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Rules and Regulations

Title 5—ADMINISTRATIVE PERSONNEL

Chapter I—Civil Service Commission

PART 6—EXCEPTIONS FROM THE COMPETITIVE SERVICE

Department of Health, Education, and Welfare

Effective upon publication in the FEDERAL REGISTER, subparagraph (8) of paragraph (a) of § 6.114 is amended as set out below.

§ 6.114 Department of Health, Education, and Welfare.

(a) *St. Elizabeths Hospital.* * * *

(8) Four positions of Medical Officer (Physical Medicine and Rehabilitation Resident), provided that employment under this authority shall not exceed one year, except that selected residents may be nominated and reappointed for an additional year of training when the parent hospital determines that the supplemental training will meet the specialized needs of the individual resident. Initial appointments may be made at any level within the three-year residency as approved by the American Medical Association.

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

UNITED STATES CIVIL SERVICE COMMISSION,
MARY V. WENZEL,
Executive Assistant to the Commissioners.

[F.R. Doc. 63-3019; Filed, Mar. 21, 1963; 8:50 a.m.]

Title 9—ANIMALS AND ANIMAL PRODUCTS

Chapter I—Agricultural Research Service, Department of Agriculture

SUBCHAPTER C—INTERSTATE TRANSPORTATION OF ANIMALS AND POULTRY

PART 78—BRUCELLOSIS IN DOMESTIC ANIMALS

Subpart D—Designation of Modified Certified Brucellosis Areas, Public Stockyards, Specifically Approved Stockyards, and Slaughtering Establishments

MODIFIED CERTIFIED BRUCELLOSIS AREAS

Pursuant to § 78.16 of the regulations in Part 78, as amended, Title 9, Code of Federal Regulations, containing restrictions on the interstate movement of animals because of brucellosis, under sections 4, 5, and 13 of the Act of May 29, 1884, as amended; sections 1 and 2 of the Act of February 2, 1903, as amended; and section 3 of the Act of March 3, 1905, as amended (21 U.S.C. 111–113, 114a–1, 120, 121, 125), § 78.13 of said regulations designating modified certified brucellosis areas is hereby amended to read as follows:

§ 78.13 Modified certified brucellosis areas.

The following States, or specified portions thereof, are hereby designated as modified certified brucellosis areas:

Alabama. Baldwin, Barbour, Blount, Calhoun, Chambers, Cherokee, Clay, Cleburne, Coffee, Coosa, Covington, Cullman, Dale, De Kalb, Escambia, Etowah, Geneva, Henry, Houston, Jackson, Lauderdale, Lawrence, Lee, Limestone, Macon, Madison, Marion, Marshall, Morgan, Randolph, Russell, St. Clair, Talladega, and Tallapoosa Counties;

Arizona. The entire State;

Arkansas. The entire State;

California. The entire State;

Colorado. Alamosa, Archuleta, Baca, Chaffee, Clear Creek, Conejos, Costilla, Custer, Delta, Denver, Dolores, Eagle, Garfield, Gilpin, Gunnison, Hinsdale, Huerfano, Jefferson, Kit Carson, La Plata, Las Animas, Lincoln, Logan, Mesa, Mineral, Moffat, Montezuma, Montrose, Morgan, Ouray, Phillips, Pitkin, Pueblo, Rio Grande, Saguache, San Juan, San Miguel, Sedgwick, Washington, and Yuma Counties; and Southern Ute Indian Reservation and Ute Mountian Ute Reservation;

Connecticut. The entire State;

Delaware. The entire State;

Florida. Baker, Bay, Bradford, Calhoun, Columbia, Dixie, Escambia, Flagler, Franklin, Gadsden, Gilchrist, Gulf, Hamilton, Holmes, Jackson, Jefferson, Lafayette, Leon, Levy, Liberty, Madison, Okaloosa, Santa Rosa, Suwannee, Taylor, Union, Wakulla, Walton, and Washington Counties;

Georgia. The entire State;

Idaho. The entire State;

Illinois. Alexander, Bond, Boone, Bureau, Calhoun, Carroll, Cass, Champaign, Christian, Clark, Clay, Clinton, Coles, Cook, Crawford, Cumberland, De Kalb, De Witt, Douglas, Du Page, Edgar, Edwards, Effingham, Fayette, Ford, Franklin, Gallatin, Greene, Grundy, Hamilton, Iroquois, Jackson, Jasper, Jefferson, Jersey, Jo Daviess, Johnson, Kane, Kankakee, Kendall, Knox, Lake, La Salle, Lawrence, Lee, Livingston, Logan, McHenry, McLean, Macon, Macoupin, Madison, Marion, Mason, Massac, Menard, Mercer, Monroe, Montgomery, Morgan, Moultrie, Ogle, Peoria, Perry, Piatt, Pulaski, Putnam, Randolph, Richland, Rock Island, St. Claire, Saline, Sangamon, Scott, Shelby, Stark, Stephenson, Tazewell, Union, Vermilion, Wabash, Warren, Washington, Wayne, White, Whiteside, Will, Williamson, Winnebago, and Woodford Counties;

Indiana. The entire State;

Iowa. Audubon, Boone, Carroll, Clinton, Delaware, Dickinson, Emmet, Fayette, Greene, Hamilton, Lyon, Mitchell, Monona, O'Brien, Osceola, Palo Alto, Pocahontas, Polk, Sac, Scott, Shelby, Wapello, Warren, Winnebago, Woodbury, and Wright Counties;

Kansas. Allen, Anderson, Atchinson, Barber, Barton, Brown, Butler, Cheyenne, Clark, Clay, Cloud, Coffey, Comanche, Decatur, Dickinson, Doniphan, Douglas, Edwards, Ellis, Finney, Ford, Franklin, Geary, Gove, Graham, Grant, Gray, Greeley, Hamilton, Harper, Harvey, Haskell, Hodgeman, Jackson, Jefferson, Jewell, Johnson, Kearney, Kingman, Kiowa, Lane, Levenworth, Lincoln, Linn, Logan, Marion, Marshall, Meade, Miami, Mitchell, Morris, Morton, Nemaha, Neosho, Ness, Norton, Osage, Osborne, Pawnee, Phillips, Pottawatomie, Pratt, Rawlins, Reno, Rice, Riley, Rooks, Rush, Russell, Scott, Sedgwick, Seward, Shawnee, Sheridan, Sherman, Smith, Stafford, Stanton, Stevens, Thomas, Trego, Wabaunsee, Wallace, Washington, Wichita, and Wyandotte Counties;

Kentucky. Allen, Anderson, Ballard, Barren, Bell, Boone, Boyd, Bracken, Breathitt, Breckinridge, Butler, Calloway, Campbell, Carlisle, Carroll, Carter, Casey, Christian, Clay, Clinton, Crittenden, Cumberland, Daviess, Edmonson, Elliott, Estill, Fleming, Floyd, Franklin, Fulton, Gallatin, Grant, Graves, Grayson, Green, Greenup, Hancock, Hardin, Harlan, Harrison, Hart, Henderson, Henry, Hickman, Hopkins, Jackson, Jefferson, Johnson, Kenton, Knott, Knox, Larue, Laurel, Lawrence, Lee, Leslie, Letcher, Lewis, Lincoln, Livingston, Logan, Lyon, McCracken, McCreary, McLean, Magoffin, Marion, Marshall, Martin, Mason, Meade, Manifee, Mercer, Metcalfe, Monroe, Morgan Muhlenberg, Nelson, Nicholas, Ohio, Oldham, Owen, Owsley, Pendleton, Perry, Pike, Powell, Pulaski, Robertson, Rockcastle, Rowan, Scott, Shelby, Simpson, Spencer, Taylor, Todd, Trigg, Trimble, Union, Warren, Washington, Wayne, Webster, Whitley, and Wolfe Counties;

Louisiana. Ascension, Assumption, Bienville, Claiborne, St. Helena, St. James, St. John the Baptist, Tangipahoa, and Webster Parishes;

Maine. The entire State;

Maryland. The entire State;

Massachusetts. The entire State;

Michigan. The entire State;

Minnesota. The entire State;

Mississippi. Alcorn, Amite, Attala, Benton, Choctaw, Clay, Covington, Forrest, Franklin, George, Greene, Hancock, Harrison, Itawamba, Jackson, Jasper, Jefferson Davis, Jones, Lamar, Lawrence, Leake, Lee, Lincoln, Lowndes, Marion, Monroe, Neshoba, Newton, Oktibbeha, Pearl River, Perry, Pike, Pontotoc, Prentiss, Simpson, Smith, Stone, Tallahatchie, Tippah, Tishomingo, Union, Walthall, Webster, Winston, and Yalobusha Counties;

Missouri. The entire State;

Montana. Beaverhead, Big Horn, Blaine, Broadwater, Carbon, Carter, Cascade, Chouteau, Daniels, Dawson, Deer Lodge, Fallon, Fergus, Flathead, Gallatin, Garfield, Glacier, Golden Valley, Granite, Hill, Jefferson, Judith Basin, Lake, Lewis and Clark, Liberty, Lincoln, McCone, Madison, Meagher, Mineral Missoula, Musselshell, Park, Petroleum, Phillips, Pondera, Powell, Prairie, Ravalli, Richland, Roosevelt, Rosebud, Sanders, Sheridan, Silver Bow, Stillwater, Sweet Grass, Teton, Toole, Treasure, Valley, Wheatland, Wibaux, and Yellowstone Counties;

Nebraska. Adams, Banner, Burt, Butler, Cass, Cedar, Chase, Cheyenne, Clay, Colfax, Cuming, Dakota, Deuel, Dixon, Dodge, Douglas, Dundy, Fillmore, Franklin, Furnas, Gage, Gosper, Hall, Hamilton, Harlan, Hayes, Hitchcock, Howard, Jefferson, Johnson, Kearney, Kimball, Lancaster, Madison, Merrick, Nance, Nemaha, Nuckolls, Otoe, Pawnee, Perkins, Phelps, Pierce, Platte, Polk, Richardson, Saline, Sarpy, Saunders, Seward, Stanton, Thayer, Thurston, Washington, Wayne, Webster, and York Counties;

Nevada. The entire State;

New Hampshire. The entire State;

New Jersey. The entire State;

New Mexico. The entire State;

New York. The entire State;

North Carolina. The entire State;

North Dakota. Adams, Barnes, Benson, Billings, Bottineau, Bowman, Burke, Cass, Cavalier, Divide, Dunn, Eddy, Emmons, Foster, Golden Valley, Grand Forks, Grant, Griggs, Hettinger, Kidder, LaMoure, McHenry, McKenzie, McLean, Mercer, Morton, Mountrail, Nelson, Oliver, Pembina, Pierce, Ramsey, Ransom, Renville, Richland, Rolette, Sargent, Sheridan, Sioux, Slope, Stark, Steele, Stutsman, Towner, Traill, Walsh, Ward, Wells, and Williams Counties;

Ohio. Allen, Athens, Auglaize, Belmont, Butler, Carroll, Champaign, Clark, Clinton, Columbiana, Coshocton, Crawford, Cuyahoga, Darke, Defiance, Delaware, Fayette, Franklin, Fulton, Greene, Guernsey, Hancock, Hardin, Harrison, Henry, Hocking, Holmes, Huron, Jackson, Knox, Lake, Lawrence, Licking, Logan, Lorain, Lucas, Madison, Mahoning, Marion, Medina, Meigs, Mercer, Miami, Monroe, Montgomery, Morgan, Morrow, Muskingum, Noble, Ottawa, Paulding, Perry, Pickaway, Pike, Portage, Preble, Putnam, Ross, Sandusky, Scioto, Seneca, Shelby, Stark, Summit, Tuscarawas, Union, Van Wert, Vinton, Warren, Washington, Wayne, Williams, Wood, and Wyandot Counties;

Oklahoma. Adair, Canadian, Choctaw, Cimarron, Delaware, Grant, Mayes, Noble, Nowata, and Ottawa Counties;

Oregon. The entire State;

Pennsylvania. The entire State;

Rhode Island. The entire State;

South Carolina. The entire State;

South Dakota. Brookings, Buffalo, Butte, Campbell, Clark, Clay, Codington, Custer, Day, Deuel, Faulk, Grant, Hamlin, Hand, Harding, Lake, Lawrence, Lincoln, McCook, McPherson, Marshall, Miner, Minnehaha, Moody, Perkins, Roberts, Sanborn, Spink, Turner, Union, Walworth, and Ziebach Counties, and Crow Creek Indian Reservation;

Tennessee. The entire State;

Texas. Andrews, Armstrong, Bailey, Bandera, Baylor, Blanco, Borden, Brewster, Briscoe, Brown, Burnet, Callahan, Cameron, Castro, Childress, Cochran, Coke, Coleman, Comal, Comanche, Concho, Cottle, Crane, Crockett, Crosby, Culberson, Dallam, Dawson, Deaf Smith, Ector, Edwards, El Paso, Fisher, Gaines, Garza, Gillespie, Glasscock, Hardeman, Hartley, Haskell, Hays, Hidalgo, Howard, Hudspeth, Irion, Jeff Davis, Jones, Kendall, Kerr, Kimble, King, Kinney, Lampasas, Lipscomb, Llano, Loving, McCulloch, Martin, Mason, Menard, Midland, Mills, Mitchell, Moore, Motley, Nolan, Ochiltree, Oldham, Parmer, Pecos, Presidio, Reagan, Real, Reeves, Runnels, San Saba, Schleicher, Scurry, Shackelford, Sherman, Stephens, Sterling, Stonewall, Sutton, Swisher, Taylor, Terrell, Terry, Throckmorton, Tom Green, Travis, Upton, Val Verde, Ward, Winkler, Yoakum, and Young Counties;

Utah. The entire State;

Vermont. The entire State;

Virginia. The entire State;

Washington. The entire State;

West Virginia. The entire State;

Wisconsin. The entire State;

Wyoming. Albany, Big Horn, Campbell, Crook, Fremont, Goshen, Hot Springs, Laramie, Niobrara, Park, Platte, Sweetwater, Teton, Uinta, Washakie and Weston Counties; and all of Lincoln County except that portion lying east of a line beginning at the southwest corner of Sublette County and running in a westerly direction to the Bear River Divide; thence running in a southerly direction along the Bear River Divide to U.S. Highway 30; thence running easterly along U.S. Highway 30 to its intersection with U.S. Highway 189; thence running in a southerly direction along U.S. Highway 189 to the Uinta County line;

Puerto Rico. The entire area; and

Virgin Islands of the United States. The entire area.

