highway 30, and return over the same route, for operating convenience only. The notice indicates that the carrier is presently authorized to transport the same commodities over a pertinent service route as follows: From Dwight over alternate U.S. Highway 66 to junction U.S. Highway 30 and thence over U.S. Highway 30 to Chicago Heights, Ill., and return over the same route.

No. MC 6894 (Deviation No. 5), MELVIN TRUCKING COMPANY, 1818 Southwest Washington Street, Peoria, Ill., filed February 7, 1963. Carrier pro-

poses to operate as a *common carrier*, by motor vehicle, of *general commodities*, with certain exceptions, over a deviation route as follows: From Bushnell, Ill., over Illinois Highway 41 to junction U.S. Highway 136 thence to Macomb, Ill., and return over the same route, for operating convenience only. The notice indicates that the carrier is presently authorized to transport the same commodities over a pertinent service route as follows: From Bushnell over Illinois Highway 9 to junction Illinois Highway 67, and thence over Illinois Highway 67 to junction U.S. Highway 136 at Macomb, and return over the same route.

No. MC 6894 (Deviation No. 6) MELVIN TRUCKING COMPANY, 1818 Southwest Washington Street, Peoria, Ill., filed February 7, 1963. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *general commodities*, with certain exceptions, over a deviation route as follows: From Niota Ill., over Illinois Highway 96 to junction U.S. Highway 136, and return over the same route, for operating convenience only. The notice indicates that the carrier is presently authorized to transport the same commodities over a pertinent service route as follows: From Banner, Ill., over Illinois Highway 9 to Niota, thence across the Mississippi River to Fort Madison, Iowa, and thence over U.S. Highway 61 to Keokuk, Iowa, and return over the same route.

No. MC 14582 (Deviation No. 1), ELFRINK TRUCK LINES, INC., Advance, Mo., filed February 7, 1963. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *general commodities*, with certain exceptions, over a deviation route as follows: From Jackson, Mo. over U.S. Highway 61 to Perryville, Mo., thence over Missouri Highway 51 to Chester, Ill., thence over Illinois Highway 3 to Red Bud, Ill., thence over Illinois Highway 159 to junction U.S. Highway 460, thence over U.S. Highway 460 to St. Louis, Mo., and return over the same route, for operating convenience only. The notice indicates that the carrier is presently authorized to transport the same commodities over a pertinent service route as follows: From Advance, Mo., over Missouri Highway 25 to Jackson, thence over Missouri Highway 70 to junction U.S. Highway 67, thence over U.S. Highway 67 to junction U.S. Highway 61, and thence over U.S. Highway 61 to St. Louis, and return over the same route.

No. MC 63562 (Deviation No. 1), NORTHERN PACIFIC TRANSPORT COMPANY, P.O. Box 1182, Billings, Mont., filed February 7, 1963. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *general commodities* with certain exceptions over a deviation route as follows: From junction U.S. Highway 10S and Montana Highway 359, over Montana Highway 359 to junction Montana Highway 287, thence over Montana Highway 287 to Harrison, Mont., and return over the same route, for operating convenience only. The notice indicates that the carrier is presently authorized to transport the same commodities over a pertinent service route as follows: From junction U.S.

Highway 10S and Montana Highway 359 (Cardwell Junction) over U.S. Highway 10S to Sappington, Mont., thence over Montana Highway 287 to Harrison, and return over the same route.

No. MC 76032 (Deviation No. 6), NAV-AJO FREIGHT LINES, INC., 1205 South Platte River Drive, Denver 23, Colo., filed February 4, 1963. Attorney O. Russell Jones, 142 West Palace Avenue, Santa Fe, N. Mex. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *general commodities*, with certain exceptions, over a deviation route as follows: From junction U.S. Highways 24 and 136, at or near Duncan Mills, Ill., over U.S. Highway 136 to Keokuk, Iowa, thence over U.S. Highway 218 to junction Iowa Highway 2, at or near Donnellson, Iowa, thence over Iowa Highway 2 to the Iowa-Nebraska State line, thence over Nebraska Highway 2 to junction U.S. Highway 75, at or near Nebraska City, Nebr., thence over U.S. Highway 75 to Topeka, Kans., and return over the same route, for operating convenience only. The notice indicates that the carrier is presently authorized to transport the same commodities over a pertinent service route as follows: From Chicago, Ill., over alternate U.S. Highway 30 to Sterling, Ill., thence over Illinois Highway 2 to junction Illinois Highway 78, thence over Illinois Highway 78 to junction U.S. Highway 24, thence over U.S. Highway 24 to Monroe City, Mo., thence over U.S. Highway 36 to Cameron, Mo., thence over U.S. Highway 69 to Kansas City, Mo., and thence over U.S. Highway 40 to Denver, Colo., and return over the same route.

No. MC 106451 (Deviation No. L), COOK MOTOR LINES, INC., 408 Wellington Avenue, Akron 5, Ohio, filed February 3, 1963. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *general commodities*, with certain exceptions, over a deviation route as follows: From junction Interstate Highway 77 and U.S. Highway 21 at Fairplain, W. Va., over Interstate Highway 77 to junction U.S. Highway 21 at White Chapel, southwest of Sissonville, W. Va., and return over the same route, for operating convenience only. The notice indicates that the carrier is presently authorized to transport the same commodities over a pertinent service route as follows: From Dover, Ohio, over U.S. Highway 21 to Charleston, W. Va., and return over the same route.

By the Commission,

[SEAL] HAROLD D. McCoy,  
Secretary.

[F.R. Doc. 63-1845; Filed, Feb. 19, 1963;  
8:47 a.m.]

[Notice 507]

### MOTOR CARRIER APPLICATIONS AND CERTAIN OTHER PROCEEDINGS

FEBRUARY 15, 1963.

The following publications are governed by the Interstate Commerce Commission's general rules of practice including special rules (49 CFR 1.241) governing notice of filing of applications by motor carriers of property or passengers or brokers under sections 206, 209,

and 211 of the Interstate Commerce Act and certain other proceedings with respect thereto.

All hearings and prehearing conferences will be called at 9:30 a.m., United States standard time or 9:30 a.m., local daylight saving time, if that time is observed, unless otherwise specified.

#### APPLICATIONS ASSIGNED FOR ORAL HEARING OR PREHEARING CONFERENCE

##### MOTOR CARRIERS OF PROPERTY

No. MC 538 (Sub-No. 5), filed December 19, 1962. Applicant: FLEET HIGHWAY FREIGHT LINES, INC., Route 2 South, Parkersburg, W. Va. Applicant's attorney: Taylor C. Burneson, 3430 Leveque-Lincoln Tower, 50 West Broad Street, Columbus 15, Ohio. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading), between Wheeling, W. Va., and Cincinnati, Ohio, from Wheeling, W. Va., over U.S. Highway 40 (also over Interstate Highway 70), to Zanesville, Ohio, thence over U.S. Highway 22 to Cincinnati, Ohio, and return over the same route, as an alternate route for operating convenience only, serving no intermediate points, in connection with applicant's authorized regular route operations.

HEARING: March 28, 1963, at the Ohio Public Utilities Commission, Columbus, Ohio, before Joint Board No. 62.

No. MC 2153 (Sub-No. 32), filed January 7, 1963. Applicant: MIDWEST MOTOR EXPRESS, INC., 12th Street and Front Avenue, Bismarck, N. Dak. Applicant's attorney: F. J. Smith, Suite 200, Professional Building, Bismarck, N. Dak. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and commodities requiring special equipment), from Fargo, N. Dak., and Moorhead, Minn., to points in North Dakota.

HEARING: April 10, 1963, in Room 393, Federal Building and U.S. Court House, 110 South Fourth Street, Minneapolis, Minn., before Joint Board No. 24.

No. MC 13087 (Sub-No. 25), filed December 10, 1962. Applicant: STOCKBERGER TRANSFER & STORAGE, INC., 524 Second Street SW., Mason City, Iowa. Applicant's representative: William A. Landau, 1307 East Walnut Street, Des Moines 16, Iowa. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Seed corn, seed oats, seed soya beans, and agricultural chemicals* used in the production and care of livestock and crops, between Mason City, Iowa, and points within ten (10) miles thereof, on the one hand, and, on the other, points in Missouri (except St. Louis and Kansas City, Mo.), Nebraska, North Dakota, South Dakota, Minnesota, Wisconsin, Illinois, and Kansas, and (2) *animal*

and poultry feed, in bulk and in bags, from the plant site of Allied Mills, Inc., located at Mason City, Iowa, to points in Minnesota.

**HEARING:** April 8, 1963, at Room 401, Old Federal Office Building, Fifth and Court Avenues, Des Moines, Iowa, before Examiner William R. Tyers.

No. MC 15735 (Sub-No. 17) (AMENDMENT), filed December 20, 1962, published FEDERAL REGISTER issue of January 30, 1963, amended February 12, 1963, and republished as amended this issue. Applicant: ALLIED VAN LINES, INC., 25th Avenue at Roosevelt Road, Broadview, Ill. (P.O. Box 4403, Chicago 80, Ill.). Applicant's attorney: Gerald M. Robinson, 1725 K Street NW., Washington 6, D.C. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *New uncrated furniture*, from points in California, to points in Arizona, Colorado, Kansas, Missouri, Nebraska, Nevada, New Mexico, Oklahoma, Oregon, Texas, Utah, and Wyoming, and *damaged and defective shipments of the above specified commodities*, on return.

**NOTE:** The purpose of this republication is to delete "technical furniture, uncrated, requiring special padded van service," to add Missouri as a destination State, and to change the hearing location.

**HEARING:** March 11, 1963, at Room 228, Old Mint Building, Fifth and Mission Streets, San Francisco, Calif., before Examiner F. Roy Linn.

No. MC 19105 (Sub-No. 16), filed January 21, 1963. Applicant: FORBES TRANSFER COMPANY, INC., P. O. Box 346, 301-A Highway South, Wilson, N.C. Applicant's attorney: Vaughan S. Winborne, Capital Club Building, Raleigh, N.C. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) *Fertilizer and fertilizer materials*, other than in bulk, and in tank vehicles, between Norfolk, Portsmouth, Suffolk, and points in Nansemond and Norfolk Counties, Va., and points in North Carolina, (2) *gypsum and gypsum products and asbestos board*, between Norfolk, Va., and points in North Carolina, and (3) *empty containers or other such incidental facilities* (not specified), used in transporting the commodities specified in (1) and (2) above, on return.

**HEARING:** March 29, 1963, at the U.S. Court Rooms, Uptown P.O. Building, Raleigh, N.C., before Joint Board No. 7.

No. MC 22167 (Sub-No. 20), filed January 21, 1963. Applicant: CONSOLIDATED COPPERSTATE LINES, 1220 West Washington Boulevard, Montebello, Calif. Applicant's attorney: Reagan Sayers, Century Life Building, Fort Worth 2, Tex. Authority sought to operate as a common carrier, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and commodities requiring special equipment): (1) *Between Roscoe, Tex., and Snyder, Tex., from Roscoe over U.S. Highway 84 to Snyder, and return*

over the same route; (2) *between Lubbock, Tex., and Brownfield, Tex., from Lubbock over U.S. Highway 62 to Brownfield, and return over the same route; and (3) between Lubbock, Tex., and Littlefield, Tex., from Lubbock over U.S. Highway 84 to Littlefield, and return over the same route, without service at Littlefield but forming a physical connection of routes at Littlefield for the rendition of a through service, all of the above routes in (1), (2), and (3) to be used as alternate routes for operating convenience only in connection with applicant's presently authorized regular-route operations, and coordinating the service with that rendered under other authority held by applicant.*

**NOTE:** Common control may be involved.

**HEARING:** March 29, 1963, at the Baker Hotel, Dallas, Tex., before Joint Board No. 77, or, if the Joint Board waives its right to participate before Examiner James A. McKiel.

No. MC 29988 (Sub-No. 90), filed January 24, 1963. Applicant: DENVER CHICAGO TRUCKING COMPANY, INC., 45th Avenue at Jackson Street, Denver, Colo. Applicant's attorney: David Axelrod, 39 South LaSalle Street, Chicago 3, Ill. Authority sought to operate as a common carrier, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and commodities requiring special equipment), (a) *between junction U.S. Highway 50 and U.S. Highway Alternate 50, approximately one (1) mile north of Sumner, Ill., and Lawrenceville, Ill.; from junction U.S. Highway 50 and U.S. Highway Alternate 50 approximately one (1) mile north of Sumner, over U.S. Highway 50 to Lawrenceville, and return over the same route, serving no intermediate points, and (b) between junction U.S. Highway 50 and U.S. Highway 150 at or near Vincennes, Ind., and Prospect, Ind.; from junction U.S. Highway 50 and U.S. Highway 150 at or near Vincennes, over U.S. Highway 150 to Prospect, and return over the same route, serving no intermediate points, as alternate routes for operating convenience only in connection with applicant's regular-route operations between St. Louis, Mo., and Louisville, Ky.*

**HEARING:** April 2, 1963, at the Midland Hotel, Chicago, Ill., before Joint Board No. 21.

No. MC 30513 (Sub-No. 9), filed January 8, 1963. Applicant: NORTH STATE MOTOR LINES, INC., U.S. 301 By-Pass South, Rocky Mount, N.C. Applicant's attorney: Milton P. Fields, P.O. Box 725, Rocky Mount, N.C. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Fertilizer and fertilizer materials* (except in bulk, in tank trucks), (1) *from Suffolk, Va., to points in North Carolina, (2) from Hopewell, Va., to points in North Carolina on and east of U.S. Highway 501, and (3) from Charleston, S.C., to points in North Carolina on and east of U.S. Highway 301.*

**HEARING:** March 27, 1963, at the U.S. Court Rooms, Uptown Post Office Build-

ing, Raleigh, N.C., before Joint Board No. 196.

No. MC 30844 (Sub-No. 92), filed December 31, 1962. Applicant: KROBLIN REFRIGERATED XPRESS, INC., P.O. Box 218, Sumner, Iowa. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Meat, meat products, meat byproducts, and articles distributed by meat packinghouses*, as defined by the Commission, from Fort Dodge and Denison, Iowa, to points in Minnesota, Fargo, and Grand Forks, N. Dak., and Sioux Falls, S. Dak.

**HEARING:** April 12, 1963, at Room 401, Old Federal Office Building, Fifth and Court Avenues, Des Moines, Iowa, before Examiner William R. Tyers.

No. MC 30887 (Sub-No. 126), filed February 7, 1963. Applicant: SHIPLEY TRANSFER, INC., 534 Main Street, Reisterstown, Md. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Latex*, in bulk, in tank vehicles, from Austell and Dalton, Ga., Concord, N.C., and Cheswold, Del., to points in Connecticut, Maine, Massachusetts, New Hampshire, Rhode Island, and Vermont.

**HEARING:** March 29, 1963, at the Office of the Interstate Commerce Commission, Washington 25, D.C., before Examiner David Waters.

No. MC 38198 (Sub-No. 1) (AMENDMENT), filed January 7, 1963, published FEDERAL REGISTER issue January 30, 1963, amended February 6, 1963, republished as amended this issue. Applicant: SEIDENBERG'S EXPRESS & TRUCKING CORP., 80 Middleton Street, Brooklyn, N.Y. Applicant's representative: George A. Olsen, 69 Tonnele Avenue, Jersey City 6, N.J. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Textiles, clothing, and yarns*, between points in Nassau County, N.Y., on the one hand, and, on the other, New York, N.Y.

**NOTE:** Applicant states that shipments transported will have prior or subsequent movement by other transportation. The purpose of this republication is to show radial operation rather than nonradial.

**HEARING:** Remains as assigned March 5, 1963, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Examiner Harold P. Boss.

No. MC 40270 (Sub-No. 1), filed January 21, 1963. Applicant: A. J. CRABBS, Route 2, Enid, Okla. Applicant's attorney: John E. Jandera, 641 Harrison Street, Topeka, Kans. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Animal and poultry feed and feed ingredients*, in bags, in bulk, between Enid, Okla., and points in Kansas, and Texas.

**NOTE:** Applicant states the proposed service will be restricted to provide no service in tank or in hopper type vehicles.

**HEARING:** April 4, 1963, at the Federal Building, 200 Northwest Fourth, Oklahoma City, Okla., before Joint Board No. 170, or, if the Joint Board waives its right to participate before Examiner James A. McKiel.