(Secs. 4, 5, 23 Stat. 32, as amended, secs. 1, 2, 32 Stat. 791–792, as amended, sec. 3, 33 Stat. 1265, as amended, sec. 13, 65 Stat. 693; 21 U.S.C. 111–113, 114a–1, 120, 121, 125; 19 F.R. 74, as amended; 9 CFR 78.16)

Effective date. The foregoing amendment shall become effective upon publication in the FEDERAL REGISTER.

The amendment adds the following additional areas to the list of areas designated as modified certified brucellosis areas because it has been determined that such areas come within the definition of § 78.1(i): Peoria County in Illinois; Butler, Neosho, Pottawatomie, and Wabaunsee Counties in Kansas; Atchison, Howell, Lewis, Nodaway, and Pike Counties in Missouri; LaMoure County in North Dakota; Holmes and Madison Counties in Ohio; Lake County in South Dakota; and Comanche, Moore, and Sherman Counties in Texas.

The amendment imposes certain restrictions necessary to prevent the spread of brucellosis in cattle and it should be made effective promptly in order to accomplish its purpose in the public interest. Accordingly, under section 4 of the Administrative Procedure Act (5 U.S.C. 1003), it is found upon good cause that notice and other public procedure with respect to the amendment are impracticable and contrary to the public interest, and good cause is found for making the amendment effective less than 30 days after publication in the FEDERAL REGISTER.

Done at Washington, D.C., this 19th day of March 1963.

E. E. SAULMON,
Acting Director, Animal Disease Eradication Division, Agricultural Research Service.

[F.R. Doc. 63–3008; Filed, Mar. 21, 1963; 8:48 a.m.]

Title 14—AERONAUTICS AND SPACE

Chapter I—Federal Aviation Agency

SUBCHAPTER E—AIRSPACE [NEW]

[Airspace Docket No. 63–CE–29]

PART 71—DESIGNATION OF FEDERAL AIRWAYS, CONTROLLED AIRSPACE, AND REPORTING POINTS [NEW]

Alteration of Control Area Extension

The purpose of this amendment to § 71.165 of the Federal Aviation Regulations is to alter the description of the Omaha, Nebr., control area extension.

The Federal Aviation Agency has scheduled the conversion of the Omaha radio range to a radio beacon on or about April 4, 1963. The action taken herein reflects the conversion of this facility. Controlled airspace requirements for this area will be reviewed at a later date under the CAR Amendments 60–21/60–29 implementation program.

Since this amendment is editorial in nature, and imposes no additional burden on any person, notice and public procedure hereon are unnecessary and it may be made effective April 4, 1963.

In consideration of the foregoing, § 71.165 (27 F.R. 220–59, November 10, 1962) is amended as follows: In the Omaha control area extension, "Within a 25-mile radius of the Omaha, RR;" is deleted and "Within a 25-mile radius of the Omaha RBN;" is substituted therefor.

This amendment shall become effective 0001 e.s.t. April 4, 1963.

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

Issued in Washington, D.C., on March 15, 1963.

W. THOMAS DEASON,
Assistant Chief, Airspace Utilization Division.

[F.R. Doc. 63–2988; Filed, Mar. 21, 1963; 8:45 a.m.]

Title 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

[Docket C–318]

PART 13—PROHIBITED TRADE PRACTICES

Rosenbaum & Hochberg, Inc., et al.

Subpart—Invoicing products falsely: § 13.1108 *Invoicing products falsely:* § 13.1108–45 Fur Products Labeling Act. Subpart—Misbranding or mislabeling: § 13.1212 *Formal regulatory and statutory requirements:* § 13.1212–30 Fur Products Labeling Act; § 13.1255 *Manufacture or preparation:* § 13.1255–30 Fur Products Labeling Act. Subpart—Neglecting, unfairly or deceptively, to make material disclosure: § 13.1852 *Formal regulatory and statutory requirements:* § 13.1852–35 Fur Products Labeling Act; § 13.1865 *Manufacture or prepartion:* § 13.1865–40 Fur Products Labeling Act.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended; sec. 8, 65 Stat. 179; 15 U.S.C. 45, 69f) [Cease and desist order, Rosenbaum & Hochberg, Inc., et al., New York, N.Y., Docket C–318, Mar. 8, 1963]

In the Matter of Rosenbaum & Hochberg, Inc., a Corporation and Tobias Rosenbaum and Irving Hochberg, Individually and as Officers of Said Corporation

Consent order requiring New York City manufacturers of fur garments, to cease violating the Fur Products Labeling Act by labeling and invoicing fur products as natural when they were artificially colored and failing to disclose that the fur contained therein was bleached, dyed, etc.; failing to use the term "natural" on labels where appropriate; and failing in other respects to comply with labeling and invoicing requirements.

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

It is ordered, That respondents Rosenbaum & Hochberg, Inc., a corporation and its officers, and Tobias Rosenbaum and Irving Hochberg, individually and as officers of said corporation and respondents' representatives, agents, and employees, directly or through any corporate or other device in connection with the introduction, manufacture for introduction, or the sale, advertising, or offering for sale in commerce, or the transportation or distribution in commerce, of any fur product; or in connection with the sale, manufacture for sale, advertising, offering for sale, transportation or distribution of any fur product which is made in whole or in part of fur which has been shipped and received in commerce, as "commerce", "fur" and "fur product" are defined in the Fur Products Labeling Act do forthwith cease and desist from:

1. Misbranding fur products by:

A. Falsely or deceptively labeling or otherwise identifying fur products as natural when such fur products are pointed, bleached, dyed, tip-dyed, or otherwise artifically colored.

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

C. Failing to set forth on labels the term "Natural" where such fur or fur product is not pointed, bleached, dyed, tip-dyed, or otherwise artificially colored.

D. Failing to set forth on labels the item number or mark assigned to a fur product.

2. Falsely or deceptively invoicing fur products by:

A. Failing to furnish invoices to purchasers of fur products showing in words and figures plainly legible all the information required to be disclosed by each of the subsections of section 5(b)(1) of the Fur Products Labeling Act.

B. Describing fur products on invoices pertaining thereto as natural when such fur products are pointed, bleached, dyed, tip-dyed, or otherwise artificially colored.

C. Failing to set forth on invoices the item number or mark assigned to a fur product.

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

Issued: March 8, 1963.

By the Commission.

[SEAL] JOSEPH W. SHEA, *Secretary.*

[F.R. Doc. 63-2997; Filed, Mar. 21, 1963; 8:46 a.m.]

Title 17—COMMODITY AND SECURITIES EXCHANGES

Chapter II—Securities and Exchange Commission

[Release 33-4588, etc.]

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

PART 201—RULES OF PRACTICE

Delegation of Commission's Functions to Certain Staff Officials

On December 14, 1962, in Securities Act Release No. 4562, and on December 22, 1962, in the FEDERAL REGISTER (27 F.R. 12726), the Securities and Exchange Commission published notice that it had under consideration the adoption of rules providing for delegation by the Commission, to certain of its staff officials, of various functions which experience has demonstrated to be of a routine or noncontroversial nature. Congress has authorized such delegation by Public Law No. 87-592, 76 Stat. 394, which provides that "* * * in addition to its existing authority, the Securities and Exchange Commission * * * shall have the authority to delegate, by published order or rule, any of its functions to a division of the Commission, an individual Commissioner, a hearing examiner, or any employee or employee board, including functions with respect to hearing, determining, ordering, certifying, reporting, or otherwise acting as to any work, business or matter * * *."

All interested persons were invited to comment upon the proposal. Comments were received from various persons who generally favored adoption of the rules, with several suggesting that more time be allowed for petitioning the Commission for review of delegated determinations. The Commission has decided to revise the review rule and make various minor additions, deletions and corrections of the other rules, and to adopt the rules as revised. The rules shall become effective March 25, 1963.

The rules which delegate, until the Commission orders otherwise, various functions to Division Directors, Regional Administrators and the Secretary, to be performed by them or under their direction by such persons as might be designated from time to time by the Chairman, are adopted as §§ 200.30-1 to 200.30-5 of Title 17, CFR (Articles 30-1 to 30-5 of Subpart A of the Commission's Statement of Organization, Conduct and Ethics, and Information Practices).

The rule governing review by the Commission of determinations at a delegated level, proposed as § 200.30-6, has been revised and adopted as § 201.27 of this chapter (Rule 27 of the Rules of Practice). Under the rule, in those situations where a determination may impose a burden upon a party and Commission review may not otherwise be sought under other statutes and rules the party may petition the Commission for review. Those situations are designated in the rule and include determinations pursuant to § 200.30-1(a)(6)(ii) or § 200.30-1(f)(2)(ii) requiring the filing of additional or substitute financial statements by registrants under the Securities Act or the Securities Exchange Act and determinations pursuant to § 200.30-4(c) denying a broker-dealer application for a time extension for filing financial reports required by § 240.17a-5 (Rule 17a-5 under the Securities Exchange Act). To petition for review such party must communicate a notice of intention to petition for review within one day after receipt of actual notice of the determination or five days after notice of the determination is mailed to his last known address. He has five days thereafter in which to file the petition for review. A determination subject to a petition for review is stayed from the time notice of the petition is given until the Commission orders otherwise. The rule further provides that the Commission may on its own initiative direct review of any determination at a delegated level. In any matter in which there are parties or intervenors any review by the Commission on its own initiative is to be commenced within five days after a determiantion is made. A determination at a delegated level is to have immediate effect as action of the Commission although it may thereafter be stayed, either automatically by the commencement of the petition for review process or by Commission order. Any stay, modification or reversal by the Commission of a determination will have no retroactive effect with respect to persons who have acted in reliance upon the determination.

The action of the Commission, to be effective March 25, 1963, follows:

I. Section 200.30-1 as proposed is adopted, subject to incorporated changes.

II. Section 200.30-2 as proposed is adopted, subject to incorporated changes.

III. Section 200.30-3 is adopted as proposed, subject to incorporated changes.

IV. Section 200.30-4 as proposed is adopted without change.

V. Section 200.30-5 is adopted as proposed, subject to incorporated changes.

VI. Proposed § 200.30-6 is deleted and a new §201.27 is adopted in Part 201 of this chapter, to read as set forth below.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

MARCH 8, 1963.

§ 200.30-1 Delegation of authority to Director of Division of Corporation Finance.

Pursuant to the provisions of Public Law No. 87-592, 76 Stat. 394, the Securities and Exchange Commission hereby delegates, until the Commission orders otherwise, the following functions to the Director of the Division of Corporation Finance, to be performed by him or under

his direction by such person or persons as may be designated from time to time by the Chairman of the Commission:

(a) With respect to registration of securities pursuant to the Securities Act of 1933, 15 U.S.C. 77a et seq., and Regulation C thereunder, § 230.400 et seq., of this chapter:

(1) To determine the effective dates of amendments to registration statements filed pursuant to section 8(c) of the Act, 15 U.S.C. 77b(c);

(2) To consent to the withdrawal of registration statements or amendments or exhibits thereto, pursuant to Rule 477, § 230.477 of this chapter;

(3) To authorize the issuance of orders granting confidential treatment to material submitted in accordance with Rule 485, § 230.485 of this chapter, but only when the Commission has previously by order granted confidential treatment to the same information;

(4) To accelerate the use or publication of any summary prospectus filed with the Commission pursuant to section 10(b) of the Act, 15 U.S.C. 77j(b), and Rule 434a(g) thereunder, § 230.434a(g) of this chapter;

(5) Pursuant to section 8(a) of the Act, 15 U.S.C. 77h(a), regarding the following types of registration statements:

(i) Statements filed on Form S–8, § 239.16b of this chapter;

(ii) Statements filed on Form S–9, § 239.22 of this chapter;

(iii) Statements filed on Form S–12, § 239.19 of this chapter;

(iv) Statements filed on Form S–14, § 239.23 of this chapter;

(v) Statements filed on Form F–1, § 239.9 of this chapter;

(vi) Statements filed in situations involving competitive bidding subject to Rule 415, § 230.415 of this chapter; and

(vii) Statements filed on any form subsequent to the effectiveness of another registration statement covering the securities of the same issuer where the issuer is subject to and is filing reports in compliance with the reporting requirements of section 13 or section 15 (d) of the Securities Exchange Act of 1934, 15 U.S.C. 78m and 78o(d), or section 30 of the Investment Company Act of 1940, 15 U.S.C. 80a–29;

(*a*) To determine such registration statements to be effective within shorter periods of time than twenty days after filing thereof;

(*b*) To consent to the filing of amendments prior to the effective dates of such registration statements as parts thereof, or to determine that amendments filed prior to the effective dates of such registration statements have been filed pursuant to orders of the Commission, so as to be treated as parts of the registration statements for the purpose of section 8(a) of the Act;

(c) To determine to be effective applications for qualification of trust indentures filed therewith.

(6) Pursuant to instructions as to financial statements contained in forms adopted under the Act:

(i) To permit the omission of one or more financial statements therein required or the filing in substitution therefor of appropriate statements of comparable character, or

(ii) To require the filing of other financial statements in addition to, or in substitution for, the statements therein required.