No. MC 41406 (Sub-No. 7), filed November 23, 1962. Applicant: J. ARTIM & SONS, INC., 7105 Kennedy Avenue, Hammond, Ind. Applicant's attorney: Ferdinand Born, 1017-19 Chamber of Commerce Building, Indianapolis 4, Ind. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Heat resisting refractory materials (including but not limited to dead-burned dolomite)*, in bulk, in dump or in jet air tank trailers, and in bags and containers, from points in the Chicago, Ill., Commercial Zone as defined by the Commission in 1 M.C.C. 673, to points in Illinois, Indiana, Wisconsin, Michigan and Iowa, and *empty containers or other such incidental facilities (not specified)*, used in transporting the above-specified commodities, on return.

HEARING: March 27, 1963, at the Palmer House, Chicago, Ill., before Examiner Donald R. Sutherland.

No. MC 45736 (Sub-No. 5) (AMENDMENT), filed December 2, 1962, published FEDERAL REGISTER issue February 6, 1963, amended January 28, 1963, republished as amended this issue. Applicant: WINECOFF MOTOR LINES, INC., 505 Highway 29, Concord, N.C. Applicant's attorney: Alvin A. London, Suite 421-27, Law Building, Charlotte, N.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Lime*, common, including magnesium lime, hydrated and hydraulic, quick and slaked, in packages, and (2) *limestone*, ground and pulverized, in packages, from Kimballton, Va., to points in North Carolina, South Carolina and Georgia, and in Hancock, Hawkins, Hamblen, Jefferson, Sevier, Cocke, Greene, Washington, Sullivan, Unicoi, Carter, and Johnson Counties, Tenn. The purpose of this republication is to add the above counties in Tennessee as destination points.

HEARING: Remains as assigned March 14, 1963, at the New Queen Charlotte Hotel, Charlotte, N.C., before Examiner Warren C. White.

No. MC 45736 (Sub-No. 6), filed December 4, 1962. Applicant: WINECOFF MOTOR LINES, INC., 505 Highway 29, Concord, N.C. Applicant's attorney: Alvin A. London, Suite 421-27, Law Building, Charlotte, N.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Tile and slabs, building and roofing, wood and wood fibre, and cement or magnesite combined*, from Brunswick, Ga., to points in North Carolina and South Carolina.

HEARING: March 26, 1963, at the U.S. Court Rooms, Uptown Post Office Building, Raleigh, N.C., before Joint Board No. 130.

No. MC 47142 (Sub-No. 78), filed October 18, 1962. Applicant: C. I. WHITTEN TRANSFER COMPANY, a corporation, 200 19th Street, Huntington, W. Va. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Classes A and B explosives*, as defined by the Commission, *blasting supplies, and used empty containers for explosives, and used empty containers for powder*, between

Joliet, Ill., and points within five (5) miles thereof, on the one hand, and, on the other, points in Illinois, Indiana, Kentucky, Maryland, New Jersey, North Carolina, Ohio, Pennsylvania, Virginia, West Virginia, and the District of Columbia.

NOTE: Applicant states it is authorized to serve the territories involved in proposed service above, under Certificate No. MC 47142, Subs 2, 54, 56, 62, 64, and 66.

HEARING: April 2, 1963, in Room 852, U.S. Customs House, 610 South Canal Street, Chicago, Ill., before Examiner Charles J. Murphy.

No. MC 52752 (Sub-No. 12), filed January 28, 1963. Applicant: WESTERN TRANSPORTATION COMPANY, a corporation, 1300 West 35th Street, Chicago, Ill. Applicant's attorney: David Axelrod, 39 South LaSalle Street, Chicago 3, Ill. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *Pulpboard, cardboard, and paperboard cartons*, serving Dearfield, Ill., as an off-route point in connection with applicant's authorized regular route operations.

HEARING: April 1, 1963, at the Midland Hotel, Chicago, Ill., before Joint Board No. 149.

No. MC 52918 (Sub-No. 14), filed November 19, 1962. Applicant: COTTON STATES MOTOR LINES, INC., doing business as R. C. MOTOR LINES OF GEORGIA, 2500 Laura Street, Jacksonville, Fla. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, and commodities requiring special equipment)*, between Charlotte, N.C., on the one hand, and, on the other, points in Georgia.

NOTE: Applicant states the service proposed herein is restricted to traffic moving from, to, or through Atlanta, Ga. Applicant further states no new service is involved. It is presently performing the service by tacking its existing operating rights at either Columbia, S.C., or Augusta, Ga. Common control may be involved.

HEARING: April 3, 1963, at the U.S. Court Rooms, Columbia, S.C., before Joint Board No. 130.

No. MC 55236 (Sub-No. 65), filed November 20, 1962. Applicant: OLSON TRANSPORTATION COMPANY, 1970 South Broadway, Green Bay, Wis. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Chemicals and acids*, liquid (excluding gasoline, kerosene, casinghead gasoline, fuel oil, and lubricating oil), and (2) *plastics*, liquid, in bulk, in tank vehicles, from Lemont, Ill., and points within five (5) miles thereof, to points in Alabama, Arkansas, Florida, Georgia, Indiana, Iowa, Kansas, Kentucky, Louisiana, Michigan, Minnesota, Mississippi, Missouri, North Carolina, Ohio, Oklahoma, South Carolina, Tennessee, Texas, and Wisconsin, and *empty containers or other such incidental facilities (not specified)* used in transporting the above described commodities, on return.

HEARING: April 5, 1963, in Room 852, U.S. Customs House, 610 South Canal Street, Chicago, Ill., before Examiner Charles J. Murphy.

No. MC 59150 (Sub-No. 13), filed November 30, 1962. Applicant: PLOOF TRANSFER COMPANY, INC., 1901 Hill Street, Jacksonville, Fla. Applicant's attorney: Martin Sack, 710 Atlantic Bank Building, Jacksonville 2, Fla. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Building and construction materials, agricultural implements, building contractors' machinery and equipment, and articles requiring specialized handling and rigging*, between Tampa, Fla., on the one hand, and, on the other, points in Florida.

HEARING: March 26, 1963, at the Mayflower Hotel, Jacksonville, Fla., before Joint Board No. 205, or if the Joint Board waives its right to participate before Examiner Alton R. Smith.

No. MC 65802 (Sub-No. 25) (AMENDMENT), filed November 7, 1962, published in the FEDERAL REGISTER issue of February 6, 1963, and republished as amended, this issue. Applicant: LYNDEN TRANSFER, INC., P.O. Box 433, Lynden, Wash. Applicant's attorney: James T. Johnson, 609-11 Norton Building, Seattle 4, Wash. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities*, except those of unusual value, and household goods as defined by the Commission, between Bellingham, Wash., on the one hand, and, on the other, points on U.S. Highway 99 between Bellingham and Blaine, Wash., limited to service which is auxiliary to or supplemental of rail service of the Great Northern Railway, and carrier "shall not render service from or to, or interchange traffic at any point other than a station on the lines of the Great Northern Railway."

NOTE: The purpose of this republication is to eliminate Ferndale, Wash., as a point of origin, to specify destination points as above, and to include limitations as above in lieu of those previously stated.

HEARING: Remains as assigned March 29, 1963, at the Federal Office Building, Seattle, Wash., before Joint Board No. 80, or, if the Joint Board waives its right to participate, before Examiner J. Thomas Schneider.

No. MC 66562 (Sub-No. 1927), filed November 9, 1962. Applicant: RAILWAY-EXPRESS AGENCY, INCORPORATED, 219 East 42d Street, New York 17, N.Y. Applicant's attorney: Robert C. Boozer, The Citizens & Southern National Bank Building, Suite 1220, Atlanta 3, Ga. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities*, moving in express service, between Atlanta, Ga., and Greenville, S.C., serving the intermediate and off-route points of Norcross, Duluth, Buford, Flowery Branch, Gainesville, Cornelia, and Toccoa, Ga., and Westminster, Walhalla, Seneca, Clemson, Central, Norris, Liberty, Easley, and Pickens, S.C.; (1) from Atlanta over U.S. Highway 23 to Cornelia, thence over U.S. Highway 123 to Greenville, and return over the same

route; (2) from Westminster over South Carolina Highway 183 to Pickens, and return over the same route; (3) from Seneca over South Carolina Highway 130 to junction South Carolina Highway 183, and return over the same route; and (4) from Atlanta over Interstate Highway 85 to junction Georgia Highway 317, thence over Georgia Highway 317 to junction U.S. Highway 23, with service at said junction limited to joiner with the route set forth in (1) above, and return over the same route, as an alternate route for operating convenience only. **RESTRICTIONS:** (1) The service to be performed by applicant shall be limited to that which is auxiliary to or supplemental of express service of the Railway Express Agency. (2) Shipments transported by applicant shall be limited to those moving on through bills of lading or express receipts. (3) The authority granted herein, to the extent it authorizes the transportation of dangerous explosives, shall be limited, in point of time, to a period expiring 5 years from the date of the certificate. (4) Such further specific conditions as the Commission, in the future, may find necessary to impose in order to restrict applicant's operations to a service which is auxiliary to or supplemental of express service of the Railway Express Agency.

**HEARING:** April 8, 1963, at the Georgia Public Service Commission 244 Washington Street SW., Atlanta, Ga., before Joint Board No. 131.

No. MC 66562 (Sub-No. 1930), filed January 2, 1963. Applicant: RAILWAY EXPRESS AGENCY, INCORPORATED, 219 East 42d Street, New York 17, N.Y. Applicant's attorney: Robert C. Boozer, 1220 Citizens and Southern National Bank Building, Atlanta 3, Ga. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities*, moving in express service, between Columbia, S.C., and Charleston, S.C., serving the intermediate and off-route points of St. Matthews, Orangeburg, Branchville, Reevesville, St. George, Dorchester, Ridgeville, and Summerville, S.C.: (A) From Columbia over U.S. Highway 21 to Branchville, S.C., thence over U.S. Highway 78 to Charleston, and return over the same route; and (B) from junction U.S. Highways 21 and 176 (17 miles south of Columbia), over U.S. Highway 176 to junction South Carolina Highway 6, thence over South Carolina Highway 6 to St. Matthews, S.C., thence over U.S. Highway 601 to Orangeburg, S.C., thence over U.S. Highway 178 to junction U.S. Highway 78, and return over the same route. Restrictions: (1) The service to be performed by applicant shall be limited to that which is auxiliary to or supplemental of express service of the Railway Express Agency. (2) Shipments transported by applicant shall be limited to those moving on through bills of lading or express receipts covering, in addition to a motor carrier movement by applicant, an immediately prior or an immediately subsequent movement in express service of the Railway Express Agency. (3) The authority granted herein, to the extent it authorizes the transportation of dan-

gerous explosives, shall be limited, in point of time, to a period expiring 5 years from the date of the Certificate. (4) Such further specific conditions as the Commission, in the future, may find necessary to impose in order to restrict applicant's operation to a service which is auxiliary to or supplemental of express service of the Railway Express Agency.

**HEARING:** April 4, 1963, at the U.S. Court Rooms, Columbia, S.C., before Joint Board No. 177.

No. MC 75651 (Sub-No. 53), filed November 16, 1962. Applicant: R. C. MOTOR LINES, INC., 2500 Laura Street, Jacksonville, Fla. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, and except dangerous explosives, household goods as defined in *Practices of Motor Common Carriers of Household Goods*, 17 M.C.C. 467, commodities in bulk, and those requiring special equipment), from Jacksonville, Fla., to Savannah, Ga.; from Jacksonville over U.S. Highway 17 to Savannah, and return over the same route, serving no intermediate points.

**NOTE:** Applicant states no new service is involved. Applicant is presently performing the service by tacking its existing operating rights at Sylvania, Ga. Common control may be involved.

**HEARING:** March 28, 1963, at the Mayflower Hotel, Jacksonville, Fla., before Joint Board No. 64, or if the Joint Board waives its right to participate before Examiner Alton R. Smith.

No. MC 75651 (Sub-No. 54), filed January 16, 1963. Applicant: R. C. MOTOR LINES, INC., 2500 Laura Street, Jacksonville, Fla. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, and except dangerous explosives, household goods as defined in *Practices of Motor Common Carriers of Household Goods*, 17 M.C.C. 467, commodities in bulk, and those requiring special equipment), (1) between Jacksonville, Fla., and the site of Thiokol Chemical Corp., located approximately six (6) miles east of Woodbine, Ga.; from Jacksonville over U.S. Highway 17 to junction with unnumbered and unnamed State or county roads, thence over unnumbered and unnamed State or county roads to the site of Thiokol Chemical Corp. and return over the same route, serving no intermediate points, and (2) between Savannah, Ga., and the site of Thiokol Chemical Corp., located approximately six (6) miles east of Woodbine, Ga.; from Savannah over U.S. Highway 17 to junction with unnumbered and unnamed State or county roads, thence over unnumbered and unnamed State or county roads to the site of Thiokol Chemical Corp. and return over the same route, serving no intermediate points.

**NOTE:** Common control may be involved.

**HEARING:** March 28, 1963, at the Mayflower Hotel, Jacksonville, Fla., before Joint Board No. 64, or if the Joint

Board waives its right to participate before Examiner Alton R. Smith.

No. MC 78643 (Sub-No. 51), filed December 28, 1962. Applicant: HART MOTOR EXPRESS, INC., 2417 North Cleveland, St. Paul 13, Minn. Applicant's attorney: Donald A. Morken, 1000 First National Bank Building, Minneapolis 2, Minn. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk and commodities requiring special equipment), between Fargo, N. Dak., and Moorhead, Minn., on the one hand, and, on the other points in North Dakota.

**NOTE:** Common control may be involved.

**HEARING:** April 10, 1963, in Room 393, Federal Building and U.S. Court House, 110 South Fourth Street, Minneapolis, Minn., before Joint Board No. 24.

No. MC 88203 (Sub-No. 2), filed November 23, 1962. Applicant: OTIS WRIGHT & SONS, INC., 632 South Union Street, Lima, Ohio. Applicant's attorney: Earl N. Merwin, 85 East Gay Street, Columbus 15, Ohio. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Brick*, in seasonal operations between June and November, from Sugarcreek, Ohio to points in that part of Indiana on and north of U.S. Highway 40 (except Fort Wayne, and except points within fifty (50) miles of Fort Wayne).

**NOTE:** Applicant states the proposed operation will be under a continuing contract with Beldon Brick Company.

**HEARING:** March 29, 1963, at the Ohio Public Utilities Commission, Columbus, Ohio, before Joint Board No. 60.

No. MC 92983 (Sub-No. 416), filed January 14, 1963. Applicant: ELDON MILLER, INC., P.O. Box 232, Iowa City, Iowa. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Sugar*, in bulk, in tank and hopper vehicles, from points in Colorado and Utah, to points in Illinois, Iowa, Minnesota, Missouri, and Wisconsin.

**HEARING:** April 9, 1963, at Room 401, Old Federal Office Building, Fifth and Court Avenues, Des Moines, Iowa, before Examiner William R. Tyers.

No. MC 93529 (Sub-No. 3), filed January 18, 1963. Applicant: IVAN I. PRATT, doing business as PRATT MOTOR FREIGHT, 802 South Second Street, Milbank, S. Dak. Applicant's representative: A. R. Fowler, 2288 University Avenue, St. Paul 14, Minn. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fertilizing compounds* (manufactured fertilizer), dry, in bags, from Pine Bend, Minn., to points in Brown, Codington, Day, Deuel, Grant, Roberts, and Marshall Counties, S. Dak.

**HEARING:** April 9, 1963, in Room 393, Federal Building and U.S. Court House, 110 South Fourth Street, Minneapolis, Minn., before Joint Board No. 24.

No. MC 95540 (Sub-No. 485), filed December 12, 1962. Applicant: WATKINS MOTOR LINES, INC., Albany Road,

Thomasville, Ga. Applicant's attorney: Duane W. Acklie, Box 2028, Lincoln, Nebr. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meat and packinghouse products*, as described by the Commission in Appendix I, 61 M.C.C. 209, from points in Dallas County, Iowa, to points in Alabama, Florida, Georgia, Louisiana, Mississippi, North Carolina, South Carolina, and Tennessee.

**HEARING:** April 11, 1963, at Room 401, Old Federal Office Building, Fifth and Court Avenues, Des Moines, Iowa, before Examiner William R. Tyers.

No. MC 95540 (Sub-No. 499), filed January 25, 1963. Applicant: WATKINS MOTOR LINES, INC., Albany Highway, Thomasville, Ga. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, and meat by-products*, from the plant site of Armour & Company at or near West Point, Nebr., to points in Alabama, Florida, Georgia, Louisiana, Mississippi, North Carolina, South Carolina, Tennessee, Virginia, and the District of Columbia.