(b) With respect to the Securities Act of 1933, 15 U.S.C. 77a et seq. and Regulation E thereunder, § 230.601 et seq. of this chapter:

(1) To authorize the offering of securities:

(i) Less than ten days subsequent to the filing with the Commission of a notification on Form 1–E, pursuant to Rule 604(a), § 230.604(a) of this chapter;

(ii) Less than ten days subsequent to the filing of an amendment to a notification on Form 1–E, pursuant to Rule 604(c), § 230.604(c) of this chapter;

(2) To authorize the use of a revised or amended offering circular less than ten days subsequent to the filing thereof pursuant to Rule 605(e), § 230.605(e) of this chapter;

(3) To authorize the use of communications specified in subsections (a), (b) and (c) of Rule 607, § 230.607 of this chapter, less than five days subsequent to the filing thereof;

(4) To permit the withdrawal of any notification, or any exhibit or other documents filed as a part thereof, pursuant to Rule 604(d), § 230.604(d) of this chapter.

(c)(1) To designate officers empowered to administer oaths and affirmations, subpoena witnesses, compel their attendance, take evidence, and require the production of any books, papers, or other documents in the course of any examination or investigation instituted by the Commission pursuant to section 19(b) of the Securities Act of 1933, 15 U.S.C. 77s(b), and section 21(b) of the Securities Exchange Act of 1934, 15 U.S.C. 78u(b), and section 8(e) of the Securities Act of 1933, 15 U.S.C. 77h(e);

(2) In nonpublic investigatory proceedings within the responsibility of the director, to grant requests of persons submitting data or evidence to retain or procure copies of their data or transcripts of their testimony, pursuant to Rule 3(b) of the Commission's rules of practice, § 201.3(b) of this chapter.

(d) With respect to the Securities Act of 1933, 15 U.S.C. 77a et seq. and Regulation B thereunder, § 230.300 et seq. of this chapter:

(1) To authorize the issuance of orders temporarily suspending the effectiveness of offering sheets in the manner prescribed in Rule 340(a) thereunder, § 230.340(a) of this chapter;

(2) To issue notices of suspension of offering sheets and of opportunity for hearing thereon, in the manner prescribed in Rule 340(a), § 230.340(a) of this chapter;

(3) To terminate temporary suspension orders issued by the Commission under Rule 340(a), § 230.340(a) of this chapter, and proceedings under Rule 340(b), § 230.340(b) of this chapter, prior to taking any evidence at any such hearing thereon when, as set forth in Rule 340(c), § 230.340(c) of this chapter, it appears that the offering sheet has been amended to cure the objections specified in the temporary suspension order or the notice instituting the proceeding;

(4) To authorize the issuance of orders granting requests for withdrawal of offering sheets, pursuant to Rule 350, § 230.350 of this chapter, when it appears that no sales of the securities described in said offering sheets have, in fact, been made;

(5) To authorize the issuance of orders declaring effective amendments to offering sheets filed in accordance with the provisions in Rule 352, § 230.352 of this chapter, and Rule 354, § 230.354 of this chapter;

(6) To authorize the issuance of orders terminating the effectiveness of offering sheets upon application of persons filing them in compliance with the provisions of Rule 356, § 230.356 of this chapter.

(e) With respect to the Trust Indenture Act of 1939, 15 U.S.C. 77aaa et seq.:

(1) To determine to be effective prior to the twentieth day after filing thereof applications for qualification of indentures filed on Form T–3 pursuant to section 307 of the Act, 15 U.S.C. 77ggg, and Rule 7a–1 thereunder, § 260.7a–1 of this chapter;

(2) To authorize the issuance of orders exempting certain securities from the provisions of the Act pursuant to sections 304 (c) and (d) thereof, 15 U.S.C. 77ddd (c) and (d) and Rule 4(c)–1 thereunder, § 260.4(c)–1 of this chapter;

(3) In cases in which opportunity for hearing is waived, to authorize the issuance of orders determining that a trusteeship under an indenture to be qualified and another indenture is not so likely to involve a material conflict of interest as to make it necessary to disqualify the trustee pursuant to section 310(b)(1)(ii) of the Act, 15 U.S.C. 77jjj(b)(1)(ii) and Rule 10b–2 thereunder, § 260.10b–2 of this chapter.

(f) With respect to the Securities Exchange Act of 1934, 15 U.S.C. 78a et seq.:

(1) To determine to be effective applications for registration of securities on a national securities exchange prior to thirty days after receipt of a certification pursuant to section 12(d) of the Act, 15 U.S.C. 78*l*(d);

(2) Pursuant to instructions as to financial statements contained in forms adopted under the Act:

(i) To permit the omission of one or more financial statements therein required or the filing in substitution therefor of appropriate statements of comparable character;

(ii) To require the filing of other financial statements in addition to, or in substitution for, the statements therein required.

(3) To accord confidential treatment to material filed pursuant to section 24 (b) of the Act, 15 U.S.C. 78x(b), and Rule 24b–2 thereunder, § 240.24b–2 of this chapter, but only when the Commission has previously by order granted confidential treatment to the same information;

(4) To authorize the use of forms of proxies, proxy statements or other soliciting material within periods of time less than that prescribed in Rule 14a–6,

§ 240.14a–6, of this chapter, Rule 14a–8(d), § 240.14a–8(d) of this chapter and Rule 14a–11, § 240.14a–11 of this chapter;

(5) To grant applications for exemptions from the operation of section 15(d) of the Act, 15 U.S.C. 78o(d), pursuant to Rule 15d–20, § 240.15d–20 of this chapter, except when a hearing is requested.

(g) With respect to the Investment Company Act of 1940, 15 U.S.C. 80a–1 et seq.:

(1) To permit, pursuant to Rule 20a–2(a)(9), § 270.20a–2(a)(9) of this chapter, the omission from a proxy statement of a registered investment company of the certification of the balance sheet of the investment adviser of such investment company and, if the investment adviser is primarily engaged in a business other than the underwriting or distribution of investment company securities or the performance of advisory services for registered investment companies, to permit the summarization or omission of such balance sheet.

(2) To authorize the issuance of orders granting confidential treatment pursuant to section 45(a) of the Act, 15 U.S.C. 80a–44(a), where applications for confidential treatment are made regarding matters of disclosure in registration statements filed pursuant to section 8 of the Act, 15 U.S.C. 80a–8, or in reports filed pursuant to section 30 of the Act, 15 U.S.C. 80a–29, but only when the Commission has previously by order granted confidential treatment to the same information.

(h) Notwithstanding anything in the foregoing, in any case in which the Director of the Division of Corporation Finance believes it appropriate, he may submit the matter to the Commission.

§ 200.30–2 Delegation of authority to Director of Division of Corporate Regulation.

Pursuant to the provisions of Public Law No. 87–592, 76 Stat. 394, the Securities and Exchange Commission hereby delegates, until the Commission orders otherwise, the following functions to the Director of the Division of Corporate Regulation, to be performed by him or under his direction by such person or persons as may be designated from time to time by the Chairman of the Commission:

(a) With respect to the Public Utility Holding Company Act of 1935, 15 U.S.C. 79a, et seq.:

(1) To issue notices with respect to applications or declarations under the following sections of the Act and the rules and regulations promulgated thereunder where, upon examination, the application or declaration does not appear to him to present issues not previously settled by the Commission or to raise questions of fact or policy indicating that the public interest or the interest of investors or consumers requires that a hearing be held:

(i) Section 2(a)(3), 15 U.S.C. 79b(a)(3);

(ii) Section 2(a)(4), 15 U.S.C. 79b(a)(4);

(iii) Section 2(a)(7), 15 U.S.C. 79b(a)(7);

(iv) Section 2(a)(8), 15 U.S.C. 79b(a)(8);

(v) Section 3(a), 15 U.S.C. 79c(a);

(vi) Section 3(b), 15 U.S.C. 79c(b);

(vii) Section 5(d), 15 U.S.C. 79e(d);

(viii) Section 6(b), 15 U.S.C. 79f(b);

(ix) Section 7, 15 U.S.C. 79g;

(x) Section 9(c)(3), 15 U.S.C. 79i(c)(3);

(xi) Section 10, 15 U.S.C. 79j;

(xii) Section 12(b), 15 U.S.C. 79*l*(b);

(xiii) Section 12(c), 15 U.S.C. 79*l*(c);

(xiv) Section 12(d), 15 U.S.C. 79*l*(d);

(xv) Section 12(e), 15 U.S.C. 79*l*(e);

(xvi) Section 12(f), 15 U.S.C. 79*l*(f);

(xvii) Section 12(g), 15 U.S.C. 79*l*(g);

(xviii) Section 13(b), 15 U.S.C. 79m(b);

(xix) Section 13(c), 15 U.S.C. 79m(c);

(xx) Section 13(d), 15 U.S.C. 79m(d);

(xxi) Section 13(e), 15 U.S.C. 79m(e);

(xxii) Section 13(f), 15 U.S.C. 79m(f).

(2) To authorize the issuance of orders where a notice has been issued and no request for a hearing has been received from any interested person within the period specified in the notice and the matter involved presents no issue that he believes has not previously been settled by the Commission and it does not appear to him to be necessary in the public interest or the interest of investors or consumers that a hearing be held; section 20(c), 15 U.S.C. 79t(c);

(3) To permit the withdrawal of applications or declarations filed pursuant to the Act, 15 U.S.C. 79a, et seq.;

(4) Upon a showing of good cause and that it would not be contrary to the public interest or inconsistent with the protection of investors or consumers, to grant reasonable extensions of time with respect to the time for the filing with the Commission of registration statements and of reports pursuant to section 20(a), 15 U.S.C. 79t(a), and Rules 1(b), 1(c), 2, 24 and 29; §§ 250.1 (b) and (c), 250.2, 250.24 and 250.29 of this chapter;

(5) To designate officers empowered to administer oaths and affirmations, subpoena witnesses, compel their attendance, take evidence and require the production of any books, papers, correspondence, memoranda, contracts, agreements, or other records in the course of investigations instituted by the Commission pursuant to section 18(c), 15 U.S.C. 79r(c);

(b) With respect to the Investment Company Act of 1940, 15 U.S.C. 80a–1, et seq.:

(1) To issue notices, pursuant to Rule 0–5(a), § 270.05(a) of this chapter, with respect to applications for orders under the following sections of the Act and the rules and regulations promulgated thereunder where, upon examination, the application does not appear to him to present issues not previously settled by the Commission or to raise questions of fact or policy indicating that the public interest or the interest of investors requires that a hearing be held:

(i) Section 6(b), 15 U.S.C. 80a–6(b);

(ii) Section 6(c), 15 U.S.C. 80a–6(c);

(iii) Section 6(d), 15 U.S.C. 80a–6(d);

(iv) Section 6(e), 15 U.S.C. 80a–6(e);

(v) Section 7(d), 15 U.S.C. 80a–7(d);

(vi) Section 8(f), 15 U.S.C. 80a–8(f);

(vii) Section 10(e), 15 U.S.C. 80a–10(e);

(viii) Section 10(f), 15 U.S.C. 80a–10(f);

(ix) Section 11(a), 15 U.S.C. 80a–11(a);

(x) Section 12(g), 15 U.S.C. 80a–12(g);

(xi) Section 16(a), 15 U.S.C. 80a–16(a);

(xii) Section 17(b), 15 U.S.C. 80a–17(b);

(xiii) Section 17(d), 15 U.S.C. 80a–17(d);

(xiv) Section 17(e), 15 U.S.C. 80a–17(e);

(xv) Section 17(f), 15 U.S.C. 80a–17(f);

(xvi) Section 17(g), 15 U.S.C. 80a–17(g);

(xvii) Section 18(j), 15 U.S.C. 80a–18(j);

(xviii) Section 23(b), 15 U.S.C. 80a–23(b);

(xix) Section 23(c), 15 U.S.C. 80a–23(c);

(xx) Section 28(c), 15 U.S.C. 80a–28(c);

(xxi) Section 31(d), 15 U.S.C. 80a–30(d);

(xxii) Section 32(c), 15 U.S.C. 80a–31(c);

(xxiii) Section 45(a), 15 U.S.C. 80a–44(a);

(2) To authorize the issuance of orders where a notice, pursuant to Rule 0–5(a), § 270.05(a) of this chapter, has been issued and no request for a hearing has been received from any interested person within the period specified in the notice and the matter involved presents no issue that he believes has not previously been settled by the Commission and it does not appear to him to be necessary in the public interest or the interest of investors that a hearing be held; section 40(a), 15 U.S.C. 30a–39(a);

(3) To permit the withdrawal of applications pursuant to the Act, 15 U.S.C. 80a–1, et seq.;

(4) Upon a showing of good cause and that it would not be contrary to the public interest or inconsistent with the protection of investors, to grant reasonable extensions of time with respect to the time for (i) the mailing of reports to stockholders and (ii) the filing with the Commission of registration statements and of reports; section 38(a), 15 U.S.C. 80a–37(a);

(5) To designate officers empowered to administer oaths and affirmations, subpoena witnesses, compel their attendance, take evidence, and require the production of any books, papers, correspondence, memoranda, contracts, agreements, or other records in the course of investigations instituted by the Commission pursuant to section 42(b), 15 U.S.C. 80a–41(b);

(c) In nonpublic investigatory proceedings within the responsibility of the director, to grant requests of persons submitting data or evidence to retain or procure copies of their data or transcripts of their testimony pursuant to Rule 3(b) of the Commission's rules of practice, § 201.3(b) of this chapter.

(d) Notwithstanding anything in the foregoing, in any case in which the Di-

rector of the Division of Corporate Regulation believes it appropriate he may submit the matter to the Commission.

§ 200.30–3 Delegation of authority to Director of Division of Trading and Exchanges.

Pursuant to the provisions of Public Law No. 87–592, 76 Stat. 394, the Securities and Exchange Commission hereby delegates, until the Commission orders otherwise, the following functions to the Director of the Division of Trading and Exchanges, to be performed by him or under his direction by such person or persons as may be designated from time to time by the Chairman of the Commission:

(a) (1) To designate officers empowered to administer oaths and affirmations, subpoena witnesses, compel their attendance, take evidence, and require the production of any books, papers, or other documents in the course of investigations instituted by the Commission pursuant to section 19(b) of the Securities Act of 1933, 15 U.S.C. 77s(b), section 21(b) of the Securities Exchange Act of 1934, 15 U.S.C. 78u(b), and section 209(b) of the Investment Advisers Act of 1940, 15 U.S.C. 80b–9;

(2) In nonpublic investigatory proceedings within the responsibility of the director, to grant requests of persons submitting data or evidence to retain or procure copies of their data or transcripts of their testimony, pursuant to Rule 3(b) of the Commission's rules of practice, § 201.3(b) of this chapter,

(b) With respect to the Securities Exchange Act of 1934, 15 U.S.C. 78a, et seq.:

(1) To approve the withdrawal or striking from listing and registration of securities registered on any national securities exchange pursuant to Section 12(d) of the Act, 15 U.S.C. 78*l*(d) and Rules 12d–2–1 and 12d–2–2 thereunder, §§ 240.12d–2–1 and 240.12d–2–2 of this chapter;

(2) To extend unlisted trading privileges pursuant to Section 12(f)(2) of the Act, 15 U.S.C. 78*l*(f)(2), and Rule 12f–1 thereunder, § 240.12f–1 of this chapter;

(3) Pursuant to section 15(b) of the Act, 15 U.S.C. 78*o*(b):

(i) To determine registrations of brokers or dealers to be effective within any shorter period of time than thirty days after receipt of applications for registration;

(ii) To authorize the issuance of orders postponing the effective date of registrations of brokers or dealers, provided that without the consent of the applicant for registration no order shall be entered postponing the effective date of any registration pending final determination of whether such registration should be denied;

(iii) To authorize the issuance of orders canceling registrations of brokers or dealers, or pending applications for registration, if such brokers or dealers or applicants for registration are no longer in existence or have ceased to do business as brokers or dealers;

(4) Pursuant to Rule 15ab–1, § 240.15 ab–1 of this chapter, to approve applications under section 15A(b)(4) of the Act, 15 U.S.C. 78*o*–3(b)(4), for admission to, or continuance of, membership in national securities associations of brokers or dealers who would otherwise be disqualified from membership where such associations have recommended approval of the applications.

(c) With respect to the Investment Advisers Act of 1940, 15 U.S.C. 80b–1 et seq.:

(1) Pursuant to section 203(c) of the Act, 15 U.S.C. 80b–3(c):

(i) To determine registrations of investment advisers to be effective within shorter periods of time than thirty days after receipt by the Commission of applications for registration;

(ii) To authorize the issuance of orders declaring amendments filed with the Commission after an application has become effective to be effective within shorter periods of time than thirty days after the filing of such amendments.

(2) Pursuant to section 203(g) of the Act, 15 U.S.C. 80b–3(g), to authorize the issuance of orders canceling registrations of investment advisers, or applications for registration, if such investment advisers or applicants for registration are no longer in existence or are not engaged in business as investment advisers.

(d) Nothwithstanding anything in the foregoing, in any case in which the Director of the Division of Trading and Exchanges believes it appropriate, he may submit the matter to the Commission.

§ 200.30–4 Delegation of authority to Regional Administrators.

Pursuant to the provisions of Public Law No. 87–592, 76 Stat. 394, the Securities and Exchange Commission hereby delegates, until the Commission orders otherwise, the following functions to each Regional Administrator, to be performed by him or under his direction by such person or persons as may be designated from time to time by the Chairman of the Commission:

(a) With respect to the Securities Act of 1933, 15 U.S.C. 77a et seq. and Regulation A thereunder, § 230.251 et seq. of this chapter:

(1) To authorize the offering of securities:

(i) Less than ten days subsequent to the filing with the Regional Office of notification on Form 1–A, pursuant to Rule 255(a), § 230.255(a) of this chapter, or

(ii) Less than ten days subsequent to the filing of an amendment to a notification on Form 1–A, pursuant to Rule 255(d), § 230.255(d) of this chapter or Rule 256(f), § 230.256(f) of this chapter;

(2) To authorize the use of sales material less than five days subsequent to its filing with the Regional Office pursuant to Rule 258, § 230.258 of this chapter;

(3) To permit the furnishing of financial statements as of dates earlier than 90 days prior to the filing of notifications, but not exceeding six months, pursuant to Item 11(a)(1) of Schedule I and Rule 256 and Rule 257, §§ 230.256 and 230.257 of this chapter;

(b) With respect to the Securities Act of 1933, 15 U.S.C. 77a et seq. and Regulation F thereunder, § 230.652, et seq. of this chapter:

(1) To authorize the offering of securities less than ten days subsequent to the filing with the Regional Office of notification on Form 1–F, pursuant to Rule 652, § 230.652 of this chapter;

(2) To authorize the use of sales material less than ten days subsequent to its filing with the Regional Office pursuant to Rule 654, § 230.654 of this chapter;

(c) With respect to the Securities Exchange Act of 1934, 15 U.S.C. 78a et seq.: Pursuant to Rule 17a–5(d), § 240.17a–5(d) of this chapter, to consider applications by brokers and dealers for extensions of time within which to file reports required by Rule 17a–5, § 240.17a–5 of this chapter, and to grant, and to authorize the issuance of orders denying, such applications.

(d) Notwithstanding anything in the foregoing, in any case in which the Regional Administrator believes it appropriate, he may submit the matter to the Commission.

§ 200.30–5 Delegation of authority to Secretary of the Commission.

Pursuant to the provisions of Public Law No. 87–592, 76 Stat. 394, the Securities and Exchange Commission hereby delegates, until the Commission orders otherwise, the following functions to the Secretary of the Commission to be performed by him or under his direction by such person or persons as may be designated from time to time by the Chairman of the Commission:

(a) With respect to proceedings conducted pursuant to the Securities Act of 1933, 15 U.S.C. 77a et seq., the Securities Exchange Act of 1934, 15 U.S.C. 78a et seq., the Public Utility Holding Company Act of 1935, 15 U.S.C. 79a et seq., the Trust Indenture Act of 1939, 15 U.S.C. 77aaa et seq., the Investment Company Act of 1940, 15 U.S.C. 80a–1 et seq., and the Investment Advisers Act of 1940, 15 U.S.C. 80b–1 et seq.:

(1) After a proceeding has been authorized, to fix the time and place for hearing pursuant to Rule 6(b) of the Commission's rules of practice, § 201.6(b) of this chapter, and Rule 11(a) of the Commission's rules of practice, § 201.11(a) of this chapter;

(2) To fix the time and place for hearings and oral arguments before the Commission pursuant to Rule 21(a) of the Commission's rules of practice, § 201.21(a) of this chapter;

(3) In appropriate cases to extend and reallocate the time prescribed in Rule 21(b) of the Commission's rules of practice, § 201.21(b) of this chapter;

(4) To designate hearing examiners pursuant to Rule 11(b) of the Commission's rules of practice, § 201.11(b) of this chapter;

(5) To postpone or adjourn hearings or otherwise adjust the date for commencement of hearings pursuant to Rule 13 of the Commission's rules of practice, § 201.13 of this chapter, and to advance such hearings;

(6) To grant extensions of time within which to file papers pursuant to Rule 13 of the Commission's rules of practice, § 201.13 of this chapter;

(7) To permit the filing of briefs exceeding 60 pages in length, pursuant to Rule 22(d) of the Commission's rules of practice, § 201.22(d) of this chapter;

(8) To certify records of proceedings upon which are entered orders the subject of review in courts of appeals pursuant to Section 9 of the Securities Act of 1933, 15 U.S.C. 77i, section 25 of the Securities Exchange Act of 1934, 15 U.S.C. 78y, section 24 of the Public Utility Holding Company Act of 1935, 15 U.S.C. 79x, section 322(a) of the Trust Indenture Act of 1939, 15 U.S.C. 77vvv, section 43 of the Investment Company Act of 1940, 15 U.S.C. 80a–42, and section 213 of the Investment Advisers Act of 1940, 15 U.S.C. 80b–13.

(9) To extend the time within which recommended decisions are to be filed with the Secretary by persons designated to prepare such, pursuant to Rule 16(f) of the Commission's rules of practice, § 201.16(f) of this chapter.

(b) Notwithstanding anything in the foregoing, in any case in which the Secretary of the Commission believes it appropriate he may submit the matter to the Commission.

§ 201.27 Review by the Commission of determinations at a delegated level.

(a) *Scope of rule.* This rule is applicable to determinations at a delegated level made pursuant to authority delegated in Articles 30–1 to 30–5 of Subpart A of the Commission's Statement of Organization, Conduct and Ethics, and Information Practices, §§ 200.30–1 to 200.30–5 of this chapter.

(b) *Petition for review; when available.* Petition for review by the Commission may be made by any party to or intervenor in any matter in which there is a determination at a delegated level made pursuant to the authority delegated in:

(1) Article 30–1(a)(6)(ii), § 200.30–1(a)(6)(ii) of this chapter, regarding the filing of financial statements in addition to, or in substitution for, the statements required in the indicated forms;

(2) Article 30–1(f)(2)(ii), § 200.30–1(f)(2)(ii) of this chapter, regarding the filing of financial statements in addition to, or in substitution for, the statements required in the indicated forms;

(3) Article 30–4(c), § 200.30–4(c) of this chapter, regarding the granting and denying of applications by brokers and dealers for time extensions for filing the reports indicated in Article 30–4(c).

(c) *Petition for review; procedure.* Any party or intervenor who seeks review of a determination at a delegated level shall communicate to the Secretary of the Commission by telegram or otherwise a notice of intention to petition for review. Such communication shall be made within one day after receipt of actual notice of the determination or within five days after notice has been mailed to the person's last address listed with the Commission, whichever is shorter. The notice of intention to petition for review shall identify the petitioner and the determination complained of. Within five days after such notice has been communicated, a petition for review containing a clear and concise statement of the issues to be reviewed and the reasons review is appropriate shall be filed with the Commission.

(d) *Review by the Commission on its own initiative.* The Commission may on its own initiative order review of any determination at a delegated level at any time; except that any review by the Commission on its own initiative will be ordered within five days after the determination where there are parties to or intervenors in the matter.

(e) *Effect of delegated determinations; stays, etc.* Any determination at a delegated level shall have immediate effect and be deemed the action of the Commission. Upon communication to the Secretary of a notice of intention to petition for review as provided in paragraph (c) of this section, the determination at a delegated level shall thereafter be stayed until the Commission orders otherwise. An order directing review on the Commission's own initiative or granting a petition for review will set forth the procedure to be followed thereafter, including the time within which any party or intervenor may file a statement in support of or in opposition to the determination, whether a stay should be granted or continued and whether oral argument will be heard. As against any person who shall have acted in reliance upon any determination at a delegated level, any stay or any modification or reversal by the Commission of such determination shall be effective only from the time such person receives actual notice of such stay, modification or reversal.

(Secs. 19, 23, 48 Stat. 85, 901, as amended; sec. 20, 49 Stat. 833, sec. 319, 53 Stat. 1173, secs. 38, 211, 54 Stat. 841, 855, as amended, 15 U.S.C. 77s, 78w, 79t, 80a–37, 80b–1; Act of August 20, 1962, 76 Stat. 394)

[F.R. Doc. 63–3017; Filed, Mar. 21, 1963; 8:49 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

NAVAL PENSION

In § 3.803, paragraphs (b) and (c) are amended to read as follows:

§ 3.803 Naval pension.

* * * * *

(b) Awards of naval pension in effect prior to July 14, 1943, or renewed or continued may be paid concurrently with Veterans Administration pension or compensation; however, naval pension allowance under 10 U.S.C. 6160 may not exceed one-fourth of the rate of disability pension or compensation otherwise payable, exclusive of additional allowances for dependents or specific disabilities.

(c) New awards of naval pension may not be made concurrently with Veterans Administration pension or compensation. (38 U.S.C. 3104(a))

* * * * *

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

This change is effective the date of approval.

By direction of the Administrator.

Approved: March 19, 1963.

[SEAL] W. J. DRIVER,
Deputy Administrator.

[F.R. Doc. 63–3018; Filed, Mar. 21, 1963; 8:50 a.m.]

Title 21—FOOD AND DRUGS

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

SUBCHAPTER C—DRUGS

PART 141B—STREPTOMYCIN (OR DIHYDROSTREPTOMYCIN) AND STREPTOMYCIN- (OR DIHYDROSTREPTOMYCIN-) CONTAINING DRUGS; TESTS AND METHODS OF ASSAY

PART 141C—CHLORTETRACYCLINE (OR TETRACYCLINE) AND CHLORTETRACYCLINE- (OR TETRACYCLINE-) CONTAINING DRUGS; TESTS AND METHODS OF ASSAY

PART 141D—CHLORAMPHENICOL AND CHLORAMPHENICOL-CONTAINING DRUGS; TESTS AND METHODS OF ASSAY

PART 141E—BACITRACIN AND BACITRACIN-CONTAINING DRUGS; TESTS AND METHODS OF ASSAY

Changes in Testing Methods

There was published in the FEDERAL REGISTER of November 17, 1962 (27 F.R. 11353), notice of proposed amendments to provide more efficient and accurate tests and methods of assay for certain antibiotic preparations. Comments were received regarding two of the changes in the proposal. These comments have been evaluated and have been accepted in part and rejected in part, as is shown by the text of the regulations hereinafter promulgated. Therefore, the amendments set out in the FEDERAL REGISTER of November 17, 1962 (27 F.R. 11353), with the changes indicated, are effective upon publication of this order, pursuant to the authority vested in the Secretary of Health, Education, and Welfare by the Federal Food, Drug, and Cosmetic Act (secs. 507, 701(a), 52 Stat. 1055; 59 Stat. 463 as amended; 21 U.S.C. 357, 371(a)) and delegated to the Commissioner of Food and Drugs by the Secretary (25 F.R. 8625).