NOTE: Common control may be involved.

**HEARING:** March 26, 1963, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Examiner Reece Harrison.

No. MC 95540 (Sub-No. 506), filed February 14, 1963. Applicant: WATKINS MOTOR LINES, INC., Albany Highway, Thomasville, Ga. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods*, from Chambersburg, Pa., and points within 15 miles thereof, to points in Virginia, and West Virginia.

NOTE: Common control may be involved.

**HEARING:** March 6, 1963, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Examiner Armin G. Clement.

No. MC 95715 (Sub-No. 3), filed December 23, 1962. Applicant: FLOYD ABBOTT, 624 New York Avenue, Creston, Iowa. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Pull-type, self-unloading fertilizer, lime and feed handling wagons, in a specially designed transport trailer*, from Lenox, Iowa, to points in Colorado, Illinois, Indiana, Kansas, Michigan, Minnesota, Missouri, Nebraska, and South Dakota.

**HEARING:** April 10, 1963, at Room 401, Old Federal Office Building, Fifth and Court Avenues, Des Moines, Iowa, before Examiner William R. Tyers.

No. MC 103017 (Sub-No. 19), filed January 30, 1963. Applicant: MERCURY MOTOR FREIGHT LINES, INC., 954 Hersey Street, St. Paul 14, Minn. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, household goods, commodities in bulk, and commodities requiring special equipment), between Fargo, N. Dak., and Moorhead, Minn., on the one hand, and on the other, points in North Dakota.

NOTE: Applicant states it "proposes to tack above authority, if granted, to its present authority contained in MC-103017 and Sub numbers thereunder".

**HEARING:** April 10, 1963, in Room 393, Federal Building and U.S. Court House, 110 South Fourth Street, Minneapolis, Minn., before Joint Board No. 24.

No. MC 103378 (Sub-No. 248), filed November 19, 1962. Applicant: PETROLEUM CARRIER CORPORATION, 369 Margaret Street, Jacksonville, Fla. Applicant's attorney: Martin Sack, 710 Atlantic National Bank Building, Jacksonville, Fla. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum and petroleum products*, in bulk, in tank vehicles, from Jacksonville, Fla., to points in South Carolina more than 175 miles and not more than 200 miles from Jacksonville, Fla.

**HEARING:** March 27, 1963, at the Mayflower Hotel, Jacksonville, Fla., before Joint Board No. 354, or if the Joint Board waives its right to participate before Examiner Alton R. Smith.

No. MC 103880 (Sub-No. 281), filed February 7, 1963. Applicant: PRODUCERS TRANSPORT, INC., 224 Buffalo Street, New Buffalo, Mich. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum and petroleum products*, in bulk, in tank vehicles, from St. Clair, Mich., to Toledo, Ohio.

**HEARING:** March 12, 1963, at the Federal Building, Lansing, Mich., before Joint Board, No. 57.

No. MC 106400 (Sub-No. 41) (REPUBLICATION), filed November 19, 1962, published FEDERAL REGISTER issue of January 23, 1963, and republished this issue to show advanced hearing date. Applicant: KAW TRANSPORT COMPANY, a corporation, 701 North Sterling Street, Sugar Creek, Mo. Applicant's attorney: Erle W. Francis, Veterans of Foreign Wars Building, 214 West Sixth Street, Topeka, Kans. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dry fertilizer*, in bulk and in bags, from Olathe, Kans., and points within five (5) miles thereof, to points in Missouri, and *damaged and rejected shipments*, on return.

NOTE: Common control may be involved. The purpose of this republication is to show that the hearing date has been advanced from March 26, 1963, to the address as shown.

**HEARING:** March 15, 1963, at the Park East Hotel, Kansas City, Mo., before Joint Board No. 36.

No. MC 107107 (Sub-No. 241), filed October 9, 1962. Applicant: ALTERMAN TRANSPORT LINES, INC., P.O. Box 65, Allapattah Station, Miami 42, Fla. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods, meats, meat products, meat by-products, and dairy products*, as defined by the Commission, between points in Florida, and points in Alabama on and south of U.S. Highway 80 and points in Georgia on and south of U.S. Highway 280, including points in Bryan and

Chatham Counties, Ga., and New Orleans, La.

NOTE: Applicant states no duplication of authority is sought.

**HEARING:** April 10, 1963, at the Dupont Plaza Hotel, 300 Biscayne Boulevard Way, Miami, Fla., before Examiner Alton R. Smith.

No. MC 107107 (Sub-No. 244), filed October 19, 1962. Applicant: ALTERMAN TRANSPORT LINES, INC., P.O. Box 65, Allapattah Station, Miami 42, Fla. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Candy, confectionery, honey, tropical fruit preserves, jams, nuts, and jelly*, in vehicles equipped with mechanical refrigeration, from points in Florida, to points in Arkansas, Connecticut, Delaware, District of Columbia, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Maryland, Massachusetts, Lower Peninsula of Michigan, Minnesota, Missouri, Nebraska, New Jersey, New York, North Carolina, Ohio, Oklahoma, Pennsylvania, Rhode Island, South Carolina, Tennessee, Texas, Virginia, West Virginia, and Wisconsin.

**HEARING:** April 8, 1963, at the Dupont Plaza Hotel, 300 Biscayne Boulevard Way, Miami, Fla., before Examiner Alton R. Smith.

No. MC 107149 (Sub-No. 1), filed August 20, 1962. Applicant: WARDLOW TRANSFER CO., INC., R.R. 2, Sardinia, Ohio. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except livestock, Classes A and B explosives, article of unusual value, household goods as defined by the Commission, commodities in bulk and those requiring special equipment), between Sardinia, Ohio, and points within fifteen (15) miles thereof, on the one hand, and, on the other, points in Kentucky.

**HEARING:** March 27, 1963, at the Ohio Public Utilities Commission, Columbus, Ohio, before Joint Board No. 37.

No. MC 107403 (Sub-No. 452), filed January 28, 1963. Applicant: E. BROOKE MATLACK, INC., 33d and Arch Street, Philadelphia 4, Pa. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lime and limestone products*, from Brokensword and Carey, Ohio, to points in Connecticut, Maryland, Michigan, New Jersey, New York, and Pennsylvania.

NOTE: Common control may be involved.

**HEARING:** March 28, 1963, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Examiner Lyle C. Farmer.

No. MC 107515 (Sub-No. 419), filed December 20, 1962. Applicant: REFRIGERATED TRANSPORT CO., INC., 290 University Avenue SW., Atlanta 10, Ga. Applicant's attorney: Paul M. Daniell, 214 Grant Building, Atlanta 3, Ga. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Foodstuffs*, in vehicles equipped with mechanical refrigeration, between points in Georgia.

NOTE: Common control may be involved.

**HEARING:** April 9, 1963, at the Georgia Public Service Commission, 244 Washington Street SW., Atlanta, Ga., before Joint Board No. 101.

No. MC 107515 (Sub-No. 423), filed January 23, 1963. Applicant: REFRIGERATED TRANSPORT CO., INC., 290 University Avenue SW., Atlanta 10, Ga. Applicant's attorney: Paul M. Daniell, Suite 214-217, Grant Building, Atlanta 3, Ga. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Bananas*, from Mobile, Ala., to points in Alabama, Arkansas, Florida, Georgia, Indiana, Iowa, Kansas, Louisiana, Michigan, Minnesota, Mississippi, Missouri, Ohio, Oklahoma, Tennessee, and Wisconsin.

NOTE: Common control may be involved.

**HEARING:** February 28, 1963, at the Midland Hotel, Chicago, Ill., before Examiner Lacy W. Hinely.

No. MC 108207 (Sub-No. 107), filed November 7, 1962. Applicant: FROZEN FOOD EXPRESS, 318 Cadiz Street, Dallas, Tex. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Candy and confections*, in vehicles equipped with mechanical refrigeration, from Chicago, Ill., to points in California.

**HEARING:** April 1, 1963, in Room 852, U.S. Customs House, 610 South Canal Street, Chicago, Ill., before Examiner Charles J. Murphy.

No. MC 109435 (Sub-No. 26), filed December 31, 1962. Applicant: ELLSWORTH BROS. TRUCK LINE, INC., Drawer J, Stroud, Okla. Applicant's attorney: Max G. Morgan, 443-54 American National Building, Oklahoma City 2, Okla. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dry cement*, from railheads located within Kansas, Missouri, Arkansas, and points in Sherman, Hansford, O'Chiltree, Lipscomb, Moore, Hutchinson, Roberts, Hemphill, Potter, Carson, Gray, Wheeler, Randall, Armstrong, Donley, Collingsworth, Childress, Hardeman, Wilbarger, and Wichita Counties, Tex., to points within the above-described territory, restricted to cement having an initial origin at plants located at or near Dewey, Tulsa or Pryor, Okla.

NOTE: Applicant states that it holds authority to transport direct from named mills by motor vehicle; however, certain volume movements are desired to move in a combination of rail-truck by moving by a rail movement to a railhead, thence by truck to the job site.

**HEARING:** April 5, 1963, at the Federal Building, 200 Northwest Fourth, Oklahoma City, Okla., before Examiner James A. McKiel.

No. MC 109455 (Sub-No. 3), filed January 16, 1963. Applicant: GEORGIA-FLORIDA MOTOR EXPRESS, INC., 2500 Laura Street, Jacksonville, Fla. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, and except dangerous explosives, household goods as defined in *Practices of Motor Common Carriers of Household Goods*, 17 M.C.C. 467, commodities in bulk, com-

modies requiring special equipment, and those injurious or contaminating to other lading), serving the site of the Thiokol Chemical Corp. installation, approximately six (6) miles east of Woodbine, Ga., as an off-route point in connection with carrier's presently authorized regular-route operations between Jacksonville, Fla. and Atlanta, Ga.

**HEARING:** April 10, 1963, at the Georgia Public Service Commission, 244 Washington Street S.W., Atlanta, Ga., before Joint Board No. 101.

No. MC 109708 (Sub-No. 26), filed January 25, 1963. Applicant: ERVIN J. KRAMER, doing business as MARYLAND TANK TRANSPORTATION CO., 401 Highland Street, Frederick, Md. Applicant's attorney: Wilmer B. Hill, Transportation Building, Washington 6, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Chilled citrus juices*, in bulk, in tank vehicles, from points in Florida, to points in Maine, New Hampshire, Vermont, Massachusetts, Rhode Island, Connecticut, New York, Pennsylvania, Maryland, Virginia, North Carolina, West Virginia, Delaware, and New Jersey.

**HEARING:** April 3, 1963, at the Hotel Tampa Terrace, Tampa, Fla., before Examiner Alton R. Smith.

No. MC 110698 (Sub-No. 224), filed August 17, 1963. Applicant: RYDER TANK LINE, INC., Winston Salem Road (P.O. Box 457), Greensboro, N.C. Applicant's attorney: Reagan Sayers, Century Life Building., Fort Worth 2, Tex. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Detergent intermediates*, in bulk, in tank vehicles, from Millsdale, Ill., to points in Louisiana, Oklahoma, Texas, Arkansas, Mississippi, California, and Nebraska, and (2) *chemicals*, in bulk, and *coconut oil*, in bulk, in tank vehicles, from points in California to points in Illinois.

NOTE: Applicant states its capital stock is owned by Ryder System, Inc., of Miami, Fla., which also controls Ryder Truck Lines, Inc., and other motor carriers.

**HEARING:** April 4, 1963, at the Federal Office Building, 701 Loyola Avenue, New Orleans, La., before Examiner Raymond V. Sar.

No. MC 110698 (Sub-No. 236) (AMENDMENT), filed December 20, 1962, published in FEDERAL REGISTER issue of January 9, 1963, amended February 11 and republished as amended, this issue. Applicant: RYDER TANK LINE, INC., Winston Salem Road, P.O. Box 457, Greensboro, N.C. Applicant's attorney: Francis A. McInerney, 1000 16th Street NW., Washington 6, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid sugar and invert sugar*, in bulk, in tank vehicles, from points in Greenville County, S.C., to points in North Carolina, Tennessee, Alabama, and Georgia.

NOTE: The purpose of this republication is to enlarge the commodity description and to indicate the new hearing date.

**HEARING:** March 27, 1963, at the Offices of the Interstate Commerce Com-

mission, Washington, D.C., before Examiner Dallas B. Russell.

No. MC 110698 (Sub-No. 240), filed January 23, 1963. Applicant: RYDER TANK LINE, INC., Winston-Salem Road (P.O. Box 457), Greensboro, N.C. Applicant's attorney: Francis W. McInerney, 1000 16th Street NW., Washington 6, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Latex*, in bulk, in tank vehicles, from Austell and Dalton, Ga., Concord, N.C., and Cheswold, Del., to points in Connecticut, Maine, Massachusetts, New Hampshire, Rhode Island, and Vermont.

NOTE: Common control may be involved.

**HEARING:** March 29, 1963, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Examiner David Waters.

No. MC 111045 (Sub-No. 31), filed January 18, 1963. Applicant: REDWING CARRIERS, INC., P.O. Box 426, Tampa, Fla. Applicant's attorney: James E. Wilson, Perpetual Building, 1111 E Street NW., Washington 4, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Sugar and molasses*, in bulk, between points in Florida.

**HEARING:** March 29, 1963, at the Mayflower Hotel, Jacksonville, Fla., before Joint Board No. 205, or if the Joint Board waives its right to participate before Examiner Alton R. Smith.

No. MC 111196 (Sub-No. 27), filed January 30, 1963. Applicant: R. KUNTZMAN, INC., 1805 West State Street, Alliance, Ohio. Applicant's attorneys: Herbert Baker and James R. Stiverson, 50 West Broad Street, Columbus 15, Ohio. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Urea fertilizer*, dry, in bags and in bulk, from North Claymont, Del., to points in Ohio, and *empty containers or other such incidental facilities* (not specified) used in transporting the above-specified commodity, on return.

**HEARING:** March 28, 1963, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Examiner A. Lane Cricher.

No. MC 111467 (Sub-No. 3), filed December 31, 1962. Applicant: ARTHUR J. PAPE, doing business as ART PAPE TRANSFER, Cascade, Iowa. Applicant's representative: William A. Landau, 1307 East Walnut, Des Moines 16, Iowa. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Salt*, from Dubuque, Iowa, to points in Illinois, Minnesota, and Wisconsin.

**HEARING:** April 9, 1963, at Room 401, Old Federal Office Building, Fifth and Court Avenues, Des Moines, Iowa, before Examiner William R. Tyers.

No. MC 111687 (Sub-No. 10), filed November 2, 1962. Applicant: BENJAMIN H. RUEGSEGGGER, Route No. 1, Kawkawlin, Mich. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Malt beverages*, and *empty used malt beverage containers or other such incidental facilities* (not specified) used

in transporting the above described commodities, between points in Michigan, on the one hand, and, on the other, points in Illinois, Indiana, Ohio, and Wisconsin.

HEARING: March 28, 1963, at the Federal Building, Lansing, Mich., before Examiner Charles J. Murphy.

No. MC 112020 (Sub-No. 188), filed October 23, 1962. Applicant: COMMERCIAL OIL TRANSPORT, INC., 1030 Stayton Street, Fort Worth, Tex. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dry feeds, feed ingredients, cottonseed, and soybean products*, between points in New Mexico, Colorado, Kansas, Missouri, Oklahoma, Iowa, Nebraska, Arkansas, Louisiana, and Texas, (except to or from Houston, Tex., and a fifty (50) mile radius thereof).

NOTE: Common control may be involved.

HEARING: March 25, 1963, at the Baker Hotel, Dallas, Tex., before Examiner James A. McKiel.

No. MC 112497 (Sub-No. 195), filed December 6, 1962. Applicant: HEARIN TANK LINES, INC., P.O. Box 3096, Istrouma Branch, Baton Rouge 5, La. Applicant's attorney: E. Stephen Heisley, Transportation Building, Washington 6, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Chemicals*, in bulk, in tank or hopper type vehicles, from points in Mobile County, Ala., to points in Alabama, Arkansas, Florida, Georgia, Louisiana, Mississippi, and Tennessee.

NOTE: Common control may be involved.

HEARING: April 1, 1963, at the Hotel Battle House, Mobile, Ala., before Examiner Raymond V. Sar.