1. Proposed amendment 1 is changed.
2. Proposed amendment 4 is changed.

(Secs. 507, 701(a), 52 Stat. 1055, 59 Stat. 463; 21 U.S.C. 357, 371(a))

Dated: March 18, 1963.

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

Parts 141b, 141c, 141d, and 141e are amended as follows:

1. By revising § 141b.109(a)(1) to read as follows:

§ 141b.109 Streptomycin tablets; dihydrostreptomycin tablets.

(a) *Potency*—(1) *Streptomycin content.* Using 12 tablets, proceed as directed in § 141b.101, except § 141b.101 (j) and (k), and in lieu of the directions in § 141b.101(e), prepare the sample as follows: Place the tablets in a glass blending jar containing 500 milliliters of 0.1 *M* potassium phosphate buffer, pH 8.0. Using a highspeed blender, blend for 3 to 5 minutes and then make the proper estimated dilutions in the buffer solution; except if it is a bolus, add 1 milliliter polysorbate 80 and 499 milliliters of 0.1 *M* potassium phosphate buffer, pH 8.0, to a glass blending jar, turn on blender, and add three boluses. Blend for 5 minutes and then allow to stand at room temperature for at least 1 hour. Blend again for 5 minutes. Pour contents of blending jar into a beaker, stir with a magnetic stirrer and while stirring remove an aliquot for making the proper estimated dilutions. The average potency of a streptomycin tablets is satisfactory if they contain not less than 85 percent of the number of milligrams that they are represented to contain.

§ 141c.231 [Amendment]

2. By revising paragraph (d)(1)(ii) of § 141c.231 *Capsules tetracycline and oleandomycin phosphate* * * * to read as follows:

(ii) *Microbiological assay.* Proceed as directed in paragraph (c)(1) of this section, except:

(*a*) In lieu of the directions in paragraph (c)(1)(ii)(*a*) of this section, use the nutrient agar described in § 141a.1 (b)(1) of this chapter for the seed and base layers, except add 2.0 milliliters of polysorbate 80 to each 100 milliliters of agar. Its pH after sterilization is 7.8 to 8.0.

(*b*) In lieu of the directions in paragraph (c)(1)(iii) of this section, dissolve a suitable weighed quantity (usually 25 milligrams or less) of the triacetyloleandomycin working standard (obtained from the Food and Drug Administration) in sufficient 80 percent isopropyl alcohol-water solution to give a concentration of 1,000 micrograms per milliliter (estimated). Use the solution the day that it is prepared.

(*c*) In lieu of the directions in paragraph (c)(1)(iv) of this section, dissolve the sample in sufficient 80 percent isopropyl alcohol-water solution to give a convenient stock solution. Further dilute in 0.2 *M* potassium phosphate buffer, pH 10.5 (35 grams of dipotassium phosphate plus 2 milliliters of 10 *N* NaOH, q.s. to 1 liter), to give a final concentration of 15 micrograms per milliliter (estimated).

(*d*) In lieu of the directions in paragraph (c)(1)(vi) of this section, use the agar described in subsection (*a*) of this subdivision for both layers. Use the plates as soon after seeding as is practical. If they are not to be used shortly after seeding, then they should be refrigerated until ready for use.

(*e*) In lieu of the directions for preparing the standard curve in paragraph (c)(1)(vii) of this section, prepare the standard curve by diluting the stock solution in 0.2 *M* potassium phosphate buffer, pH 10.5, to give concentrations of 9.6, 12.0, 15.0, 18.8, and 23.4 micrograms per milliliter. The 15.0 micrograms per milliliter is the reference concentration.

(*f*) In lieu of the directions in paragraph (c)(1)(viii) of this section, incubate the plates at 37° C. overnight. The concentration of the sample and standard being tested is 15.0 micrograms per milliliter.

§ 141d.301 [Amendment]

3. By amending paragraph (a)(7), ninth sentence, of § 141d.301 *Chloramphenicol* to read as follows: "Incubate the plates for 16 to 18 hours at 37° C. and measure the diameter of each circle of inhibition."

4. By revising § 141e.417(a)(1) to read as follows:

§ 141e.417 Powder bacitracin methylene disalicylate and streptomycin sulfate oral veterinary.

(a) *Potency*—(1) *Bacitracin content.* Proceed as directed in § 141e.401(a)(1) except § 141e.401(a)(1)(ii) and (iii). In lieu of the directions in § 141e.401(a)(1)(ii), prepare the sample as follows: Place an accurately weighed sample of approximately 5 grams in a blending jar. Add sufficient dimethylformamide so that when the sample is diluted to its reference point the concentration of dimethylformamide in the final blank is no greater than 20 percent. Blend for 3 to 5 minutes. Filter through filter paper immediately. Remove an aliquot of the filtrate at once and dilute to 1 unit per milliliter with 1.0 percent phosphate buffer, pH 6.0. Add sufficient dimethylformamide to the working solution of the standard so that the concentration of dimethylformamide is the same as that in the sample being tested. In lieu of the directions in § 141e.401(a)(1)(iii), use one of the test organisms described in § 141a.49(a)(2)(ii) of this chapter.

NOTE: Pyridine may be substituted for dimethylformamide in the procedure described in this subparagraph.

Its potency is satisfactory if it contains not less than 85 percent of the units of bacitracin activity that it is represented to contain.

[F.R. Doc. 63-3005; Filed, Mar. 21, 1963; 8:47 a.m.]

Title 41—PUBLIC CONTRACTS

Chapter 9—Atomic Energy Commission

PART 9-16—PROCUREMENT FORMS

Miscellaneous Amendments

Section 9-16.104-50(a) is amended by adding at the end thereof the following:

31. Priorities, allocations, and allotments (AECPR 9-7.5004-23).

Section 9-16.404-50(b) is amended by adding at the end thereof the following:

(7) Priorities, allocations, and allotments (AECPR 9-7.5004-23).

Section 9-16.404-52(a) is amended by adding at the end thereof the following:

29. Priorities, allocations, and allotments (AECPR 9-7.5004-23).

Section 9-16.951-2 (AEC 103a) Purchase Order Terms, is amended by adding at the end thereof the following:

13. *Priorities, allocations, and allotments.* The Contractor shall follow the provisions of D.M.S. Regulation 1 and all other applicable regulations and orders of the Business and Defense Service Administration in obtaining controlled materials and other products and materials needed to fill this order.

Section 9-16.5002-1 *Outline of a negotiated fixed-price supply contract* is amended by adding at the end thereof the following:

(5) Priorities, allocations, and allotments (AECPR 9-7.5004-23).

Section 9-16.5002-2 *Outline of a cost-plus-a-fixed fee supply contract,* is amended by adding at the end thereof the following:

(34) Priorities, allocations, and allotments (AECPR 9-7.5004-23).

Section 9-16.5002-3 *Outline of negotiated fixed-price construction contract,* is amended by adding at the end thereof the following:

b. Priorities, allocations, and allotments (AECPR 9-7.5004-23).

Section 9-16.5002-4 *Outline of a cost-plus-a-fixed-fee-contruction contract,* is amended by adding the following:

Article XXXIV—Priorities, allocations, and allotment. Insert contract clause set forth in AECPR 9-7.5004-23.

Section 9-16.5002-5 *Outline of a cost-plus-a-fixed-fee architect-engineer contract,* is amended by adding the following:

Article XXXVII—Priorities, allocations, and allotments. Insert contract clause set forth in AECPR 9-7.5004-23.

Effective date. These regulations shall become effective 45 days following the date of publication in the FEDERAL REGISTER, but may be observed earlier.

(Sec. 161, 68 Stat. 948; 42 U.S.C. 2201; sec. 205, 63 Stat. 390; 40 U.S.C. 486)

Dated at Germantown, Md., this 13th day of March 1963.

For the U.S. Atomic Energy Commission.

JOHN V. VINCIGUERRA,
Director, Division of Contracts.

[F.R. Doc. 63-2982; Filed, Mar. 21, 1963; 8:45 a.m.]

Title 42—PUBLIC HEALTH

Chapter I—Public Health Service, Department of Health, Education, and Welfare

SUBCHAPTER F—QUARANTINE INSPECTION; LICENSING

PART 73—BIOLOGICAL PRODUCTS

Additional Standards; Measle Virus Vaccine, Live, Attenuated, and Inactivated

Correction

1. In F.R. Doc. 63-2804, appearing at page 2679 of the issue for Tuesday, March 19, 1963, the following corrections are made in § 73.142(a):

a. In subparagraph (1), the phrase reading "if one of the mice" should read "if none of the mice".

b. In subparagraph (5), the phrase reading "at least 100 doses of 10 ml." should read "at least 100 doses or 10 ml.".

2. In F.R. Doc. 63-2805, appearing at page 2682 of the issue for Tuesday, March 19, 1963, the following corrections are made in § 73.152(a)(1)(ii):

a. In the italic headnote, the designation reading "*APPO*" should read "*PPLO*".

b. In the fifth sentence, the phrase reading "in an environment at 5% CO_2 and 95% N_2" should read "in an environment of 5% CO_2 and 95% N_2".

Title 43—PUBLIC LANDS: INTERIOR

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

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

[Circular 2099]

PART 256—GIFTS OF LAND

Basis and purpose. The revised regulation implements section 103(a) of the Public Land Administration Act of July 14, 1960 (74 Stat. 506; 43 U.S.C. 1364), which authorizes the Secretary of the Interior to accept contributions or donations of real property for the improvement, management, use and protection of the public lands and their resources administered by the Bureau of Land Management, and establishes uniform procedures for the acceptance of gifts by the Secretary pursuant to that Act and pursuant to section 8(a) of the Taylor Grazing Act of June 28, 1934 (48 Stat. 1272; 43 U.S.C. 315g), as amended, which authorizes the Secretary to accept on behalf of the United States any lands within or without the exterior boundaries of a grazing district as a gift.

This revision relates to matters which are exempt from the rule-making requirements of the Administrative Procedure Act (5 U.S.C. 1003), and although the Department of the Interior customarily observes the rule-making requirement voluntarily, that procedure is not followed in this case because of the limited applicability and special nature of the regulation which places no new requirement on the public.

The regulation incorporates a statement of the Department's program for accepting gifts and eliminates the requirement that the donor present evidence of the lack of tax liability. The revised regulation shall become effective upon publication in the FEDERAL REGISTER.

Part 256 is revised in its entirety to read as follows:

Sec.
256.1 Statutory authority.
256.2 Program.
256.3 Offer to convey.
256.4 Acceptance of offer.
256.5 Deed of conveyance.
256.6 Status of lands.

AUTHORITY: §§ 256.1 to 256.6 issued under sec. 2, 48 Stat. 1270, 43 U.S.C. 315a, and R.S. § 2478, as amended; 43 U.S.C. 1201. Interpret or apply sec. 8, 48 Stat. 1272, as amended; 43 U.S.C. 315g.

§ 256.1 Statutory authority.

(a) Section 8(a) of the Taylor Grazing Act of June 28, 1934 (48 Stat. 1272; 43 U.S.C. 315g), as amended, authorizes the Secretary of the Interior to accept on behalf of the United States, any lands within or without the exterior boundaries of a grazing district as a gift, where such action will promote the purposes of a district or facilitate the administration of the public lands.

(b) Section 103(a) of the Public Land Administration Act of July 14, 1960 (74 Stat. 506; 43 U.S.C. 1364), authorizes the Secretary to accept contributions or donations of real or mixed property, including rights-of-way, for the improvement, management, use and protection of the public lands and their resources administered by the Bureau of Land Management.

§ 256.2 Program.

The Secretary of the Interior will accept as a gift, lands, with or without improvements thereon, with or without limitations or conditions as to the future use and disposition thereof, in fee simple or any interest less than fee, where possession of such land or interest will promote the purposes of a grazing district or facilitate the administration or contribute to the improvement, management, use or protection of public lands and their resources. The authority of the Secretary is discretionary and acceptance of offers rests, among other things, upon a determination that the public interest will be served thereby.

§ 256.3 Offer to convey.

(a) Any person desiring to make a gift, contribution, or donation of land or interest in land to the United States should submit an offer to convey and transfer said property to the United States voluntarily. The offer should be transmitted to the proper land office in the State in which the lands are located, or if the lands are in a State where there is no land office, to the Bureau of Land Management in Washington, D.C., except that for lands in North Dakota and South Dakota, the proper land office is at Billings, Montana; for lands in Nebraska or Kansas, the proper land office is at Cheyenne, Wyoming, and for lands in Oklahoma, the proper land office is at Santa Fe, New Mexico.

(b) The offer should designate the statute under which the gift is to be made and should describe the lands by legal subdivisions of the public land surveys, if possible, with a description of any permanent improvements fixed to the land. Any limitations on title should be fully detailed and any conditions as to future use and disposition of the land should be set forth.

(c) The offer should be accompanied by a statement showing that the offeror is the record owner in fee of lands so offered, free and clear of all encumbrances; that there are no persons claiming the land adversely to the offeror; whether there are any unpaid taxes or assessments levied or assessed against the offered land or that could operate as a lien thereon; whether there is a tax or assessment due on such lands or that could operate as a lien thereon, but which tax or assessment is not yet payable; and that there are no unredeemed tax deeds outstanding against the lands.