No. MC 112497 (Sub-No. 197), filed January 23, 1963. Applicant: HEARIN TANK LINES, INC., 6440 Rawlins Street, Baton Rouge, La. Applicant's attorney: Harry C. Ames, Jr., Transportation Building, Washington 6, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Naval stores and tall oil products*, from Bay Minette, Ala., to points in Iowa.

HEARING: April 3, 1963, at the Hotel Battle House, Mobile, Ala., before Examiner Raymond V. Sar.

No. MC 112497 (Sub-No. 199), filed February 14, 1963. Applicant: HEARIN TANK LINES, INC., 6440 Rawlins Street, Baton Rouge, La. Applicant's attorney: Harry C. Ames, Jr., Transportation Building, Washington 6, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Rosin sizing and plastic synthetic liquids*, in bulk, in tank vehicles, from Baxley, Ga., to points in Alabama, Florida, Louisiana, and Mississippi.

HEARING: March 20, 1963, at 680 West Peachtree Street NW., Atlanta, Ga., before Examiner Warren C. White.

No. MC 112520 (Sub-No. 83), filed December 6, 1962. Applicant: MCKENZIE TANK LINES, INC., New Quincy Road, Tallahassee, Fla. Applicant's attorney: Sol H. Proctor, 1730 Lynch

Building, Jacksonville 2, Fla. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Chemicals*, in bulk, in tank and hopper type vehicles, from points in Mobile County, Ala., to points in Alabama, Arkansas, Florida, Georgia, Louisiana, Mississippi, and Tennessee.

NOTE: Common control may be involved.

HEARING: April 1, 1963, at the Hotel Battle House, Mobile, Ala., before Examiner Raymond V. Sar.

No. MC 112520 (Sub-No. 84), filed December 12, 1962. Applicant: MCKENZIE TANK LINES, INC., New Quincy Road, Tallahassee, Fla. Applicant's attorney: Sol H. Proctor, 1730 Lynch Building, Jacksonville 2, Fla. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fertilizer solutions, including, but not limited to, nitrogen solution*, in bulk, in tank vehicles, from points in Decatur County, Ga., to points in Alabama, Florida, and Georgia.

NOTE: Common control may be involved.

HEARING: April 10, 1963, at the Georgia Public Service Commission, 244 Washington Street SW., Atlanta, Ga., before Joint Board No. 99.

No. MC 113267 (Sub-No. 91), filed February 4, 1963. Applicant: CENTRAL & SOUTHERN TRUCK LINES, INC., 312 West Morris Street, Caseyville, Ill. Applicant's representative: Fred H. Figue (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meat, meat products, meat byproducts, and articles distributed by packinghouses*, as defined by the Commission, from Hernando (De Soto County), Miss., to points in Indiana, Minnesota, Ohio, and Wisconsin.

NOTE: Common control may be involved.

HEARING: March 8, 1963, at the Claridge Hotel, Memphis, Tenn., before Examiner Lyle C. Farmer.

No. MC 113336 (Sub-No. 56), filed December 11, 1962. Applicant: PETROLEUM TRANSIT COMPANY, INC., P.O. Box 921, Lumberton, N.C. Applicant's attorney: James E. Wilson, Perpetual Building, 1111 E Street NW., Washington 4, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Cement*, in bulk and in bags, from Wilmington, N.C., and points within ten (10) miles thereof, to points in South Carolina and Virginia.

NOTE: Common control may be involved.

HEARING: March 28, 1963, at the U.S. Court Rooms, Uptown Post Office Building, Raleigh, N.C., before Joint Board No. 196.

No. MC 113843 (Sub-No. 54), filed November 6, 1962. Applicant: REFRIGERATED FOOD EXPRESS, INC., 316 Summer Street, Boston, Mass. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, meat byproducts, dairy products, and articles distributed by meat packinghouses*, as described in sections A, B, and C of Appendix I to the report in

*Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766, and *frozen foods*, between points in Nebraska on and east of U.S. Highway 183 and points in Iowa, on the one hand, and, on the other, points in Connecticut, Delaware, Indiana, Kentucky, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York, Ohio, Pennsylvania, Rhode Island, Vermont, Virginia, West Virginia, and the District of Columbia.

HEARING: April 3, 1963, in Room 852, U.S. Customs House, 610 South Canal Street, Chicago, Ill., before Examiner Charles J. Murphy.

No. MC 113855 (Sub-No. 78), filed December 26, 1962. Applicant: INTERNATIONAL TRANSPORT, INC., Highway 52 South, Rochester, Minn. Applicant's attorney: Franklin J. Van Osdel, First National Bank Building, Fargo, N. Dak. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Plywood and particle board*, from Ports of Entry on the International Boundary line between the United States and Canada located in Minnesota, to points in Michigan, Wisconsin, Illinois, Nebraska, Minnesota, North Dakota, South Dakota, Iowa, and Colorado.

HEARING: April 8, 1963, in Room 393, Federal Building and U.S. Court House, 110 South Fourth Street, Minneapolis, Minn., before Examiner Charles J. Murphy.

No. MC 114091 (Sub-No. 50), filed January 3, 1963. Applicant: FLEET TRANSPORT CO. OF KY., INC., P.O. Box 13116, Louisville 13, Ky. Applicant's attorney: Robert M. Pearce, 221½ St. Clair Street, Frankfort, Ky. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum and petroleum products*, in bulk, in tank vehicles, from Haverhill, Ohio, and points within ten (10) miles thereof, to points in Alabama, Connecticut, Florida, Georgia, Illinois, Indiana, Iowa, Kentucky, Louisiana, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, New Jersey, New York, North Carolina, Pennsylvania, Rhode Island, South Carolina, Tennessee, Virginia, West Virginia, and Wisconsin.

HEARING: March 25, 1963, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Examiner Gordon M. Gallow.

No. MC 114569 (Sub-No. 57), filed February 4, 1963. Applicant: SHAFER TRUCKING, INC., Elizabethville, Pa. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Meat, meat products, meat byproducts, dairy products, and articles distributed by meat packinghouses*, as described in sections A, B, and C of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, from Cudahy, Wis., to points in Maine, Massachusetts, North Carolina, South Carolina, Virginia, and West Virginia, and *rejected shipments*, on return, and (2) *exempt commodities, and exempt commodities in mixed shipments with items incidental to the transportation of meat, meat products, meat byproducts, dairy products, and articles distributed by meat packinghouses*, as described by

the Commission, from points in Maine, Massachusetts, North Carolina, South Carolina, Virginia, and West Virginia, to points in Illinois, Indiana, Kentucky, Michigan, Ohio, and Wisconsin, and *rejected shipments*, on return.

**HEARING:** March 12, 1963, in Room 908, Indiana Public Service Comm., New State Office Building, 110 North Senate Avenue, Indianapolis, Indiana, before Examiner David Waters.

No. MC 114835 (Sub-No. 12), filed January 24, 1963. Applicant: SOO LINE RAILROAD COMPANY, a corporation, 800 Soo Line Building, Minneapolis 40, Minn. Applicant's attorney: C. Harold Peterson (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except household goods as defined by the Commission, and commodities in bulk), in service which is auxiliary to, or supplemental of, applicant's rail service, between Barron, Wis. and Wheeler, Wis.: From Barron over Wisconsin Highway 25 to Wheeler, and return over the same route, serving the intermediate points of Ridgeland and Hillsdale, Wis., and the off-route point of Dallas, Wis.

**NOTE:** Common control may be involved.

**HEARING:** April 4, 1963, at the Wisconsin Public Service Commission, Madison, Wis., before Joint Board No. 96.

No. MC 115491 (Sub-No. 35), filed December 28, 1962. Applicant: COMMERCIAL CARRIER CORPORATION, 502 East Bridgers Avenue, Auburndale, Fla. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen fruit juices, frozen fruit concentrates, citrus products*, (not canned, not frozen), *fresh fruits, fresh vegetables and frozen sea food in mixed loads with canned citrus products*, from points in Florida to points in Ohio.

**HEARING:** April 1, 1963, at the Hotel Tampa Terrace, Tampa, Fla., before Examiner Alton R. Smith.

No. MC 115594 (Sub-No. 6), filed November 23, 1962. Applicant: HOLLOWAY MOTOR EXPRESS, INC., P.O. Box 2337, East Gadsden, Ala. Applicant's attorney: R. J. Reynolds, Jr., Suite 1424-35, C & S National Bank Building, Atlanta 3, Ga. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fire brick and fire clay*, from Wellsville, Mo., to points in Alabama on and north of U.S. Highway 80, points in Georgia on and north of U.S. Highway 280 and points in Tennessee on and west of U.S. Highway 27, and *damaged and rejected shipments* of the above-specified commodities, on return.

**HEARING:** March 25, 1963, at the Hotel Thomas Jefferson, Birmingham, Ala., before Examiner Raymond V. Sar.

No. MC 115669 (Sub-No. 34) (AMENDMENT), filed November 1, 1962, published in FEDERAL REGISTER issue of December 5, 1962, republished as amended this issue. Applicant: HOWARD N. DAHLSTEN, doing business as DAHLSTEN TRUCK LINE, Box 95, Clay Center, Nebr. Applicant's attorney: Donald L. Stern, 924 City National Bank Building, Omaha, Nebr. Authority sought to

operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Salt and salt products, pepper, and mineral mixtures*, from Hutchinson, Kans., to points in Wisconsin, North Dakota, and Minnesota, (2) *salt and salt products*, from Lyons, Kans., and points within three miles thereof, to points in Wisconsin, North Dakota, South Dakota, and Minnesota, and (3) *salt and salt products*, from Pawnee Rock, Kans., and points within three miles thereof, to points in Wisconsin.

**NOTE:** The purpose of this republication is to delete Nebraska and South Dakota from item (1), as destination states.

**HEARING:** April 10, 1963, in Room 393, Federal Building and U.S. Court House, 110 South Fourth Street, Minneapolis, Minn., before Examiner Charles J. Murphy.

No. MC 115841 (Sub-No. 124), filed January 24, 1963. Applicant: COLONIAL REFRIGERATED TRANSPORTATION, INC., 1215 Bankhead Highway West, P.O. Box 2169, Birmingham, Ala. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods, meats, meat products, meat byproducts, and dairy products*, between points in Florida and those in Alabama, on and south of U.S. Highway 80, and those in Georgia, on and south of U.S. Highway 280, including points in Bryan and Chatham Counties, and New Orleans, La.

**HEARING:** April 10, 1963, at the Dupont Plaza Hotel, 300 Biscayne Boulevard Way, Miami, Fla., before Examiner Alton R. Smith.

No. MC 115841 (Sub-No. 125), filed January 24, 1963. Applicant: COLONIAL REFRIGERATED TRANSPORTATION, INC., 1215 Bankhead Highway West, P.O. Box 2169, Birmingham, Ala. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fresh and frozen eggs, ice cream, and dairy products*, in mixed and truckload shipments, from Birmingham, Ala., and points within 15 miles thereof, to points in Tennessee, Arkansas, Virginia, Delaware, West Virginia, Rhode Island, Maine, and Louisiana.

**HEARING:** March 27, 1963, at the Hotel Thomas Jefferson, Birmingham, Ala., before Examiner Raymond V. Sar.

No. MC 116063 (Sub-No. 28), filed December 31, 1962. Applicant: WESTERN TRANSPORT COMPANY, INC., P.O. Box 7346, 2400 Cold Springs Road, Fort Worth, Tex. Applicant's attorney: Thomas E. James, 401 Perry-Brooks Building, Austin 1, Tex. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Sulphur*, in bulk, from points in Wood and Van Zandt Counties, Tex., to points in Arkansas, Kansas, Missouri, Oklahoma, and Texas.

**HEARING:** March 28, 1963, at the Baker Hotel, Dallas, Tex., before Examiner James A. McKiel.

No. MC 116077 (Sub-No. 141), filed December 31, 1962. Applicant: ROBERTSON TANK LINES, INC., P.O. Box 9218, 5700 Polk Avenue, Houston, Tex. Applicant's attorney: Thomas E. James, 401 Perry-Brooks Building, Austin 1, Tex.

Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Sulphur*, in bulk, from points in Wood and Van Zandt Counties, Tex., to points in Arkansas, Kansas, Missouri, Oklahoma, and Texas.

**HEARING:** March 28, 1963, at the Baker Hotel, Dallas, Tex., before Examiner James A. McKiel.

No. MC 116442 (Sub-No. 8), filed January 24, 1963. Applicant: BAKER'S EXPRESS CO., INC., Dagsboro, Del. Applicant's attorney: Clarence D. Todd, 1825 Jefferson Place NW., Washington 6, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Meat and bone scrap, and bone meal*, in bulk, (a) from New York, N.Y., to points in Delaware, Maryland, New Jersey, Virginia, and points in Cumberland, Dauphin, Lancaster, and York Counties, Pa., and (b) from points in New Jersey, to points in Delaware, Maryland, Virginia, and points in Cumberland, Dauphin, Lancaster, and York Counties, Pa., and (2) *meat and bone scrap and bone meal*, in bags, from New York, N.Y., to points in New Jersey, points in Cumberland, Dauphin, Lancaster, and York Counties, Pa., points in Maryland (except those east of Chesapeake Bay and south of the Chesapeake and Delaware Canal and within the Baltimore, Md., and Washington, D.C., Commercial Zones), and points in Virginia (except those in Accomac and Northampton Counties and within the Washington, D.C., Commercial Zone).

**HEARING:** March 28, 1963, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Examiner Gerald F. Colfer.

No. MC 116544 (Sub-No. 34), filed February 4, 1963. Applicant: WILSON BROTHERS TRUCK LINE, INC., 700 East Fairview Avenue, Carthage, Mo. Applicant's attorneys: Robert R. Hendon, 4000 Tunlaw Road NW., Washington 7, D.C., and Harry Ross, Warner Building, Washington 4, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Frozen fruit juices, frozen fruit concentrates, citrus products*, not canned, not frozen, *fresh fruits, fresh vegetables, frozen sea food, in mixed loads with canned citrus products*, and (2) *canned citrus products*, from points in Florida, to points in California, New Mexico, Arizona, Texas, Colorado, Utah, and Nevada.

**HEARING:** March 14, 1963, at the Hotel Tampa Terrace, Tampa, Fla., before Examiner James O'D. Moran.

No. MC 117574 (Sub-No. 68), filed December 28, 1962. Applicant: DAILY EXPRESS, INC., Box 434, Mounted Route 3, Carlisle, Pa. Applicant's attorney: James E. Wilson, Perpetual Building, 1111 E Street NW., Washington 4, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Flakeboard, and particle board*, from points in Chautauque County, N.Y., to points in Massachusetts, Connecticut, Rhode Island, Vermont, New York, New Hampshire, Maine, Pennsylvania, New Jersey, Delaware, Maryland, Ohio, Indiana, Illinois, Iowa, Missouri, Michigan,

Wisconsin, Virginia, Minnesota, Kentucky, Kansas, North Dakota, South Dakota, Nebraska, and the District of Columbia.

**HEARING:** March 25, 1963, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Examiner Richard A. White.

No. MC 118138 (Sub-No. 6), filed December 6, 1962. Applicant: L. A. BENEFIELD and G. H. BENEFIELD, doing business as BENEFIELD BROTHERS, P. O. Box 605, Cullman, Ala. Applicant's attorney: John S. Tucker Jr., 518 Empire Building, Birmingham, Ala. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Malt beverages, beer can openers, and malt beverage advertising*, (1) from St. Louis and St. Joseph, Mo., Cincinnati, Ohio, Milwaukee, Wis., Bellville and Chicago, Ill., Evansville, Terre Haute, Fort Wayne, and South Bend, Ind., Louisville and Covington, Ky., to points in Baldwin, Barbour, Bullock, Calhoun, Crenshaw, Covington, Dallas, Escambia, Greene, Henry, Houston, Jefferson, Lowndes, Lee, Madison, Montgomery, Macon, Perry, Pike, Russell, Tuscaloosa, and Mobile Counties, Ala.; (2) from New Orleans, La., and Tampa, Fla., to points in Baldwin, Bullock, Calhoun, Crenshaw, Covington, Dallas, Escambia, Greene, Henry, Jefferson, Lowndes, Lee, Madison, Montgomery, Macon, Perry, Pike, Tuscaloosa, and Mobile Counties, Ala., and (3) from Peoria, Ill., to points in Baldwin, Bullock, Calhoun, Covington, Dallas, Escambia, Crenshaw, Greene, Henry, Houston, Jefferson, Lowndes, Madison, Montgomery, Perry, Pike, Tuscaloosa, and Mobile Counties, Ala., and *exempt commodities, bananas and empty malt beverage containers*, from the above described destination points to the above described origin points.

**HEARING:** March 28, 1963, at the U.S. Court Rooms, Montgomery, Ala., before Examiner Raymond V. Sar.

No. MC 118253 (Sub-No. 3), filed December 17, 1962. Applicant: S. F. DOUGLAS, doing business as S. F. DOUGLAS TRUCK LINE, 2814 North Cleveland, St. Paul 13, Minn. Applicant's representative: A. R. Fowler, 2288 University Avenue, St. Paul 14, Minn. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *General commodities* (except those of unusual value, household goods, as defined by the Commission, Classes A and B explosives, and those requiring special equipment), between Minneapolis and St. Paul, Minn., and Drayton, N. Dak., and (2) *animal and poultry feed, dry, and sugar*, from Drayton, N. Dak., to points in Minnesota.

**NOTE:** Common control may be involved.

**HEARING:** April 8, 1963, in Room 393, Federal Building 7 U.S. Court House, 110 South Fourth Street, Minneapolis, Minn., before Joint Board No. 24.

No. MC 118465 (Sub-No. 5), filed February 5, 1963. Applicant: COMMERCIAL OIL TRANSPORT OF OKLAHOMA, INC., 1030 Stayton Street, Fort Worth, Tex. Authority sought to operate as a *common carrier*, by motor

vehicle, over irregular routes, transporting: *Liquid wax*, in bulk, in tank vehicles, from Barnsdall and Stroud, Okla., to points in Illinois, Indiana, Iowa, Kentucky, Michigan, Minnesota, Nebraska, and Wisconsin.

**NOTE:** Common control may be involved.

**HEARING:** March 1, 1963, at the Mayo Hotel, Tulsa, Okla., before Examiner C. Evans Brooks.

No. MC 118831 (Sub-No. 23) (AMENDMENT), filed November 16, 1962, published FEDERAL REGISTER issue January 30, 1963, amended February 13, 1963, republished as amended this issue. Applicant: CENTRAL TRANSPORT, INC., East College Drive, High Point, N.C. Applicant's attorney: Harry C. Ames, Jr., Transportation Building, Washington 6, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Cement*, from Charlotte, N.C., to points in North Carolina, South Carolina and Virginia, (2) *cement*, between points in North Carolina, and (3) *empty containers or other such incidental facilities* (not specified) used in transporting the commodities described in (1) and (2) above, on return. The purpose of this republication is to add item 2.

**HEARING:** Remains as assigned March 13, 1963, at the U.S. Court Rooms, Uptown Post Office Building, Raleigh, N.C., before Joint Board No. 196.

No. MC 118876 (Sub-No. 16), filed January 29, 1963. Applicant: GRAVES TRANSFER CO., a corporation, Gravel Hill, R.D., Georgetown, Del. Applicant's attorney: H. James Conaway, Jr., Bank of Delaware Building, Wilmington 1, Del. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Prepared poultry and animal feed*, in bulk and in bags, from the plants of Ralston-Purina Company and Hales & Hunter (Red Comb Mills), and their respective successors, located at Wilmington, Del., to points in Bucks, Berks, Lehigh, Northampton, Montgomery, Chester, Delaware, and Philadelphia Counties, Pa.

**HEARING:** March 22, 1963, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Examiner Henry A. Cockrum.

No. MC 119394 (Sub-No. 2), filed December 2, 1962. Applicant: A. F. MURCH COMPANY, a corporation, Paw Paw, Mich. Applicant's attorney: Leonard D. Verdier, Jr., Michigan Trust Building, Grand Rapids 2, Mich. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Canned fruit drinks and juices, frozen concentrated fruit drinks and juices, and concentrated fruit juices*, from Paw Paw and Decatur, Mich., to points in Alabama, Arkansas, Colorado, Connecticut, Delaware, District of Columbia, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Minnesota, Mississippi, Missouri, Nebraska, Florida, New Hampshire, New Jersey, New Mexico, New York, North Carolina, North Dakota, Ohio, Oklahoma, Pennsylvania, Rhode Island, South Carolina, South Dakota, Tennessee, Texas, Vermont, Virginia, West Vir-

ginia, and Wisconsin, and (2) *materials, machinery and supplies* used in producing and packaging canned fruit drinks and juices, frozen concentrated fruit drinks and juices, and concentrated fruit juices, and *exempt commodities*, moving in mixed loads with the same, from points in Alabama, Arkansas, Colorado, Connecticut, Delaware, District of Columbia, Georgia, Florida, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Minnesota, Mississippi, Missouri, Nebraska, New Hampshire, New Jersey, New Mexico, New York, North Carolina, North Dakota, Ohio, Oklahoma, Pennsylvania, Rhode Island, South Carolina, South Dakota, Tennessee, Texas, Vermont, Virginia, West Virginia, and Wisconsin, to Paw Paw and Decatur, Mich.

**NOTE:** Applicant states that the transportation proposed under (1) and (2) above would involve property of A. F. Murch Company.

**HEARING:** March 26, 1963, at the Federal Building, Lansing, Mich., before Examiner Charles J. Murphy.

No. MC 119443 (Sub-No. 13), filed January 30, 1963. Applicant: P. E. KRAMME, INC., Monroeville, N.J. Applicant's attorney: V. Baker Smith, 2107 Fidelity-Philadelphia Trust Building, Philadelphia 9, Pa. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Chocolate, chocolate coatings, chocolate liquor, chocolate products, cocoa butter, and confectioners coating*, in bulk, in tank vehicles, from Dover, Del., to points in Alabama, Connecticut, Delaware, District of Columbia, Florida, Georgia, Illinois, Indiana, Iowa, Kentucky, Maine, Maryland, Massachusetts, Michigan, Mississippi, Missouri, New Hampshire, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, South Carolina, Tennessee, Vermont, Virginia, and West Virginia.

**HEARING:** March 27, 1963, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Examiner Armin G. Clement.

No. MC 119606 (Sub-No. 1), filed January 9, 1963. Applicant: IVERSON S. JOHNSON, JR., doing business as JOHNSON'S FREIGHTWAYS, 103 Dixie Drive, Sumter, S.C. Applicant's attorney: M. M. Weinberg, Jr., 111 North Main Street, Sumter, S.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *New furniture*, in cartons and cello-crates, and *new upholstered furniture*, from points in Lafayette and Ouachita Counties, Ark., to points in Florida, and *damaged and rejected shipments*, on return, and (2) *fruit and produce*, from points in Florida, to points in Arkansas and Louisiana.

**HEARING:** March 27, 1963, at the Mayflower Hotel, Jacksonville, Fla., before Examiner Alton R. Smith.

No. MC 119611 (Sub-No. 3), filed December 9, 1962. Applicant: E. W. BOHREN TRANSPORT, INC., Woodburn, Ind. Applicant's attorney: David Axelrod, 39 South La Salle Street, Chicago 3, Ill. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Animal*

feed, in bulk and in bags, from Troy, Ohio, to points in Pennsylvania and West Virginia.

NOTE: The proposed service will be performed pursuant to contract with Altman's Mills, located at Troy, Ohio.

HEARING: March 28, 1963, at the Ohio Public Utilities Commission, Columbus, Ohio, before Joint Board No. 59.

No. MC 119641 (Sub-No. 40), filed November 13, 1962. Applicant: RINGLE EXPRESS, INC., 405 South Grant Avenue, Fowler, Ind. Applicant's attorney: Robert C. Smith, 512 Illinois Building, Indianapolis 4, Ind. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fish meal, and fish scrap*, in bags from Fair Port, Va., and points within five (5) miles thereof, to points in Ohio, Indiana, Illinois, Michigan, and Iowa.

HEARING: April 4, 1963, in Room 852, U.S. Customs House, 610 South Canal Street, Chicago, Ill., before Examiner Charles J. Murphy.

No. MC 124078 (Sub-No. 42) (AMENDMENT), filed September 13, 1962, published FEDERAL REGISTER issue of February 6, 1963, amended February 11, 1963, and republished as amended this issue. Applicant: SCHWERMAN TRUCKING CO., a corporation, 620 South 29th Street, Milwaukee 46, Wis. Applicant's attorney: James R. Ziperski, (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dry cement*, in bulk and in packages, (1) from points in Wisconsin, to points in Wisconsin, (2) from points in Kentucky, to points in Kentucky, (3) from points in Michigan, to points in Michigan, (4) from points in Iowa, to points in Iowa, (5) from points in Minnesota, to points in Minnesota, (6) from points in Nebraska, to points in Nebraska, (7) from points in North Dakota, to points in North Dakota, (8) from points in South Dakota, to points in South Dakota, (9) from points in Kansas, to points in Kansas, (10) from points in Missouri, to points in Missouri, (11) from points in Oklahoma, to points in Oklahoma, (12) from points in Arkansas, to points in Arkansas, (13) from points in Alabama, to points in Alabama, (14) from points in Georgia, to points in Georgia, (15) from points in North Carolina, to points in North Carolina, (16) from points in South Carolina, to points in South Carolina, (17) from points in Virginia, to points in Virginia, (18) from points in West Virginia, to points in West Virginia, (19) from points in Tennessee, to points in Tennessee, (20) from points in Mississippi, to points in Mississippi, and (21) from points in Florida, to points in Florida.

NOTE: Applicant is also authorized to conduct operations as a contract carrier in Permit 113832; therefore, dual operations may be involved. It is further noted that common control may be involved. Applicant states the movements of cement between the points involved in this application will be restricted to shipments having a prior movement by rail or water, and the authority, if granted, shall not be tacked to any other cement authority held by applicant. The purpose of this republication is to include this restriction.

HEARING: March 20, 1963, in Room 852, U.S. Customs House, 610 South Canal Street, Chicago, Ill., before Examiner David Waters.

No. 124159 (Sub-No. 3), filed November 26, 1962. Applicant: DAGGETT TRUCK LINE, INC., Frazee, Minn. Applicant's attorney: Gene P. Johnson, First National Bank Building, Fargo, N. Dak. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Powdered pellet binder*, in bags, from Green Bay, Wis., to points in Minnesota, and *exempt commodities* on return movements.

HEARING: April 9, 1963, in Room 393, Federal Building and U.S. Court House, 110 South Fourth Street, Minneapolis, Minn., before Joint Board No. 142, or, if the Joint Board waives its right to participate, before Examiner Charles J. Murphy.

No. MC 124634 (Sub-No. 2), filed November 20, 1962. Applicant: KIMT, INC., 908 East Jackson Street, Hugo, Okla. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Sand, rock, gravel and limestone*, from points in McCurtain and Choctaw Counties, Okla., to points in Fannin, Lamar, Delta, Red River, Franklin, Bowie, Cass, Titus, Wood, Hopkins, Hunt, Camp, Marion and Upshur Counties, Tex., and points in Miller, Sevier, Little River, and Polk Counties, Ark.

HEARING: April 3, 1963, at the Federal Building, 200 Northwest Fourth Street, Oklahoma City, Okla., before Joint Board No. 15, or, if the Joint Board waives its right to participate before Examiner James A. McKiel.

No. MC 124839 (AMENDMENT), filed October 4, 1962, published in FEDERAL REGISTER December 12, 1962, and as amended December 19, 1962, and republished this issue as amended January 3, 1963. Applicant: BUILDERS TRANSPORT, INC., 309-312 Realty Building, Savannah, Ga. Applicant's attorney: William P. Sullivan, 1825 Jefferson Place, NW., Washington 6, D.C. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Roofing and building materials, and supplies* (except in bulk, in tank vehicles) used in the installation thereof, between Mobile, Ala., on the one hand, and on the other, points in Alabama, Florida, Georgia, Kentucky, Louisiana, Mississippi, Tennessee, and Texas, and (2) *materials, equipment and supplies* used in the manufacturing or application of roofing, and *building materials* (except in bulk, in tank vehicles) between Mobile and Birmingham, Ala., on the one hand, and on the other, points in Alabama, Florida, Georgia, Kentucky, Louisiana, Mississippi, Tennessee, and Texas, limited to transportation to be performed under a continuing contract or contracts with The Ruberoid Co., of South Bound Brook, N.J.

NOTE: The purpose of this republication is to specify radial operations instead of non-radial as shown in previous publications, and also to designate new hearing date.

HEARING: April 2, 1963, at the Hotel Battle House, Mobile, Ala., before Examiner Raymond V. Sar.

No. MC 124908 (Sub-No. 1), filed December 5, 1962. Applicant: WILLIAM WOLOK, doing business as IRON & METAL TRUCKING SERVICE, 23131 Gardner, Oak Park 37, Mich. Applicant's attorney: Wilhelmina Boersma, 2850 Penobscot Building, Detroit 26, Mich. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Alloy free short shoveling turnings*, in bulk, in dump vehicles, from Detroit, Mich., to Defiance, Ohio.

HEARING: March 28, 1963, at the Federal Building, Lansing, Mich., before Joint Board No. 57, or if the Joint Board waives its right to participate, before Examiner Charles J. Murphy.

No. MC 124912, filed November 12, 1962. Applicant: DONALD F. DENGEL AND A. WILLIAM LIND, doing business as D & L TRUCKING COMPANY, 180 West Scott Street, Fond du Lac, Wis. Applicant's attorney: Edward Solie, 715 First National Bank Building, Madison, Wis. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Malt beverages and incidental supplies, premiums and advertising materials* when shipped with malt beverages, from points in the Minneapolis-St. Paul Commercial zone, as defined by the Commission, to Fond du Lac and Sheboygan, Wis., and *empty containers or other such incidental facilities* (not specified) used in transporting the above described commodities, on return.

HEARING: April 5, 1963, at the Wisconsin Public Service Commission, Madison, Wis., before Joint Board No. 142.

No. MC 124936, filed November 23, 1962. Applicant: JACK LINK, doing business as JACK LINK TRUCK LINE, Dyersville, Iowa. Applicant's representative: Willia A. Landau, 1307 East Walnut Street, Des Moines 16, Iowa. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Malt beverages*, from Omaha, Nebr., to Dubuque, Iowa.

NOTE: Applicant is authorized to conduct operations as a contract carrier in Permit MC 124807; therefore, dual operations may be involved.

HEARING: April 10, 1963, at Room 401, Old Federal Office Building, Fifth and Court Avenues, Des Moines, Iowa, before Examiner William R. Tyers.

No. MC 124944, filed November 27, 1962. Applicant: EARL DIBBLE, Kingston, Mich. Applicant's attorney: William B. Elmer, 22644 Gratiot Avenue, Kaiser Building, East Detroit, Mich. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Processed foods*, in cans and jars, and other containers, from Bridgeport, Mich., to points in Illinois, Indiana, Ohio, Kentucky, points in Iowa on and east of U.S. Highway 63, points in New York on and west of U.S. Highway 11, points in Pennsylvania on and west of U.S. Highway 219, points in West Virginia on and west of U.S. Highway 119, Atlanta, Ga.,

and Roanoke and Salem, Va.; and (2) empty cans, jars, and containers, from the above-described destination points to Bridgeport, Mich.

NOTE: Applicant states that the above-described transportation is to be performed under a continuing contract with Crown Foods, Inc., of Bridgeport, Mich.

HEARING: March 25, 1963, at the Federal Building, Lansing, Mich., before Examiner Charles J. Murphy.

No. MC 125022, filed January 10, 1963. Applicant: MERCURY PRODUCE EXPRESS, LTD., 1715 Franklin Street, Vancouver 6, British Columbia, Canada. Applicant's attorney: William L. Cole, 126 Post Street, Suite 600, San Francisco 8, Calif. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: (1) Merchandise, such as is dealt in by wholesale, retail and general grocery and food business houses, and, in connection therewith, equipment, materials and supplies used in the conduct of such business, and frozen and processed meats, from points in California, Oregon, and Washington, to Ports of Entry on the United States-Canada International Boundary line, located in Washington, Idaho, and Montana, and (2) the commodities named in (1) above in mixed lots with exempt commodities, from points in California, Oregon, and Washington, to Ports of Entry on the United States-Canada International Boundary line, located in Washington, Idaho, and Montana.

NOTE: Applicant is also authorized to conduct operations as a common carrier in Certificate 118978; therefore, dual operations may be involved.

HEARING: March 27, 1963, at the Federal Office Building, Seattle, Wash., before Examiner J. Thomas Schneider.