§ 256.4 Acceptance of offer.

Where the authorized officer finds that acceptance of the offered lands is in consonance with the program set forth in § 256.2 of this chapter, he shall advise the offeror of the acceptance of the offer and request the offeror to submit a voluntary deed of conveyance to the United States of the land offered, together with an affidavit that the offeror has not conveyed or encumbered the land in any manner from the time of making the offer up to and including the date of recordation of the deed.

§ 256.5 Deed of conveyance.

The deed of conveyance to the United States must be executed, acknowledged, and duly recorded in accordance with the laws of the State in which the lands are situated. The deed should recite that it is made "as a gift," as authorized by statute appropriately designated. Where such deed is made by an individual, it must show whether the person making the conveyance is married or single. If married, the spouse of the donor must join in the execution and acknowledgment of the deed in such manner as to bar effectually any right of curtesy or dower, or any claim whatsoever to land conveyed, or it must be fully and satisfactorily shown that under the laws of the State in which the land conveyed is situated, such spouse has no interest, present or prospective, which makes his or her joining in the deed of conveyance necessary. Where the deed of conveyance is by a corporation, the order or direction of the board of directors or other governing body should be recited in the deed, and a copy thereof

must accompany the instrument of transfer. Both the deed and the instrument must bear the impression of the corporate seal.

§ 256.6 Status of lands.

Upon acceptance of the deed of conveyance, the lands or interests so conveyed will become property of the United States but will not become subject to applicable land and mineral laws of this title unless and until an order to that effect is issued by the authorized officer.

STEWART L. UDALL,
Secretary of the Interior.

MARCH 18, 1963.

[F.R. Doc. 63-2998; Filed, Mar. 21, 1963; 8:46 a.m.]

Title 44—PUBLIC PROPERTY AND WORKS

Chapter I—General Services Administration

SUBCHAPTER C—REAL PROPERTY MANAGEMENT

PART 100—PUBLIC BUILDINGS AND GROUNDS

Subpart A—General Regulations

Subpart A of Part 100, Subchapter C of Chapter I of Title 44 of the Code of Federal Regulations is amended by revising §§ 100.8 and 100.11 to read as follows:

§ 100.8 Soliciting, vending, debt collection, and distribution of handbills.

The soliciting of alms and contributions, commercial soliciting and vending of all kinds, the display or distribution of commercial advertising, or the collecting of private debts, in or on property, is prohibited. This section does not apply to national or local drives for funds for welfare, health, and other purposes sponsored or approved by the occupant agencies, concessions, or personal notices posted by employees on authorized bulletin boards. Distribution of material such as pamphlets, handbills, and flyers, is prohibited without prior approval of authorized individuals.

§ 100.11 Vehicular and pedestrian traffic.

(a) Drivers of all vehicles in or on property shall drive in a careful and safe manner at all times and shall comply with the signals and directions of guards and all posted traffic signs; (b) the blocking of entrances, driveways, walks, loading platforms, or fire hydrants in or on property is prohibited; (c) except in emergencies, parking in or on property is not allowed without a permit. Parking without authority, parking in unauthorized locations or in locations reserved for other persons or continuously in excess of 18 hours without permission, or contrary to the direction of posted signs is prohibited. This section may be supplemented from time to time, with the approval of the appropriate Regional Administrator, by the issuance and posting of specific traffic directives as may be required, and when so issued and posted such directives shall have the same force and effect as if made a part hereof.

Dated: March 18, 1963.

BERNARD L. BOUTIN,
Administrator of General Services.

[F.R. Doc. 63-3032; Filed, Mar. 21, 1963; 8:52 a.m.]

Title 45—PUBLIC WELFARE

Subtitle A—Department of Health, Education, and Welfare

PART 4—SERVICE OF PROCESS

In order to designate persons on whom service of process required to be delivered to the Secretary of Health, Education, and Welfare under Title II of the Social Security Act, shall be delivered, a new part, Part 4, is hereby added to 45 CFR Subtitle A, to read as follows:

§ 4.1 Service of process in actions under Title II of the Social Security Act.

Summons and complaint, subpoenas, and other process which are required to be delivered to the Secretary of Health, Education, and Welfare in actions arising under Title II of the Social Security Act shall be delivered to the Associate General Counsel, the Secretary to the Associate General Counsel, or the Secretary to the General Counsel, Office of the General Counsel, 330 Independence Avenue SW., Washington 25, D.C., or delivered to the Secretary to the Assistant General Counsel, Old-Age and Survivors Insurance Division, Office of the General Counsel, or the Supervisor (Docket, Files and Control Unit), Office of the General Counsel, Social Security Building, 6401 Security Boulevard, Baltimore 35, Maryland. The persons above designated are authorized to accept service of such process.

(Reorg. Plan No. 1 of 1953, 18 F.R. 2053, 3 CFR 1953 Supp.; secs. 205 and 207 of the Social Security Act, as amended 42 U.S.C. 405 and 1400j)

Dated: March 18, 1963.

[SEAL] ANTHONY J. CELEBREZZE,
Secretary.

[F.R. Doc. 63-3020; Filed, Mar. 21, 1963; 8:50 a.m.]

Proposed Rule Making

FEDERAL HOME LOAN BANK BOARD

[12 CFR Part 563]

[No. FSLIC–1555]

FEDERAL SAVINGS AND LOAN INSURANCE CORPORATION; INSURANCE OF ACCOUNTS

Proposed Limitations Upon Borrowing

MARCH 15, 1963.

Resolved that, pursuant to Part 508 of the general regulations of the Federal Home Loan Bank Board (12 CFR Part 508) and § 567.1 cf the rules and regulations for Insurance of Accounts (12 CFR 567.1), it is hereby proposed that § 563.8 of the rules and regulations for Insurance of Accounts (12 CFR 563.8) be amended by an amendment the substance of which is as follows:

Amend § 563.8 of the rules and regulations for Insurance of Accounts by the addition thereto, at the end of said section, of the following sentences: "For purposes of this section, borrowed money shall also include any funds invested or deposited directly or indirectly (other than additions to non-withdrawable accounts as defined in § 561.4 or surplus) by a holding company in an insured institution controlled by such company, unless such institution establishes to the satisfaction of the Corporation that such funds were not derived directly or indirectly from the issuance or sale by such company of notes, or other forms of obligations or evidences of indebtedness. The term "holding company" in the preceding sentence shall have the meaning ascribed in section 408 of Title IV of the National Housing Act, as amended."

(Secs. 402, 403, 48 Stat. 1256, 1257, as amended; 12 U.S.C. 1725, 1726. Reorg. Plan No. 3 of 1947, 12 F.R. 4981, 3 CFR, 1947 Supp.)

Resolved further that all interested persons are hereby given the opportunity to submit written data, views, or arguments on the following subjects and issues: (1) Whether said proposed amendments should be adopted as proposed; (2) whether said proposed amendments should be modified and adopted as modified; (3) whether said proposed amendments should be rejected. All such written data, views, or arguments must be received through the mail or otherwise at the office of the Secretary, Federal Home Loan Bank Board, Federal Home Loan Bank Board Building, 101 Indiana Avenue NW., Washington 25, D.C., not later than April 22, 1963, to be entitled to be considered, but any received later may be considered in the discretion of the Federal Home Loan Bank Board.

By the Federal Home Loan Bank Board.

[SEAL] HARRY W. CAULSEN,
Secretary.

[F.R. Doc. 63–3021; Filed, Mar. 21, 1963; 8:50 a.m.]

FEDERAL AVIATION AGENCY

[14 CFR Part 71 [New]]

[Airspace Docket No. 63–SO–4]

CONTROL ZONE

Proposed Alteration

Notice is hereby given that the Federal Aviation Agency is considering an amendment to Part 71 [New] of the Federal Aviation Regulations, the substance of which is stated below.

The Jackson, Miss., control zone is designated within a 5-mile radius of Hawkins Field; within 2 miles either side of the 002° True bearing from the Jackson radio beacon extending from the 5-mile radius zone to 12 miles north of the radio beacon; and within 2 miles either side of the Jackson VORTAC 194° True radial extending from the 5-mile radius zone to the VORTAC.

The Federal Aviation Agency has under consideration the redesignation of the Jackson control zone to comprise that airspace within a 5-mile radius of Jackson Municipal Airport (latitude 32°18'40" N., longitude 90°04'33" W.); within a 5-mile radius of the Hawkins Field (latitude 32°20'01" N., longitude 90°13'19" W.); within a 3-mile radius of the Bruce Campbell Airport (latitude 32°26'45" N., longitude 90°06'00" W.); within 2 miles northeast and 3 miles southwest of the Jackson VORTAC 156° radial extending from the Jackson Municipal Airport 5-mile radius zone to the VORTAC; within 2 miles on each side of the Jackson VORTAC 195° True radial extending from the Hawkins Field 5-mile radius zone to the VORTAC; within 2 miles on each side of the 002° True bearing from the Jackson radio beacon extending from the Hawkins Field 5-mile radius zone to 8 miles north of the radio beacon; and within 2 miles on each side of the Jackson VORTAC 139° True radial extending from the Bruce Campbell Airport 3-mile radius zone to the VORTAC.

The proposed alteration of the Jackson control zone would provide protection for aircraft arriving and departing Hawkins Field, Bruce Campbell Airport, and the new Jackson Municipal Airport, scheduled for activation on or about July 1, 1963. The portion extending 3 miles, instead of 2 miles, southwest of the Jackson VORTAC 156° True radial would provide continuity of controlled airspace near the center of the control zone. Adequate protection beyond the proposed control zone is provided by controlled airspace associated with airways. The FAA control tower at Jackson Municipal Airport is scheduled to be commissioned concurrently with the activation of the airport and will provide approach control service for the three airports.

This action is being proposed in advance of the implementation of CAR Amendments 60–21 and 60–29 in the entire Jackson terminal area to permit fulfillment of the urgent airspace requirements at the earliest practicable date.

Interested persons may submit such written data, views or arguments as they may desire. Communications should be submitted in triplicate to the Assistant Administrator, Southern Region, Attn: Chief, Air Traffic Division, Federal Aviation Agency, P.O. Box 20636, Atlanta 20, Ga. All communications received within thirty days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Agency officials may be made by contacting the Regional Air Traffic Division Chief, or the Chief, Airspace Utilization Division, Federal Aviation Agency, Washington 25, D.C. Any data, views or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

The official Docket will be available for examination by interested persons at the Docket Section, Federal Aviation Agency, Room A–103, 1711 New York Avenue NW., Washington 25, D.C. An informal Docket will also be available for examination at the office of the Regional Air Traffic Division Chief.

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

Issued in Washington, D.C., on March 15, 1963.

W. THOMAS DEASON,
Assistant Chief,
Airspace Utilization Division.

[F.R. Doc. 63–2989; Filed, Mar. 21, 1963; 8:45 a.m.]

[14 CFR Part 71 [New]]

[Airspace Docket No. 62–WE–63]

CONTROL ZONE

Proposed Designation

Pursuant to the authority delegated to me by the Administrator (14 CFR 11.65), notice is hereby given that the Federal Aviation Agency is considering an amendment to Part 71 [New] of the Federal Aviation Regulations, the substance of which is stated below.

The Federal Aviation Agency has under consideration the designation of a part-time control zone at Visalia, Calif. The proposed control zone would be designated from 0700–1900 hours local time, daily, to comprise that airspace within a 5-mile radius of Visalia Municipal Airport (latitude 36°19'10" N., longitude 119°23'35" W.) and within 2 miles either side of the 317° True radial of a VOR to be established in the vicinity of Visalia at latitude 36°14'38" N., longitude 119°18'28" W. extending from the 5-

mile radius zone to 1.5 miles northwest of the VOR, excluding the portion more than 3 miles distant from the Visalia Airport between the 055° and 085° True bearings from the airport.

The proposed control zone would provide protection for aircraft executing prescribed instrument approach and departure procedures at Visalia Municipal Airport. Communications service would be furnished by the FAA's Flight Service Station at Fresno, Calif., through remote facilities on the proposed Visalia VOR. Weather reporting service would be provided by duly certified United Airlines personnel during the hours of operation of the control zone.

The exclusion east of the Visalia Airport between lines bearing 055° and 085° True from the airport would reduce flight restrictions at the Greenacres Airport, Visalia, Calif. (latitude 36°20'20" N., longitude 119°19'30" W.). Protection for aircraft executing the portions of the instrument and departure procedures conducted beyond the limits of the control zone would be provided by the control areas associated with V–23 and its east alternate between Bakersfield, Calif., and Fresno, Calif.

Interested persons may submit such written data, views or arguments as they may desire. Communications should be submitted in triplicate to the Assistant Administrator, Western Region, Attn: Chief, Air Traffic Division, Federal Aviation Agency, 5651 West Manchester Avenue, P.O. Box 90007, Airport Station, Los Angeles 9, Calif. All communications received within forty-five days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Agency officials may be made by contacting the Regional Air Traffic Division Chief, or the Chief, Airspace Utilization Division, Federal Aviation Agency, Washington 25, D.C. Any data, views or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

The official Docket will be available for examination by interested persons at the Docket Section, Federal Aviation Agency, Room A–103, 1711 New York Avenue NW., Washington 25, D.C. An informal Docket will also be available for examination at the office of the Regional Air Traffic Division Chief.

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

Issued in Washington, D.C., on March 15, 1963.

W. THOMAS DEASON,
Assistant Chief,
Airspace Utilization Division.

[F.R. Doc. 63–2990; Filed, Mar. 21, 1963; 8:45 a.m.]