No. MC 125041, filed January 21, 1963. Applicant: ROBERTS TRUCKING CO., INC., 3409 Line Avenue (P.O. Box 3023), Amarillo, Tex. Applicant's attorney: Joe T. Lanham, Suite 1009, Perry-Brooks Building, Austin 1, Tex. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) Sand, gravel, crushed rock, and aggregates, in bulk, in motor vehicles, and (2) returned and rejected shipments, of commodities specified in (1), between points in Oldham, and Hartley Counties, Tex., on the one hand, and, on the other, points in Cimmaron and Texas Counties, Okla., points in Curry, De Baca, Guadalupe, Quay, San Miguel, Harding, Union, and Colfax Counties, N. Mex., points in Baca County, Colo., and points in Morton and Stevens Counties, Kans.

HEARING: March 29, 1963, at the Baker Hotel, Dallas, Tex., before Examiner James A. McKiel.

No. MC 125045, filed January 23, 1963. Applicant: SHERMAN MOLDE, doing business as MOLDE TRUCKING COMPANY, 955 11 $\frac{1}{4}$  Street SW., Rochester, Minn. Applicant's attorney: Richard E. White, Room 8, District Building, 316 First Avenue SW., Rochester, Minn. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: Dairy

products, between Rochester, Minn., on the one hand, and, on the other, points in Iowa, Wisconsin, and Minnesota.

NOTE: Applicant states the proposed operation will be performed for Marigold Foods Incorporated.

HEARING: April 9, 1963, in Room 393, Federal Building and U.S. Court House, 110 South Fourth Street, Minneapolis, Minn., before Joint Board No. 181.

No. MC 125052, filed January 30, 1963. Applicant: McNEAL HORSE TRANSPORT, INC., Suite 414, 711 14th Street NW., Washington 5, D.C. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Thoroughbred and standardbred horses, sulkies, tack, harness and thoroughbred racing equipment and feed, between points in New York, Massachusetts, Rhode Island, New Jersey, Delaware, Maryland, Pennsylvania, Ohio, West Virginia, Illinois, Indiana, Michigan, Kentucky, North Carolina, South Carolina, Florida, Louisiana, and the District of Columbia, and Ports of Entry located in the State of New York on the International Boundary Line between the United States and Canada.

HEARING: March 26, 1963, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Examiner William J. Cave.

No. MC 125059, filed January 25, 1963. Applicant: LEWIS B. SHAKTMAN, W. DAVID PROST, AND DOROTHY PROST, doing business as DOROTHY P. BREAD SALES CO., Route 1, Newburyport, Mass. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: Bakery products, potato chips, and confectionery, from Lynn, Mass., to Bangor, Portland, Lewiston, and Waterville, Maine, and Rochester, N.H., and rejected shipments, on return.

HEARING: March 19, 1963, at the Hotel Essex, Boston, Mass., before Joint Board No. 69.

#### MOTOR CARRIERS OF PASSENGERS

No. MC 61599 (Sub-No. 130), filed January 14, 1963. Applicant: QUEEN CITY COACH COMPANY, a corporation, 417 West 5th Street, Charlotte, N.C. Applicant's attorney: James E. Wilson, 1111 E Street NW., Washington 4, D.C. Authority sought to operate as a common carrier, by motor vehicle, over regular routes, transporting: Passengers, express, mail, newspapers, and baggage of passengers, in the same vehicle with passengers, between Columbia, and Aiken, S.C., from Columbia, S.C., over South Carolina Highway 602, to its junction with South Carolina Highway 34, thence over South Carolina Highway 34, to its junction with South Carolina Highway 278, thence over South Carolina Highway 278 to its junction with South Carolina Highway 75, thence over South Carolina Highway 75 to its junction with South Carolina Highway 21, thence over South Carolina Highway 21 to its junction with South Carolina Highway 29, thence over South Carolina Highway 29, to Aiken, and return over the same route, serving all intermediate points.

NOTE: Common control may be involved.

HEARING: April 1, 1963, at the U.S. Court Rooms, Columbia, S.C., before Joint Board No. 177.

No. MC 61599 (Sub-No. 132), filed January 21, 1963. Applicant: QUEEN CITY COACH COMPANY, a corporation, 417 West Fifth Street, Charlotte, N.C. Applicant's attorney: James E. Wilson, Perpetual Building, 1111 E Street NW., Washington 4, D.C. Authority sought to operate as a common carrier, by motor vehicle, over regular routes, transporting: Passengers and their baggage, and mail and newspapers, in the same vehicle with passengers, between Waxhaw, N.C., and the junction of unnumbered highway and North Carolina Highway 200 at McCains crossroads south of Waxhaw: from Waxhaw over the said unnumbered highway to its junction with North Carolina Highway 200 at McCains crossroads and return over the same route, serving all intermediate points.

NOTE: Common control may be involved.

HEARING: March 27, 1963, at the U.S. Court Rooms, Uptown Post Office Building, Raleigh, N.C., before Joint Board No. 103.

No. MC 111960 (Sub-No. 1), filed November 23, 1962. Applicant: WILKES TRANSPORTATION COMPANY, INC., Cherry Street, P.O. Box 671, North Wilkesboro, N.C. Applicant's attorney: Kyle Hayes, 309 Ninth Street, North Wilkesboro, N.C. Authority sought to operate as a common carrier, by motor vehicle, over regular routes, transporting: Passengers and their baggage, and express in the same vehicle with passengers, between West Jefferson, N.C. and Charlotte, N.C.; from West Jefferson (Ashe County) over U.S. Highway 221 to Jefferson, N.C., thence over North Carolina Highways 88 and 16 to the junction of North Carolina Highways 88 and 16, thence over North Carolina Highway 16 to the junction of North Carolina Highway 16 and old U.S. Highway 421 at Millers Creek, N.C., thence over North Carolina Highway 16 and U.S. Highway 421 to North Wilkesboro, N.C., thence over North Carolina Highway 115 to junction of U.S. Highway 421 and North Carolina Highway 115, thence over North Carolina Highway 115 and U.S. Highway 421 to junction of same where they separate, thence over North Carolina Highway 115 to the bus station at Statesville, N.C., thence from Statesville, N.C., over U.S. Highways 70 and 64 to the intersection with North Carolina Highway 90, thence over North Carolina Highway 90 to Stony Point, Hiddenite and Taylorsville, N.C., and to the intersection of North Carolina Highway 90 with North Carolina Highway 16, thence over North Carolina Highway 16 to Millersville, N.C. and the bus station at Conover, N.C., thence from Conover, N.C. over North Carolina Highway 16 to the bus station at Newton, N.C., and continuing on North Carolina Highway 16 to Denver, Lowesville, Lucia, Schuffletown, N.C., and to the bus station at Charlotte, and return over the same route, with charter service from all points along said route.

HEARING: March 25, 1963, at the U.S. Court Rooms, Uptown Post Office Build-

ing, Raleigh, N.C., before Joint Board No. 103.

APPLICATIONS IN WHICH HANDLING WITHOUT ORAL HEARING HAS BEEN ELECTED

MOTOR CARRIERS OF PROPERTY

No. MC 41432 (Sub-No. 91), filed January 25, 1963. Applicant: EAST TEXAS MOTOR FREIGHT LINES, INC., 623 North Washington Avenue, P.O. Box 26040, Dallas 26, Tex. Applicant's attorney: Rollo E. Kidwell, 623 N. Washington Avenue, Dallas 26, Tex. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: (1) *Ammunition (explosive, incendiary, or gas, smoke or tear producing), manufactured ingredients and component parts of ammunition, and (2) general commodities, (except those of unusual value, explosives, other than ammunition and manufactured ingredients and component parts of ammunition as specified in (1) above, livestock, rock, gravel, sand, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), between junction of Texas Highway 43 with Texas Farm to Market Road 2198 located at or near Karnack, and Uncertain, Tex., from junction of Texas Highway 43 with Texas Farm to Market Road 2198 located at or near Karnack, Tex., to Uncertain, over Farm to Market Road 2198, and return over the same route, serving all intermediate points.*

No. MC 45657 (Sub-No. 34), filed January 31, 1963. Applicant: PIC-WALSH FREIGHT CO., a corporation, 731 Campbell Avenue, St. Louis 15, Mo. Applicant's attorney: John Paul Jones, 189 Jefferson Avenue, Memphis 3, Tenn. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities (except those of unusual value, Classes A and B explosives, household goods, as defined by the Commission, commodities in bulk, and those requiring special equipment), from Marietta, Miss., to Memphis, Tenn.*

No. MC 55883 (Sub-No. 7), filed February 1, 1963. Applicant: TRIANGLE EXPRESS, INC., Stephenson, Va. Applicant's representative: Eston H. Alt, P.O. Box 81, Winchester, Va. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Cottonseed and soybean meal, from Goldsboro, Raleigh, Rocky Mount, and Wilson, N.C., and Bishopville, Columbia, Darlington, Hartsville, Kershaw, and Marion, S.C., to points in Maryland, points in Somerset, Bedford, Fulton, Franklin, Adams, and York Counties, Pa., and points in Virginia on and north of U.S. Highway 60.*

No. MC 103378 (Sub-No. 255), filed February 7, 1963. Applicant: PETROLEUM CARRIER CORPORATION, 369 Margaret Street, Jacksonville, Fla. Applicant's attorney: Martin Sack, 710 Atlantic Bank Building, Jacksonville 2, Fla. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Molten sulphur, in bulk, in tank vehicles, from Charleston, S.C., to Savannah, Ga.*

No. MC 103993 (Sub-No. 172), filed February 4, 1963. Applicant: MORGAN DRIVE-AWAY, INC., 500 Equity Building, Elkhart, Ind. Applicant's attorney: John E. Lesow, 3737 N. Meridian Street, Indianapolis 8, Ind. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Trailers, designed to be drawn by passenger automobiles, in initial movements, in truckaway service, from Saco, Maine, and points within 10 miles thereof, to points in the United States (except Hawaii).*

No. MC 109397 (Sub-No. 62), filed October 1, 1962. Applicant: TRI-STATE MOTOR TRANSIT CO., a corporation, P.O. Box 113, Joplin, Mo. Applicant's attorney: Max G. Morgan, 443-54 American National Building, Oklahoma City 2, Okla. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Source, special nuclear, and by-product materials, radioactive materials, and related reactor-experiment equipment, component parts and associated materials, between the National Reactor Testing Station near Arco, Idaho, and facilities of the United States Government and United States Government contractors in Alameda, Contra Costa, Los Angeles, Ventura, Santa Clara, and San Francisco Counties, Calif., Hartford, Middlesex, and New Haven Counties, Conn., Burke County, Ga., Du Page County, Ill., Baltimore County, Md., Bristol and Middlesex Counties, Mass., Wayne County, Mich., Bernalillo and Los Alamos Counties, N. Mex., Schenectady, Suffolk, and Westchester Counties, N.Y., Hamilton, Licking, Montgomery, Summit, and Madison Counties, Ohio, Allegheny, Centre and Westmoreland Counties, Pa., Anderson and Roane Counties, Tenn., Tooele County, Utah, Campbell County, Va., and Benton County, Wash.*

NOTE: Applicant states this application seeks to add Roane County, Tenn., and Madison County, Ohio, as new service points to an existing authority. In the event this authority is granted as requested, applicant will surrender its present Sub 47 which reads verbatim as this request excepting only the two new or additional counties.

No. MC 112750 (Sub-No. 123), filed February 6, 1963. Applicant: ARMORED CARRIER CORPORATION, 222-17 Northern Boulevard, Bayside 61, N.Y. Applicant's attorney: J. K. Murphy (same address as applicant). Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Business machine cards, business records, documents and papers, used for accounts payable, shipping, billing, and other office media, (1) between Columbus, Ohio, on the one hand, and, on the other, Cumberland and Frostburg, Md., under continuing contract or contracts with Columbia Gas of Maryland, Inc., and (2) between Columbus, Ohio, on the one hand, and, on the other, New Martinsville, Wheeling, Wellsburg, Weirton, and Moundsville, W. Va., under a continuing contract or contracts with the Manufacturers Light and Heat Company.*

NOTE: Common control may be involved.

No. MC 119778 (Sub-No. 26), filed February 7, 1963. Applicant: REDWING CARRIERS, INC., P.O. Box 34, Powderly Station, Birmingham, Ala. Applicant's attorney: James E. Wilson, Perpetual Building, 1111 E Street NW, Washington 4, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Nitrogen fertilizer solutions, in bulk, in tank vehicles, from Bainbridge, Ga., to points in Alabama.*

NOTE: Common control may be involved.

No. MC 124328 (Sub-No. 9), filed January 31, 1963. Applicant: BRINK'S INCORPORATED, 234 East 24th Street, Chicago 16, Ill. Applicant's attorney: Francis D. Partian (same address as above). Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Stocks, bonds and securities, between Cincinnati, Ohio, on the one hand, and, on the other, points in Bath, Bell, Boone, Bourbon, Boyd, Bracken, Breathitt, Campbell, Carter, Clark, Clay, Elliott, Estill, Fayette, Fleming, Floyd, Garrard, Grant, Greenup, Harlan, Harrison, Jackson, Jessamine, Johnson, Kenton, Knott, Knox, Laurel, Lawrence, Lee, Leslie, Letcher, Lewis, Lincoln, Madison, Mason, Magoffin, Martin, McCreary, Menifee, Montgomery, Morgan, Nicholas, Owsley, Pendleton, Perry, Pike, Powell, Pulaski, Robertson, Rock Castle, Rowan, Scott, Whitley, Wolfe, and Woodford Counties, Ky.*

No. MC 125034, filed January 17, 1963. Applicant: GEORGE H. CHAPPELL AND RUTH B. CHAPPELL, 313 Main Street, McGregor, Iowa. Applicant's attorney: Paul E. Rink, Suite 417, Cleveland Building, 1701 Second Avenue, Rock Island, Ill. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Dairy products, in containers, from Rock Island, Ill., to points in that part of Iowa bounded by a line beginning at the Iowa-Wisconsin State line and extending west along Interstate Highway 80 to junction U.S. Highway 218 at or near Iowa City, Iowa, thence along U.S. Highway 218 to junction Iowa Highway 150, thence along Iowa Highway 150 to the Iowa-Minnesota State line, thence along the Iowa-Wisconsin State line to point of beginning.*

No. MC 125060, filed January 31, 1963. Applicant: JAY M. KLEIN AND HELEN KLEIN, a partnership, 64701 Beech Road, Wakarusa, Ind. Applicant's representative: Wm. I. Carney, 105 East Jennings Avenue, South Bend, Ind. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Commodities dealt in by retail stores, between Goshen, Ind., and points in Michigan within 75 miles of Goshen.*

NOTE: Applicant states the proposed operations will be under continuing contract with Montgomery Ward and Company.

No. MC 125077, filed February 6, 1963. Applicant: PEYTON BARNETT, doing business as BARNETT MOBILE-HOME TOWING, 15300 McLaughlin Boulevard (P.O. Box 5801), Milwaukie, Oreg. Au-

thority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *House trailers, their furniture and fixtures*, between points in Oregon.

#### MOTOR CARRIERS OF PASSENGERS

No. MC 125066, filed February 1, 1963. Applicant: M. I. LOKER AND PAULINE LOKER, 616 East Main Street, Titusville, Pa. Applicant's attorney: S. Harrison Kahn, Suite 733, Investment Building, Washington, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *Passengers and their baggage, express, mail and newspapers*, in the same vehicle with passengers, between Erie, and Scranton, Pa., (1) from Erie, thence over U.S. Highway 19 to Waterford, Pa., thence over Pennsylvania Highway 97 to Union City, Pa., thence over U.S. Highway 6 through Warren, Smethport, East Charleston, Mansfield, Towanda (including relocations of U.S. Highway 6, (a) between Warren and Stoneham, Pa., and (b) west of Towanda), and Osterhout, Pa., to Scranton, and (2) from Warren over U.S. Highway 6 to junction Pennsylvania Highway 59, thence over Pennsylvania Highway 59 to Custer City, Pa., thence over U.S. Highway 219, to junction Pennsylvania Highway 46, thence over Pennsylvania Highway 46 through Farmers Valley, Pa., to junction U.S. Highway 6 at a point approximately one-half mile east of Smethport, and return over the same routes, serving all intermediate points in (1) and (2) above.

NOTE: Common control may be involved.

#### CORRECTED NOTICE OF FILING OF PETITIONS SEEKING MODIFICATION OF COMMODITY DESCRIPTION IN PERTINENT ACTIVE OPERATING AUTHORITIES HELD BY PETITIONER

No. MC 112497 (Subs 88, 108, 115, and 176) (CORRECTION), filed December 17, 1962, published FEDERAL REGISTER, issues of January 3 and February 13, 1963, and corrected this issue. Petitioner: HEARIN TANK LINES, INC., Baton Rouge, La. Petitioner's attorneys: Harry C. Ames, Jr., and E. Stephen Heisley, 529 Transportation Building, Washington 6, D.C. The purpose of this correction is to set forth the correct Docket number involved in this petition as shown above. Previous notice showed No. MC 112479, in error.

#### APPLICATIONS UNDER SECTIONS 5 AND 210a(b)

The following applications are governed by the Interstate Commerce Commission's special rules governing notice of filing of applications by motor carriers of property or passengers under sections 5(a) and 210a(b) of the Interstate Commerce Act and certain other proceedings with respect thereto (49 CFR 1.240).

#### MOTOR CARRIERS OF PROPERTY

Correction for purpose of clarification of the notice published in the FEDERAL REGISTER of December 19, 1962. The notice so published, as here corrected, is restated in full. No. MC-F-7679 (HEARIN TANK LINES, INC. and

MILLER TRANSPORTERS, LTD.—CONTROL—W. M. CHAMBERS TRUCK LINE, INC.), published in the October 19, 1960 issue of the FEDERAL REGISTER on page 9975. Petition filed December 10, 1962 to amend the application. Following acquisition by Hearin Tank Lines, Inc., and Miller Transporters, Ltd., of control of W. M. Chambers Truck Line, Inc., through purchase of capital stock, as originally proposed, the latter proposes to acquire the outstanding capital stock of Hearin Tank Lines, Inc., and Miller Transporters, Ltd., and to merge their operating rights and properties into W. M. Chambers Truck Line, Inc., for ownership, management, and operation. The amendment is designed to meet certain objections stated in the report and recommended order of the hearing examiner served March 29, 1962, in this proceeding. Temporary control of W. M. Chambers Truck Line, Inc., through management, by Hearin Tank Lines, Inc., and Miller Transporters, Ltd., is continuing until final determination of the application.

NOTE: Operating authority of these carriers was summarized in the previous notice which was published in the October 19, 1960 issue of the FEDERAL REGISTER and will not be repeated herein.

No. MC-F-8357. Authority sought for purchase by AERO TRUCKING, INC., Box 278, R.D. 1, Oakdale, Pa., of a portion of the operating rights and certain property of JOHN R. FOSTER, INC., 33 Hunniman Street, Boston, Mass., and for acquisition by EDWARD J. CONTO, also of Oakdale, Pa., of control of such rights and property through the purchase. Applicants' attorneys: Francis E. Barrett, Jr., 182 Forbes Building, Forbes Road, Braintree 84, Mass., and George, Greek, King & McMahon, 44 East Broad Street, Columbus 15, Ohio. Operating rights sought to be transferred: *Commodities such as heavy machinery, heating equipment, electrical equipment, and articles* requiring specialized handling or rigging, as a *common carrier* over irregular routes, between Boston, Mass., and points in Massachusetts within 35 miles of Boston, on the one hand, and, on the other, points in Connecticut, Maine, Massachusetts, New Hampshire, New York, Vermont, and Rhode Island. Vendee is authorized to operate as a *common carrier* in Ohio, Pennsylvania, West Virginia, Kentucky, Illinois, Michigan, New Jersey, New York, Indiana, Wisconsin, Connecticut, Delaware, Virginia, Maryland, Massachusetts, Rhode Island, and the District of Columbia. Application has been filed for temporary authority under section 210a(b).

No. MC-F-8358. Authority sought for purchase by BRASWELL FREIGHT LINES, INC., 301 Reynolds Street, P.O. Box 9518, El Paso, Tex., of the operating rights of WARREN G. SHAYLER, W. THURMAN SHAYLER, GUARDIAN (CLARINDA K. SHAYLER, EXECUTRIX), 1419 Northeast 36th, Oklahoma City, Okla., and for acquisition by BRASWELL MOTOR FREIGHT LINES, INC., and in turn by J. V. BRASWELL, El Paso, Tex., of control of such rights through the purchase. Applicants' attorneys: T. S. Christopher and

M. Ward Bailey, Continental Life Building, Fort Worth, Tex., and Max G. Morgan, American National Building, Oklahoma City, Okla. Operating rights sought to be transferred: *General commodities*, excepting, among others, household goods and commodities in bulk, as a *common carrier* over irregular routes, from Oklahoma City, Okla., and points in Oklahoma within 125 miles of Oklahoma City, to St. Louis, Mo., and Chicago, Ill., from points in that part of Illinois on and east of a line beginning at Alton, Ill., and extending along U.S. Highway 67 to Virginia, Ill., thence along Illinois Highway 78 to Kewanee, Ill., thence along U.S. Highway 34 to junction Illinois Highway 88, thence along Illinois Highway 88 to Sterling, Ill., thence along Illinois Highway 2 to Dixon, Ill., and thence along Illinois Highway 26 to the Illinois-Wisconsin State line, and on, north, and west of a line beginning at the Illinois-Indiana State line and extending along Illinois Highway 9 to Gibson City, Ill., thence along U.S. Highway 54 to Junction Illinois Highway 48, thence along Illinois Highway 48 to junction U.S. Highway 66, and thence along U.S. Highway 66 to the Mississippi River at a point north of East St. Louis, Ill., to points in Oklahoma, from St. Louis, Mo., to Oklahoma City, Okla., and points in Oklahoma within 125 miles of Oklahoma City, from Oklahoma City, Okla., and points in Oklahoma, within 125 miles of Oklahoma City, to points in the St. Louis, Mo.-East St. Louis, Ill., Commercial Zone, as defined in 1 M.C.C. 656 and 2 M.C.C. 285, except St. Louis, Mo., and to points in the Chicago, Ill., Commercial Zone as defined in 1 M.C.C. 673, except Chicago, Ill., from points in Indiana within the Chicago, Ill., Commercial Zone, as defined in 1 M.C.C. 673, to points in Oklahoma, and from points in the St. Louis, Mo.-East St. Louis, Ill., Commercial Zone, as defined in 1 M.C.C. 656 and 2 M.C.C. 285, except St. Louis, Mo., and except points in Illinois in the aforesaid zone which are located on and north of U.S. Highway 66, to Oklahoma City, Okla., and points in Oklahoma within 125 miles of Oklahoma City; and *carbide*, from Keokuk, Iowa, to points in Oklahoma. Vendee is authorized to operate as a *common carrier* in Texas, Louisiana, Mississippi, Tennessee, Arkansas, and Oklahoma. Application has been filed for temporary authority under section 210a(b).

No. MC-F-8360. Authority sought for control and merger by T.I.M.E. FREIGHT, INC., 2604 Texas Avenue, P.O. Box 1120, Lubbock, Tex., of the operating rights and property of SUPER SERVICE MOTOR FREIGHT COMPANY, INC., Fessler's Lane, Nashville 10, Tenn. Applicants' attorneys: W. D. Benson, Jr., P.O. Box 1120, Lubbock, Tex., and A. O. Buck, 434 Stahlman Building, Nashville, Tenn. Operating rights sought to be controlled and merged: *Dangerous explosives and general commodities*, excepting, among others, household goods and commodities in bulk, as a *common carrier* over regular routes, between Philadelphia, Pa., and New York, N.Y., serving certain interme-

diate and off-route points, between Old Hickory, Tenn., and Philadelphia, Pa., serving certain off-route points, between Winchester, Va., and Philadelphia, Pa., between Stephens City, Va., and Philadelphia, Pa., serving all intermediate points and the off-route points within 20 miles of Philadelphia, Pa., between Murfreesboro, Tenn., and Chattanooga, Tenn., serving certain intermediate and off-route points, between Winchester, Tenn., and Elora, Tenn., serving all intermediate points and the off-route points of Kelso, Tenn., between Winchester, Tenn., and Lynchburg, Tenn., serving all intermediate points and the off-route points of Mulberry, Tenn., between Strasburg, Va., and junction U.S. Highways 50 and 211, between Chattanooga, Tenn., and Tusculum, Ala., between Huntsville, Ala., and Decatur, Ala., serving all intermediate points and certain off-route points; over alternate routes for operating convenience only; *dangerous explosives and general commodities*, excepting, among others, household goods but not excepting commodities in bulk, between Chattanooga, Tenn., and Rockwood, Tenn.; *general commodities*, between Murfreesboro, Tenn., and Montecagle, Tenn.; *general commodities*, excepting, among others, household goods and commodities in bulk, between Nashville, Tenn., and Evansville, Ind., and St. Louis, Mo., serving certain intermediate and off-route points, between McLeansboro, Ill., and Evansville, Ind., between Morganfield, Ky., and Henderson, Ky., between Trenton, N.J., and Darby, Pa., serving the intermediate points of Philadelphia, Pa., over alternate routes for operating convenience only; **RESTRICTION**: Service on the route between McLeansboro, Ill., and Evansville, Ind., and between Morganfield, Ky., and Henderson, Ky., restricted to traffic moving to or from points south of Evansville, Ind.; *general commodities*, excepting, among others, commodities in bulk, but not excepting household goods, between Chicago, Ill., and Evansville, Ind., serving no intermediate points; over alternate routes for operating convenience only; *general commodities*, excepting, among others, household goods and commodities in bulk, over irregular routes, between Chattanooga, Tenn., on the one hand, and, on the other, Summerville, Ga., and points in Georgia within 50 miles of Summerville, between New York, N.Y., on the one hand, and, on the other, points in New Jersey north of a line beginning at Trenton, N.J., and extending east through Asbury Park, N.J., to the Atlantic Ocean, including the points named, between Philadelphia, Pa., on the one hand, and, on the other, points in New Jersey north of a line beginning at Trenton, N.J., and extending east through Asbury Park, N.J., to the Atlantic Ocean, including the points named; **RESTRICTION**: The service authorized above is restricted to the transportation of traffic originating at or destined to points south of Philadelphia, Pa., between points in Passaic, Bergen, Essex, Hudson, Union, and Mercer Counties, N.J., on the one hand, and, on the other, points in Massachusetts (other than points in Barnstable County,

Mass.), and points in Rhode Island, between points in Morris, Somerset, Middlesex, and Monmouth Counties, N.J., on the one hand, and, on the other, points in Massachusetts (other than points in Berkshire and Barnstable Counties, Mass.), and points in Rhode Island, from points in Passaic, Bergen, Morris, Essex, Hudson, Union, Somerset, Middlesex, Monmouth, and Mercer Counties, N.J., to points in Connecticut; **RESTRICTION**: Service under the authority specified immediately above shall be restricted so as to preclude the transportation of strictly local traffic from points in the New Jersey Counties specified therein to points in Connecticut, but said restriction shall not operate to preclude use of said rights in the handling of interline traffic; from points in Berks, Montgomery, and Philadelphia Counties, Pa., to points in Massachusetts (other than points in Berkshire and Barnstable Counties, Mass.), from points in Massachusetts (other than points in Barnstable County, Mass.), to points in Berks, Montgomery, and Philadelphia Counties, Pa., between points in New York and New Jersey within 35 miles of New York, N.Y., between points in the Philadelphia, Pa., Commercial Zone, as defined by the Commission in 17 M.C.C. 533, between Knoxville, Tenn., on the one hand, and, on the other, Summerville, Ga., and points in Georgia within 50 miles of Summerville. **T.I.M.E. FREIGHT, INC.**, is authorized to operate as a *common carrier* in Texas, Oklahoma, New Mexico, Arizona, California, Tennessee, Arkansas, Kentucky, Ohio, Georgia, Missouri, Illinois, Indiana, and Kansas. Application has not been filed for temporary authority under section 210a(b).

#### MOTOR CARRIERS OF PASSENGERS

No. MC-F-8359. Authority sought for purchase by **GREENVILLE-DAYTON TRANSPORTATION CORPORATION**, 508 Gray Avenue, Greenville, Ohio, of the operating rights and property of **GREENVILLE-DAYTON TRANSPORTATION COMPANY, INC.**, 508 Gray Avenue, Greenville, Ohio, and for acquisition by **WALTER L. MOFFITT**, and **KATHERINE M. MOFFITT**, both of 301 Henry Street, Huntington, Ind., of control of such rights and property through the purchase. Applicants' attorney: **George C. McConaughy, Jr.**, 50 West Broad Street, Columbus 15, Ohio. Operating rights sought to be transferred: *Passengers and their baggage*, and express, newspapers, and mail, in the same vehicle with passengers, as a *common carrier* over regular routes between the junction of U.S. Highway 127 and Ohio Highway 219 and Eaton, Ohio, between Van Wert, Ohio, and Mercer, Ohio, between Lima, Ohio, and Winchester, Ind., between Van Wert, Ohio, and Fort Wayne, Ind., between Greenville, Ohio, and Dayton, Ohio, and between Greenville, Ohio, and Richmond, Ind., serving all intermediate points. Vendee holds no authority from this Commission. However, **WALTER L. MOFFITT** is affiliated with (1) **CHARTER BUSES, INC.**, 301 Henry Street, Huntington, Ind., and (2) **TWIN CITY COACH LINES, INC.**, 507 South Main

Street, Jonesboro, Ind., which are authorized to operate as *common carriers* in (1) all States and the District of Columbia, and (2) Illinois, Indiana, Kentucky, Michigan, New York, Ohio, Pennsylvania, and Wisconsin, respectively. Application has not been filed for temporary authority under section 210a(b).

By the Commission.

[SEAL]

HAROLD D. MCCOY,  
Secretary.

[F.R. Doc. 63-1846; Filed, Feb. 19, 1963;  
8:47 a.m.]

[Notice 508]

### MOTOR CARRIER APPLICATIONS AND CERTAIN OTHER PROCEEDINGS

FEBRUARY 15, 1963.

The following publications are governed by the Interstate Commerce Commission's general rules of practice including special rules (49 CFR 1.241) governing notice of filing of applications by motor carriers of property or passengers or brokers under sections 206, 209, and 211 of the Interstate Commerce Act and certain other proceedings with respect thereto.

All hearings and pre-hearing conferences will be called at 9:30 a.m., United States standard time (or 9:30 a.m., local daylight saving time, if that time is observed), unless otherwise specified.

#### APPLICATIONS ASSIGNED FOR ORAL HEARING OR PREHEARING CONFERENCE

##### MOTOR CARRIERS OF PROPERTY

The applications immediately following are assigned for hearing at the time and place designated in the notice of filing as here published in each proceeding. All of the proceedings are subject to the special rules of procedure for hearing outlined below.

##### SPECIAL RULES OF PROCEDURES FOR HEARING

(1) All of the testimony to be adduced by applicant's company witnesses shall be in the form of written statements which shall be submitted at the hearing at the time and place indicated.

(2) All of the written statements by applicant's company witnesses shall be offered in evidence at the hearing in the same manner as any other type of evidence. The witnesses submitting the written statements shall be made available at the hearing for cross-examination, if such becomes necessary.

(3) The written statements by applicant's company witnesses, if received in evidence, will be accepted as exhibits. To the extent the written statements refer to attached documents such as copies of operating authority, etc., they should be referred to in written statements as numbered appendices thereto.

(4) The admissibility of the evidence contained in the written statements and the appendices thereto, will at the time of offer, be subject to the same rules as if the evidence were produced in the usual manner.

(5) Supplemental testimony by a witness to correct errors or to supply

inadvertent omissions in this written statement is permissible.

No. MC 50069 (Sub-No. 265), filed December 3, 1962. Applicant: REFINERS TRANSPORT & TERMINAL CORPORATION, 111 West Jackson Boulevard, Chicago 4, Ill. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals*, in bulk, in tank vehicles, from Clinton, Iowa, and points within five (5) miles thereof, to points in Illinois, Minnesota, Missouri, Ohio, Nebraska, Wisconsin, Indiana, Kentucky, and Michigan.

HEARING: April 3, 1963, at the Palmer House, Chicago, Ill., before Examiner William R. Tyers.

No. MC 64932 (Sub-No. 324), filed December 9, 1962. Applicant: ROGERS CARTAGE CO., a corporation, 1934 South Wentworth Avenue, Chicago, Ill. Applicant's attorney: David Axelrod, 39 South La Salle Street, Chicago 3, Ill. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals*, in bulk, from Clinton, Iowa, and points within five (5) miles thereof, to points in Illinois, Indiana, Kentucky, Michigan, Minnesota, Missouri, Nebraska, Ohio, and Wisconsin.

HEARING: April 3, 1963, at the Palmer House, Chicago, Ill., before Examiner William R. Tyers.

No. MC 92983 (Sub-No. 415), filed January 7, 1963. Applicant: ELDON MILLER, INC., P.O. Box 232, Iowa City, Iowa. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals* from Clinton, Iowa, and points within five (5) miles thereof, to points in Illinois, Indiana, Kentucky, Michigan, Minnesota, Missouri, Nebraska, Ohio, and Wisconsin.

HEARING: April 3, 1963, at the Palmer House, Chicago, Ill., before Examiner William R. Tyers.

No. MC 103880 (Sub-No. 276), filed December 9, 1962. Applicant: PRODUCERS TRANSPORT, INC., 224 Buffalo Street, New Buffalo, Mich. Applicant's attorney: David Axelrod, 39 South La Salle Street, Chicago 3, Ill. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals*, in bulk, from Clinton, Iowa, and points within five (5) miles thereof, to points in Illinois, Indiana, Kentucky, Michigan, Minnesota, Missouri, Nebraska, Ohio and Wisconsin.

HEARING: April 3, 1963, at the Palmer House, Chicago, Ill., before Examiner William R. Tyers.

No. MC 105375 (Sub-No. 14), filed December 20, 1962. Applicant: DAHLEN TRANSPORT OF IOWA, INC., 875 North Prior Avenue, St. Paul 4, Minn. Applicant's attorney: Leonard A. Jaskiewicz, Munsey Building, Washington 4, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals*, in bulk, in tank vehicles, from Clinton, Iowa, and points within five (5) miles thereof, to points in Illinois, Minnesota, Missouri, Ohio,

Nebraska, Wisconsin, Michigan, Indiana, and Kentucky.

NOTE: Common control may be involved.

HEARING: April 3, 1963, at the Palmer House, Chicago, Ill., before Examiner William R. Tyers.

No. MC 107496 (Sub-No. 267), filed December 6, 1962. Applicant: RUAN TRANSPORT CORPORATION, 408 Southeast 30th, Des Moines, Iowa. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals*, in bulk, in tank vehicles, from Clinton, Iowa, and points within five (5) miles thereof, to points in Illinois, Minnesota, Missouri, Ohio, Nebraska, Wisconsin, Michigan, Indiana, and Kentucky.

NOTE: Common control may be involved.

HEARING: April 3, 1963, at the Palmer House, Chicago, Ill., before Examiner William R. Tyers.

No. MC 108449 (Sub-No. 161), filed December 20, 1962. Applicant: INDIAN-HEAD TRUCK LINE, INC., 1947 West County Road "C", St. Paul 13, Minn. Applicant's attorney: Glenn W. Stephens, 121 West Doty Street, Madison 3, Wis. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals*, in bulk, from Clinton, Iowa, and points within 5 miles thereof, to points in Illinois, Minnesota, Missouri, Ohio, Nebraska, Wisconsin, Indiana, Kentucky, and Michigan.

NOTE: Common control may be involved.

HEARING: April 3, 1963, at the Palmer House, Chicago, Ill., before Examiner William R. Tyers.

No. MC 110420 (Sub-No. 321), filed December 9, 1962. Applicant: QUALITY CARRIERS, INC., Burlington, Wis. Applicant's attorney: David Axelrod, 39 South LaSalle Street, Chicago 3, Ill. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals*, in bulk, from Clinton, Iowa, and points within five (5) miles thereof, to points in Illinois, Indiana, Kentucky, Michigan, Minnesota, Missouri, Nebraska, Ohio, and Wisconsin.

HEARING: April 3, 1963, at the Palmer House, Chicago, Ill., before Examiner William R. Tyers.

No. MC 119934 (Sub-No. 59), filed December 13, 1962. Applicant: ECOFF TRUCKING, INC., Fortville, Ind. Applicant's attorney: Robert C. Smith, 512 Illinois Building, Indianapolis 4, Ind. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals*, in bulk, in tank vehicles, from Clinton, Iowa, and points within five (5) miles thereof, to points in Illinois, Minnesota, Missouri, Ohio, Nebraska, Wisconsin, Kentucky, Michigan, and Indiana, and *damaged and rejected shipments*, on return.

HEARING: April 3, 1963, at the Palmer House, Chicago, Ill., before Examiner William R. Tyers.

No. MC 124078 (Sub-No. 50), filed December 6, 1962. Applicant: SCHWER-

MAN TRUCKING CO., a corporation, 620 South 29th Street, Milwaukee 46, Wis. Applicant's attorney: James R. Ziperski (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid chemicals*, in bulk, in tank vehicles, from Clinton, Iowa, and points within five (5) miles thereof, to points in Illinois, Minnesota, Missouri, Ohio, Nebraska, Wisconsin, Indiana, Michigan, and Kentucky.

NOTE: Applicant states it has an application pending before the Interstate Commerce Commission to convert its present authority permits to a common carrier Certificate in Docket MC 124078 (Sub-No. 38). Thus, dual operations may be involved.

HEARING: April 3, 1963, at the Palmer House, Chicago, Ill., before Examiner William R. Tyers.

By the Commission.

[SEAL] HAROLD D. MCCOY,  
Secretary.

[F.R. Doc. 63-1847; Filed, Feb. 19, 1963; 8:47 a.m.]

[Notice 758]

## MOTOR CARRIER TRANSFER PROCEEDINGS

FEBRUARY 15, 1963.

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 general rules of practice any interested person may file a petition seeking reconsideration of the following numbered proceedings within 30 days from the date of service of the order. 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 65392. By order of February 12, 1963, Division 3, acting as an Appellate Division, approved the transfer to Stone Trucking Company, a corporation, Tulsa, Okla., of Certificates Nos. MC 103066, MC 103066 Sub-10, MC 103066 Sub-14, and MC 103066 Sub-17, issued July 12, 1956, June 5, 1958, April 11, 1958, and December 28, 1962, to Van Stone, doing business as Stone Trucking Co., Tulsa, Okla., authorizing the transportation of machinery, equipment, materials, and supplies, used in, or in connection with, discovery, development, production, refining, manufacture, processing, storage, transmission, and distribution of natural gas and petroleum and their products and by-products; and used in, or in connection with construction, operation, repair, servicing, maintenance, and dismantling of pipelines, including stringing and picking up thereof except in connection with main or trunk pipelines, over irregular routes, between points in Oklahoma, on the one hand, and, on the other, specified areas of

Montana, North Dakota, and South Dakota, between points in Oklahoma, on the one hand, and, on the other, ports of entry on the U.S.-Canada Boundary line in Montana and North Dakota between Sweetgrass, Mont., and Pembina, N. Dak., both inclusive; between points in Arkansas and Illinois; between points in Arkansas and Illinois, on the one hand, and, on the other, points in Oklahoma, Texas, Kansas, New Mexico, and Louisiana; between points in Kansas, Oklahoma, and Texas; and between points in Nevada, on the one hand, and, on the other, points in Kansas, Texas, and Oklahoma, between points in Colorado, Kansas, and Nebraska (restricted to transportation of shipments moving to or from pipeline rights of way), between points in Oklahoma, on the one hand, and, on the other, specified parts, of Montana, North Dakota, and South Dakota, between points in Oklahoma, on the one hand, and, on the other, ports of entry on the U.S.-Canada boundary line in Montana and North Dakota between Sweetgrass, Mont., and Pembina, N. Dak., both inclusive, between points in Arkansas and Illinois, between points in Arkansas and Illinois, on the one hand, and, on the other, points in Oklahoma, Texas, Kansas, New Mexico, and Louisiana, between points in Kansas, Oklahoma, and Texas, between points in Nevada, on the one hand, and, on the other, points in Kansas, Texas, and Oklahoma, and between points in Colorado, Kansas, and Nebraska, machinery, equipment, materials, and supplies used in, or in connection with, the drilling of water wells, between points in Arkansas and Illinois; between points in Arkansas and Illinois, on the one hand, and, on the other, points in Oklahoma, Texas, Kansas, New Mexico, and Louisiana, between points in Kansas, Oklahoma, and Texas; and between points in Oklahoma, on the one hand, and, on the other, specified points in Montana, North Dakota and South Dakota; and pipe, except the stringing or picking up of pipe in connection with the stringing or dismantling of main or trunk pipelines, from Memphis, Tenn., to points in Illinois, Kansas and Oklahoma, restricted against interchange with other carriers at points in Kansas and Oklahoma machinery and equipment used in, or in connection with, the discovery, development, production, refining, manufacture, processing, storage, transmission, and distribution of sulphur and its products, and materials and supplies (not including sulphur) used in, or in connection with, the discovery, development, production, refining, manufacture, processing, storage, transmission, and distribution of sulphur and its products, with restrictions, to or from exploration, drilling, production, job, construction, plant, sites or storage sites, between points in Kansas, Oklahoma, and Texas. W. T. Brunson, 419 NW. Sixth Street, Oklahoma City 2, Okla., attorney for applicants.

[SEAL] HAROLD D. MCCOY,  
Secretary.

[F.R. Doc. 63-1848; Filed, Feb. 19, 1963;  
8:47 a.m.]

[Rev. S.O. 562; Taylor's I.C.C. Order No. 152]

## ANN ARBOR RAILROAD CO.

### Rerouting of Traffic

In the opinion of Charles W. Taylor, Agent, The Ann Arbor Railroad Company, account car ferry out of service and heavy ice conditions is unable to transport traffic offered it for movement via ferry across Lake Michigan between Frankfort, Michigan and Menominee, Michigan.

It is ordered, That:

(a) Rerouting traffic: The Ann Arbor Railroad Company, and its connections, being unable to transport traffic offered for movement by ferry across Lake Michigan between Frankfort, Michigan and Menominee, Michigan, account ferry out of service and heavy ice conditions are hereby authorized to divert and reroute such traffic over any available route to expedite the movement regardless of the routing shown on the waybill. The billing covering all such cars rerouted shall carry a reference to this order as authority for the rerouting.

(b) Concurrence of receiving roads to be obtained: The railroad desiring to divert or reroute traffic under this order shall confer with the proper transportation officer of the railroad to which such traffic is to be diverted or rerouted, and shall receive the concurrence of such other railroad before the rerouting or diversion is ordered.

(c) Notification to shippers: Each carrier rerouting cars in accordance with this order shall notify each shipper at the time each car is rerouted or diverted and shall furnish to such shipper the new routing provided under this order.

(d) Inasmuch as the diversion or rerouting of traffic by said Agent is deemed to be due to carrier's disability, the rates applicable to traffic diverted or rerouted by said Agent shall be the rates which were applicable at the time of shipment on the shipments as originally routed.

(e) In executing the directions of the Commission and of such Agent provided for in this order, the common carriers involved shall proceed even though no contracts, agreements, or arrangements now exist between them with reference to the divisions of the rates of transportation applicable to said traffic; divisions shall be, during the time this order remains in force, those voluntarily agreed upon by and between said carriers; or upon failure of the carriers to so agree, said divisions shall be those hereafter fixed by the Commission in accordance with pertinent authority conferred upon it by the Interstate Commerce Act.

(f) Effective date: This order shall become effective at 12:01 a.m., February 15, 1963.

(g) Expiration date: This order shall expire at 11:59 p.m., February 28, 1963, unless otherwise modified, changed, suspended, or annulled.

It is further ordered, That this order shall be served upon the Association of American Railroads, Car Service Division, as agent of all railroads subscribing to the car service and per diem agree-

ment under the terms of that agreement and by filing it with the Director, Office of the Federal Register.

Issued at Washington, D.C., February 15, 1963.

INTERSTATE COMMERCE  
COMMISSION,  
[SEAL] CHARLES W. TAYLOR,  
Agent.

[F.R. Doc. 63-1850; Filed, Feb. 19, 1963;  
8:47 a.m.]

[Rev. S. O. 562, Taylor's I.C.C. Order 151-A]

## ANN ARBOR RAILROAD CO.

### Diversion and Rerouting of Traffic

Upon further consideration of Taylor's I.C.C. Order No. 151 and good cause appearing therefor:

It is ordered, That:

(a) Taylor's I.C.C. Order No. 151, be, and it is hereby vacated and set aside.

(b) Effective date: This order shall become effective at 12:01 a.m., February 15, 1963.

It is further ordered, That this order shall be served upon the Association of American Railroads, Car Service Division, as agent of all railroads subscribing to the car service and per diem agreement under the terms of that agreement and by filing it with the Director, Federal Register Division.

Issued at Washington, D.C., February 15, 1963.

INTERSTATE COMMERCE  
COMMISSION,  
[SEAL] CHARLES W. TAYLOR,  
Agent.

[F.R. Doc. 63-1849; Filed, Feb. 19, 1963;  
8:47 a.m.]

## NOTICE OF FILING OF MOTOR CARRIER INTRASTATE APPLICATIONS

FEBRUARY 15, 1963.

The following application for motor common carrier authority to operate in intrastate commerce seeks concurrent motor carrier authorization in interstate or foreign commerce within the limits of the intrastate authority sought, pursuant to section 206(a)(6) of the Interstate Commerce Act, as amended October 15, 1962.

State Docket No. 3635, Applicant: LAS CRUCES MOVING & STORAGE, INC., 229 East May Street, Las Cruces, N. Mex. Applicant's attorney: Jack A. Smith, Suite 715-18, Simms Building, Albuquerque, N. Mex. Certificate of public convenience and necessity sought to operate a freight service as follows: Transportation of household goods, as defined by the Interstate Commerce Commission, between points in Dona Ana, Hidalgo, Luna, Grant, Sierra, and Otero Counties, N. Mex., over irregular routes, under nonscheduled service.

HEARING: March 14, 1963, at 9:30 a.m., at the Dona Ana County Courthouse, Las Cruces, N. Mex., by the New Mexico State Corporation Commission. Requests for procedural information, including the time for filing protests,

concerning this application should be addressed to the State Corporation Commission, Motor Transportation Department of the State of New Mexico at Santa Fe, N. Mex., and should not be directed to the Interstate Commerce Commission.

By the Commission.

[SEAL] HAROLD D. McCoy,  
Secretary.

[F.R. Doc. 63-1891; Filed, Feb. 19, 1963;  
8:49 a.m.]

**FOURTH SECTION APPLICATIONS  
FOR RELIEF**

FEBRUARY 15, 1963.

Protests to the granting of an application must be prepared in accordance with Rule 1.40 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. 38163: *Iron or steel scrap to Steelton, Ky.* Filed by Traffic Executive Association-Eastern Railroads, Agent (E.R. No. 2653), for interested rail carriers. Rates on iron or steel

scrap (not copper clad), viz: Scraps or pieces of iron or steel having value for remelting purposes only, in carloads, from points in Pittsburgh, Pa., District, to Steelton, Ky.

Grounds for relief: Truck-water-truck competition.

Tariff: Supplement 9 to Traffic Executive Association-Eastern Railroads tariff I.C.C. C-334.

FSA No. 38164: *T.O.F.C. service—Boats from and to southwestern territory.* Filed by Southwestern Freight Bureau, Agent (No. B-8342), for interested rail carriers. Rates on canoes, rowboats, or motor boats, as described in the application, loaded in or on trailers and transported on railroad flat cars, between Little Falls, Minn., Ogden, Provo, and Salt Lake City, Utah, on the one hand, and points in southwestern territory, including, Natchez, Miss., and Memphis, Tenn., on the other.

Grounds for relief: Short-line distance formula and modified grouping.

Tariffs: Supplements 32 and 16 to Southwestern Freight Bureau tariffs I.C.C. 4480 and 4470, respectively.

FSA No. 38165: *Iron or steel articles to Pascagoula, Miss.* Filed by O. W. South, Jr., Agent (No. A4282), for interested rail carriers. Rates on iron or

steel articles, viz: Plate or sheets, noibn, galvanized or plain, corrugated or not corrugated; floor plates; structural plates, noibn, steel strips, noibn, in carloads, from Alton and Federal, Ill., to Pascagoula, Miss.

Grounds for relief: Barge-rail competition.

Tariff: Supplement 66 to Southern Freight Association tariff I.C.C. S-163.

FSA No. 38166: *Hay, straw, etc., between points in southern territory.* Filed by O. W. South, Jr., Agent (No. A4283), for interested rail carriers. Rates on hay, straw, and related articles, as described in the application, in carloads, between points in southern territory, including Ohio and Mississippi River crossings, points in Virginia, Washington, D.C., also St. Louis, Mo., and intermediate points on lines of southern carriers.

Grounds for relief: Short-line distance formula and grouping.

Tariff: Supplement 38 to Southern Freight Association tariff I.C.C. S-270.

By the Commission

[SEAL] HAROLD D. McCoy,  
Secretary.

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