[14 CFR Part 71 [New]]

[Airspace Docket No. 63–CE–3]

CONTROL ZONE AND TRANSITION AREA

Proposed Designation

Pursuant to the authority delegated to me by the Administrator (14 CFR 11.65), notice is hereby given that the Federal Aviation Agency is considering amendments to Part 71 [New] of the Federal Aviation Regulations, the substance of which is stated below.

To implement the provisions of Amendments 60–21 (26 F.R. 570) and 60–29 (27 F.R. 4012) to the Civil Air Regulations, Part 60, Air Traffic Rules in the Williston, N. Dak., terminal area, the Federal Aviation Agency has under consideration the following airspace actions:

1. Designate a control zone at Williston to comprise that airspace within a 5-mile radius of Sloulin Field (latitude 48°10'35" N., longitude 103°38'10" W.); within 2 miles either side of the Williston VOR 136° True radial extending from the 5-mile radius zone to the VOR. This control zone would be effective from 0400 to 2000 hours, local time, daily.

Communications would be provided within the proposed control zone by voice and receiver facilities associated with the Williston VOR, remotely operated from the FAA's Minot, N. Dak., Flight Service Station. Weather service is currently available from 0400 to 2000 hours, local time, daily, as provided by the United States Weather Bureau.

2. Designate a transition area at Williston to comprise that airspace extending upward from 700 feet above the surface within a 9-mile radius of Sloulin Field, Williston, N. Dak., (latitude 48°10'35" N., longitude 103°38'10" W.), and within 2 miles either side of the Williston VOR 316° True radial, extending from the 9-mile radius area to 8 miles northwest of the VOR; and the airspace extending upward from 1,200 feet above the surface within 8 miles southwest and 5 miles northeast of the Williston VOR 136° and 316° True radials, extending from 4 miles southeast to 13 miles northwest of the VOR.

The portion of this transition area with a floor of 700 feet above the surface would provide protection for aircraft executing random departure procedures and a proposed instrument approach procedure to be prescribed at Sloulin Field. This portion is proposed with a 9-mile radius to provide protection for departures climbing above rising terrain of from 100 to 400 feet above the elevation of the airport. The portion of this transition area with a floor of 1,200 feet above the surface would provide protection for aircraft exercising holding procedures northwest of the Williston VOR and aircraft executing the procedure turn portion of the instrument approach procedure to be prescribed at Sloulin Field.

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

The official Docket will be available for examination by interested persons at the Docket Section, Federal Aviation Agency, Room A–103, 1711 New York Avenue NW., Washington 25, D.C. An informal Docket will also be available for examination at the office of the Regional Air Traffic Division Chief.

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

Issued in Washington, D.C., on March 15, 1963.

W. THOMAS DEASON,
Assistant Chief,
Airspace Utilization Division.

[F.R. Doc. 63–2991; Filed, Mar. 21, 1963; 8:46 a.m.]

Notices

DEPARTMENT OF THE TREASURY

Office of the Secretary

TREASURY BONDS OF 1989–94

Public Notice of Invitation To Bid

MARCH 20, 1963.

The Secretary of the Treasury, by this notice and under the terms and conditions prescribed in Treasury Department Circular, Public Debt Series No. 22–62, invites bids for an issue of bonds of the United States, designated as Treasury Bonds of 1989–94. The principal amount of the issue hereunder will be $300,000,000. These bonds will be offered only as a single block on a competitive bid basis.

I. *Description of bonds.* The bonds will be dated April 18, 1963, and will bear interest from that date payable on a semiannual basis on November 15, 1963, and thereafter on May 15 and November 15 in each year until the principal amount becomes payable. They will mature May 15, 1994, but may be redeemed at the option of the United States on and after May 15, 1989, at par and accrued interest, on any interest day, on four months' notice of redemption given in such manner as the Secretary of the Treasury shall prescribe. From the date of redemption designated in any such notice, interest on the bonds called for redemption shall cease.

If the bonds are owned by a decedent at the time of his death and thereupon constitute a part of his estate, they will be redeemed at par and accrued interest at the option of the representative of the estate, provided the Secretary of the Treasury is authorized by the decedent's estate to apply the entire proceeds of redemption to payment of the Federal estate taxes on such decedent's estate.

II. *Notice of intent.* Any individual, organization, syndicate, or other group intending to submit a bid must file written notice of such intent with the Federal Reserve Bank of New York on Form PD 3555 by 12:00 noon, e.s.t., on April 5, 1963. Notices which are received postmarked to show they were mailed prior to that time will be treated as having been timely filed. Forms and envelopes therefor may be obtained from any Federal Reserve Bank or Branch or from the Bureau of the Public Debt, Treasury Department, Washington 25, D.C. The filing of such notice will not constitute a commitment to bid.

III. *Submission of bids.* Only bids submitted in accordance with the provisions of this invitation, or any supplement or amendment hereto, and of Treasury Department Circular, Public Debt Series No. 22–62, by bidders who have filed notice of their intent to bid as required by section II hereof will be considered. Each bid must be submitted in duplicate on Form PD 3556, enclosed and sealed in an envelope which will be furnished with the form, and must be received in the Northwest Conference Room of the Federal Reserve Bank of New York not later than 11:00 a.m., e.s.t., on April 9, 1963. Forms and envelopes may be obtained from any Federal Reserve Bank or Branch, or from the Bureau of the Public Debt, Treasury Department, Washington 25, D.C.

A bid submitted by a syndicate must be supplemented by a list of its members which must specify the amount of each member's underwriting participation. This supplement must be filed by the representative on Form PD 3557 not later than 12:00 noon on April 9, 1963, at the place designated for receipt of bids.

Each bidder may submit only one bid which must be for the purchase of all of the bonds described in this invitation. The price to be paid to the United States by the bidder must be expressed as a percentage of the principal amount of the bonds in not to exceed five decimals, e.g., 100.01038 percent. Provisions relating to the coupon rate of interest will be set forth in a supplemental notice hereto on April 3, 1963.

Each bid must be accompanied by a payment to the Federal Reserve Bank of New York, as fiscal agent of the United States, of an amount equal to 3 percent of the principal amount of the bonds in immediately available funds.

IV. *Bids—opening—acceptance.* Bids will be opened in the Northwest Conference Room of the Federal Reserve Bank of New York at 11:00 a.m., e.s.t., on April 9, 1963, and the accepted bid will be announced publicly not later than 2:00 p.m., e.s.t., on that date. The bids and the names of the bidders will be considered as matters of public record, including, in the case of a syndicate, the names of the members and the amount of each member's underwriting participation.

The bid to be accepted will be the one resulting in the lowest basis cost of money computed from the date of the bonds to the date of maturity determined in accordance with the terms of this invitation, or any supplement or amendment hereto, and the provisions of Treasury Department Circular, Public Debt Series No. 22–62. It shall be a condition of each bid that, if accepted by the Secretary of the Treasury, the bidder shall make a bona fide reoffering of all of the bonds to the investing public.

When the successful bidder has been announced, his deposit will be retained as security for the performance of his obligation and will be applied toward payment of the bonds. Thereafter, the deposits of all other bidders will be returned immediately. No interest will be allowed on any of the deposits. In the event that the supplemental notice does not specify a single coupon rate of interest and bids based on different coupon rates of interest result in identical basis costs of money computed to maturity, the Secretary of the Treasury will accept the bid resulting in the lowest basis cost to the first call date. Otherwise, if identical bids are submitted, the Secretary of the Treasury, in his discretion, shall determine the bid to be accepted by lot in a manner prescribed by him, unless he proposes and those who submitted the identical bids agree on a division of the bonds. In the event of a division of the bonds, the bids of the successful bidders will be amended accordingly, their deposits will be apportioned and the remainder refunded immediately.

The Secretary of the Treasury, or his representative, will accept the successful bid by signing the duplicate copy of the bid form and delivering it to the bidder, or his representative.

The Secretary of the Treasury, in his discretion, reserves the right to reject any or all bids.

V. *Payment for and delivery of bonds.* Payment for the bonds must be made in immediately available funds and must be completed by the successful bidder not later than 11:00 a.m., e.s.t., on April 18, 1963, at the Federal Reserve Bank of New York.

If the bidder desires any registered bonds to be shipped on the payment date, he must notify the Federal Reserve Bank of New York and furnish the necessary registration information within two days after the award. All other bonds will be delivered in bearer form and will be available on the payment date at Federal Reserve Banks and Branches. Shipment of the bonds will be made on the payment date, at the risk and expense of the United States, to any place or places in the United States designated by the bidder. If necessary, the Treasury will issue interim receipts for the bonds on the payment date.

[SEAL] DOUGLAS DILLON,
Secretary of the Treasury.

[F.R. Doc. 63-3138; Filed, Mar. 21, 1963; 11:34 a.m.]

DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

CAMDEN STOCKYARDS ET AL.

Deposting of Stockyards

It has been ascertained, and notice is hereby given, that the livestock markets named herein, originally posted on the respective dates specified below as being subject to the Packers and Stockyards Act, 1921, as amended (7 U.S.C. 181 et seq.), no longer come within the definition of a stockyard under said Act and are, therefore, no longer subject to the provisions of the Act.

Name and Location of Stockyard and Date of Posting

Camden Stockyards, Camden, Ark., February 25, 1959.
Macon County Sale Barn, Decatur, Ill., August 10, 1961.
DeWitt Sale Barn, DeWitt, Iowa, May 29, 1959.
Eldridge Sales Co., Eldridge, Iowa, May 16, 1959.
Mapleton Auction Co., Mapleton, Iowa, June 25, 1959.
Oskaloosa Sales Pavillion, Oskaloosa, Iowa, May 28, 1959.
Franklin County Sale Co., Ottawa, Kans., May 23, 1959.
C & H Stockyards, Isom, Ky., January 5, 1960.
Wisner Livestock Sales Co., Wisner, Nebr., July 15, 1958.

Notice or other public procedure has not preceded promulgation of the foregoing rule since it is found that the giving of such notice would prevent the due and timely administration of the Packers and Stockyards Act and would, therefore, be impracticable and contrary to the public interest. There is no legal warrant or justification for not depositing promptly a stockyard which is no longer within the definition of that term contained in the Act.

The foregoing is in the nature of a rule granting an exemption or relieving a restriction and, therefore, may be made effective in less than 30 days after publication in the FEDERAL REGISTER. This notice shall become effective upon publication in the FEDERAL REGISTER.

(42 Stat. 159, as amended and supplemented; 7 U.S.C. 181 et seq.)

Done at Washington, D.C., this 19th day of March 1963.

H. L. JONES,
Chief, Rates and Registrations Branch, Packers and Stockyards Division, Agricultural Marketing Service.

[F.R. Doc. 63-3007; Filed, Mar. 21, 1963; 8:48 a.m.]

Agricultural Research Service

CERTAIN STOCKYARDS AND SLAUGHTERING ESTABLISHMENTS

Notice of Specific Approval and Withdrawal of Specific Approval

Correction

In F.R. Doc. 63-2852, appearing in the issue for Tuesday, March 19, 1963, at page 2690, the signature at the end of the document should read as follows:

E. E. SAULMON,
Acting Director, Animal Disease Eradication Division, Agricultural Research Service.

IDENTIFICATION OF CARCASSES OF CERTAIN HUMANELY SLAUGHTERED LIVESTOCK

Supplemental List of Humane Slaughterers

Pursuant to section 4 of the Act of August 27, 1958 (7 U.S.C. 1904) and the statement of policy thereunder in 9 CFR Part 181.1 the following table lists additional establishments operated under Federal inspection under the Meat Inspection Act (21 U.S.C. 71 et seq.) which have been officially reported as humanely slaughtering and handling the species of livestock respectively designated for such establishments in the table. This list supplements the list previously published under the Act (28 F.R. 2245) for February and represents those establishments and species which were reported too late to be included in the earlier list or which have come into compliance with respect to species indicated since the completion of the reports on which the earlier list was based. The establishment number given with the name of the establishment is branded on each carcass of livestock inspected at that establishment. The table should not be understood to indicate that all species of livestock slaughtered at a listed establishment are slaughtered and handled by humane methods unless all species are listed for that establishment. Nor should the table be understood to indicate that the affiliates of any listed establishment use only humane methods:

Name of establishments	Establishment No.	Cattle	Calves	Sheep	Goats	Swine	Horses
Armour and Co	2AD	(*)	(*)				
Do	2C	(*)		(*)		(*)	
Do	2E	(*)		(*)		(*)	
Do	2LT	(*)					
Do	2WN	(*)	(*)				
Swift and Co	3AC	(*)				(*)	
Do	3AN	(*)	(*)			(*)	
Do	3B	(*)	(*)	(*)		(*)	
Do	3CC	(*)		(*)			
Do	3L	(*)				(*)	
Do	3R	(*)	(*)			(*)	
Do	3S					(*)	
Do	3T	(*)	(*)				
Do	3Y	(*)					
Do	3Z	(*)	(*)				
Lykes Bros., Inc	8	(*)				(*)	
Do	8B	(*)					
Hygrade Food Products Corp	12A	(*)				(*)	
Do	12C	(*)	(*)	(*)		(*)	
Do	12D	(*)					
Do	12P	(*)					
John Morrell and Co	17	(*)				(*)	
Do	17A	(*)				(*)	
John Morrielle and Co	17E					(*)	
The Cudahy Packing Co	19	(*)				(*)	
Wilson and Co., Inc	20N	(*)	(*)	(*)		(*)	
Do	20Y	(*)	(*)	(*)		(*)	
Patrick Cudahy, Inc	28	(*)				(*)	
Kreinberg and Krasny, Inc	30	(*)	(*)			(*)	
Valleydale Packers, Inc	34	(*)	(*)	(*)		(*)	
Pocomoke Provision Co	39	(*)	(*)	(*)			
Armour and Co	40	(*)				(*)	
Lackawanna Beef and Provision Co	49	(*)					
Nevada Meat Packing Co	53	(*)					
Sunnyland Packing Co. of Alabama	56	(*)				(*)	
Glover Packing Co. of Amarillo	60	(*)					
Glover Packing Company	60A	(*)	(*)	(*)		(*)	
The Quaker Oats Co	67E						(*)
Auburn University	71	(*)					
Brown Thompson and Son	73		(*)			(*)	
City Packing Co	80	(*)	(*)			(*)	
Excel Packing Co., Inc	86	(*)					
Utica Veal Co., Inc	88	(*)					
Sugardale Provision Co	92	(*)				(*)	
Do	102	(*)					
Swift and Co	104	(*)		(*)		(*)	
J. Lynn Cornwell, Inc	107					(*)	
Wilson and Co., Inc	111	(*)	(*)	(*)		(*)	
Hoffman Packing Company, Inc	112	(*)					
Morris Packing Co	113	(*)					
The Merchants Co	116	(*)	(*)			(*)	
E. J. Archie and Sons, Inc	122	(*)					
City Dressed Beef	125	(*)					
John Roth and Son, Inc	130	(*)					
Tobin Packing Co., Inc	133					(*)	
Armour and Company	158	(*)					
Joel E. Harrell and Son, Inc	162	(*)				(*)	
Montrose Beef Co	181	(*)					
The Rath Packing Co	186	(*)	(*)	(*)		(*)	
Do	186F					(*)	
Seattle Packing Co	191	(*)	(*)	(*)		(*)	
Hynes Packing Co	197	(*)	(*)				
George A. Hormel and Co	199	(*)				(*)	
Do	199I					(*)	
Do	199N	(*)				(*)	
Cudahy Packing Co	202	(*)					
National Packing Co., Inc	208	(*)					
Heinz's Riverside Abattoir, Inc	210	(*)					
Fred Dold and Sons Packing Co	214	(*)					
York Packing Co., Inc	220					(*)	
Gwaltney, Inc	221A					(*)	
Armour and Co	222	(*)					
DeJong Packing Co	223	(*)	(*)			(*)	
Hygrade Food Products Corp	224	(*)					
Gold Merit Packing Co., Inc	232	(*)				(*)	
Animal Husbandry Department	236	(*)		(*)			
Raskin Packing Co	237	(*)				(*)	
Armour and Co	238			(*)			
P. D. and J. Meats	240	(*)	(*)				
Iowa Beef Packers, Inc	245	(*)					
Do	245A	(*)				(*)	
John Morrell and Co	246	(*)				(*)	
Harget Realty Corp	247	(*)					
Ryplains Dressed Beef, Inc	262	(*)				(*)	
The Jones Dairy Farm	263					(*)	
Lubbock Packing Co	266	(*)					
Tog Packing Co., Inc	273	(*)					
Wilson and Co., Inc	275	(*)					
Bookey Packing Co	281	(*)					

Name of establishments	Establishment No.	Cattle	Calves	Sheep	Goats	Swine	Horses
Western Packing Co	288	(*)					
Arbogast and Bastian Co	289	(*)	(*)	(*)		(*)	
Sioux City Dressed Pork, Inc	292					(*)	
Waldock Packing Co	299					(*)	
Commercial Packing Co., Inc	302	(*)					
Union Packing Co	305	(*)					
Do	305A	(*)					
Star Packing Co	306	(*)					
Survall Packing Co	307	(*)					
Ideal Packing Co., Inc	312	(*)					
Rudys Farm Co	315					(*)	
Webb Packing Co	316	(*)					
Estes Packing Co	319	(*)	(*)				
C. and M. Meat Packing Corp	329	(*)	(*)				
Great Western Packing Co., Inc	334	(*)					
Nobles Independent Meat Co	335	(*)	(*)	(*)			
Chino Valley Meat Packing Co., Inc	336	(*)					
Des Moines Packing Co	340	(*)					
State Packing Co., Inc	344	(*)					
Union Packing Co	351	(*)					
Samuels East Texas Packing Co	353	(*)					
Fresno Meat Packing Co	354	(*)					
Meyers Packing Co	363	(*)					
Montebello Meat Packing Co	364	(*)		(*)			
Fischer Packing Co	374	(*)	(*)			(*)	
American Stores Co	384	(*)					
Liebmann Packing Co	388	(*)	(*)				
Roth Packing Co	394	(*)					
Dubuque Packing Co	396	(*)	(*)	(*)		(*)	
Logan Packing Co	397	(*)					
Mon Dak Meat Packing Co., Inc	405	(*)				(*)	
Neuhoff Bros	406	(*)	(*)	(*)		(*)	
Endlich Packing Co., Inc	410	(*)					
The Lundy Packing Co	413					(*)	
Frosty Morn Meats	414	(*)	(*)	(*)		(*)	
E. W. Kneip, Inc., of Iowa	422	(*)					
Queen Packing Corp	436	(*)					
Omaha Dressed Beef Co., Inc	441	(*)					
Lancaster Packing Co	462	(*)					
Corn Husker Packing Co	468	(*)					
Iowa Pork Company, Inc	473					(*)	
Middletown Beef Co., Inc	483	(*)					
East Tennessee Packing Co	487	(*)	(*)			(*)	
Nebraska Beef Co	489	(*)					
Goldring Packing Co., Inc	490	(*)		(*)			
Mid State Meat Packers, Inc	494	(*)	(*)				
Armour and Co	509	(*)	(*)			(*)	
The Hull and Dillon Packing Co	510	(*)	(*)			(*)	
Shen Valley Meat Packers, Inc	511	(*)				(*)	
Omaha Packing Co	532	(*)					
Rosenthal Packing Co., Inc	535	(*)	(*)	(*)	(*)		
Oscar Mayer and Co., Inc	537A	(*)	(*)	(*)		(*)	
Do	537O					(*)	
Midwest Packing Co	538	(*)					
Pride Packing Co., Inc	549	(*)	(*)				
Piute Packing Co	550	(*)	(*)				
Salter Packing Co	551	(*)					
D and W Packing Co	561	(*)					
Packerland Packing Co., Inc	562	(*)	(*)				
John Morrell and Co	565	(*)	(*)				
Elmer Binder and Son, Inc	569		(*)	(*)			
Stahl Meyer, Inc	583	(*)					
Harman Packing Co	596	(*)					
Swift and Co	608	(*)					
Donner Packing Co	614	(*)					
Acme Meat Co., Inc	618	(*)					
Ebner Bros. Packers	633	(*)	(*)			(*)	
Zipron Bros., Inc	635	(*)					
Auburn Packing Co., Inc	636	(*)					
R. and C. Packing Co	645	(*)					
Bird Provision Co	647					(*)	
Spencer Packing Co	648	(*)					
Wm. Schluderberg—T. J. Kurdle Co	649	(*)	(*)	(*)		(*)	
Milwaukee Dressed Beef Co	654	(*)					
Baums Bologna, Inc	657	(*)					
Quality Meat Packing Co	661	(*)	(*)				
Globe Packing Co	663	(*)					
San Joaquin Packing Co	671	(*)					
Caviness Packing Co	675	(*)					
Bryan Meat Co	693	(*)	(*)				
Kramer Beef Co	695	(*)					
Farmbest, Inc	717					(*)	
Swift and Co	726	(*)	(*)	(*)		(*)	
Frosty Morn Meats	731	(*)	(*)				
Western Packers	733	(*)					
The Quaker Oats Co	734E						(*)
Ruchti Bros	749	(*)	(*)				
Luck Brothers Cooperative Packing Co	753	(*)					
Monroe Packing Co., Inc	755	(*)					
Schaake Packing Co., Inc	761	(*)					
Karler Packing Co	767	(*)	(*)				
Sheridan Meat Co., Inc	768	(*)	(*)	(*)		(*)	
Cadwell Martin Meat Co	773	(*)					
Modern Meat Packing Co	774	(*)		(*)			
Atlas Packing Co	775	(*)					
The Cudahy Packing Co	779	(*)	(*)			(*)	
Diamond Meat Co., Inc	783	(*)	(*)				
Max Bauer Meat Packer	800	(*)	(*)				
William N. H. Peters	813	(*)					
Rochester Independent Packer, Inc	817	(*)					
Iclyde Packing Co., Inc	821	(*)					
Hibbs Packing Co	825	(*)		(*)			
Berchems Meat Co	830	(*)					
White Packing Co., Inc	835	(*)	(*)	(*)		(*)	
Frederick County Products, Inc	838	(*)	(*)			(*)	
Reelfoot Packing	840	(*)	(*)				
Sioux City Dressed Beef, Inc	857	(*)					
Sam McDaniel and Sons, Inc	859	(*)					
Sierra Meat Co	862	(*)					
Genesee Packing Co	868	(*)					
Hardy and Co., Inc	869	(*)	(*)				
Santa Ana Packing Co	874	(*)					
William Davies Co., Inc	888A	(*)	(*)			(*)	
O'Neill Packing Co	889	(*)					
Vernon Calhoun Packing Co	897	(*)					
Valleydale Packers, Inc., of Bristol	922	(*)	(*)			(*)	
Wisconsin Packing Co	924	(*)					
E. B. Manning and Son	934	(*)					
M. Brizer and Co	948	(*)					
Armour and Co	956	(*)				(*)	
Greater Omaha Packing Co., Inc	960	(*)					
Virginia Packing Co., Inc	963	(*)	(*)	(*)			
T. L. Lay Packing Co	967	(*)				(*)	
Hawaii Meat Co., Ltd	970	(*)	(*)				
Perlin Packing Co., Inc	974	(*)	(*)	(*)			
Hospers Packing Company	985	(*)					
Eagle Packing Co	987	(*)					
Everett C. Horlein and Son, Inc	988	(*)					
Johnson Meat Products Co., Inc	994					(*)	
The Klarer Co	995	(*)	(*)				
Do	995A					(*)	
Do	995C	(*)				(*)	
H. and H. Packing Co	1315	(*)				(*)	
Nebraska Iowa Dressed Beef Co	1318	(*)					
Stevens Meat Co., Inc	1485	(*)	(*)				

224 establishments reported.

Done at Washington, D.C., this 14th day of March 1963.

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

[F.R. Doc. 63-2910; Filed, Mar. 21, 1963; 10:47 a.m.]

DEPARTMENT OF COMMERCE

Office of the Secretary

RICHARD V. FORD

Statement of Changes in Financial Interests

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

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

This statement is made as of February 24, 1963.

RICHARD V. FORD.

MARCH 13, 1963.

[F.R. Doc. 63-3009; Filed, Mar. 21, 1963; 8:48 a.m.]

DEPARTMENT OF JUSTICE

Office of Alien Property

ERHARD AND HANNELORE HUBATSCH

Notice of Intention To Return Vested Property

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

Claimant, Claim No., Property, and Location

Erhard Hubatsch, Mariazellergasse 18, Maria-Enzersdorf, Vienna, Austria. An undivided three-eighths interest in all right, title, interest, and claim of any kind or character whatsoever of Grete Hubatsch in and to the estate of Joseph Gruda, also known as Josef Gruda, deceased, being administered by Cesare Arrigoni, Administrator, 140-07 North Hempstead Turnpike, Flushing, Long Island, New York, acting under the judicial supervision of the Surrogate's Court of Queens County, New York.

Hannelore Hubatsch, Mariazellergasse 18, Maria-Enzersdorf, Vienna, Austria. An undivided three-eighths interest in all right, title, interest, and claim of any kind or character whatsoever of Grete Hubatsch in and to the estate of Joseph Gruda, also known as Josef Gruda, deceased, being administered by Cesare Arrigoni, Administrator, 140-07 North Hempstead Turnpike, Flushing, Long Island, New York, acting under the judicial supervision of the Surrogate's Court of Queens County, New York.

Claim No. 41258. Vesting Order No. 4648.

Executed at Washington, D.C., on March 14, 1963.

For the Attorney General.

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

[F.R. Doc. 63-3003; Filed, Mar. 21, 1963; 8:47 a.m.]

DEPARTMENT OF THE INTERIOR

National Park Service

[Order No. 1]

BOOKER T. WASHINGTON NATIONAL MONUMENT

Maintenanceman; Delegation of Authority Regarding Execution of Contracts for Supplies, Equipment or Services

1. *Maintenanceman.* The Maintenanceman may issue purchase orders not in excess of $300 for supplies or equipment in conformity with applicable regulations and statutory authority and subject to availability of allotted funds.

(National Park Service Order No. 14 (19 F.R. 8824); 39 Stat. 535; 16 U.S.C., sec. 2. Southeast Region Order No. 3 (21 F.R. 1493))

Dated: March 1, 1963.

FRED A. WINGEIER,
Superintendent, Booker T. Washington National Monument.

[F.R. Doc. 63-2999; Filed, Mar. 21, 1963; 8:47 a.m.]

[Order No. 1]

CUMBERLAND GAP NATIONAL HISTORICAL PARK, KENTUCKY

Administrative Assistant; Delegation of Authority Regarding Execution of Contracts for Supplies, Equipment or Services

1. *Administrative Assistant.* The Administrative Assistant may execute and approve contracts not in excess of $5,000 for supplies, equipment, or services in conformity with applicable regulations and statutory authority and subject to availability of appropriations.

(National Park Service Order No. 14 (19 F.R. 8824); 39 Stat. 535; 16 U.S.C., sec. 2. Region One Order No. 3 (21 F.R. 1493))

Dated: January 15, 1963.

WILLIAM W. LUCKETT,
Superintendent, Cumberland Gap National Historical Park.

[F.R. Doc. 63-3000; Filed, Mar. 21, 1963; 8:47 a.m.]

[Order No. 1]

HOT SPRINGS NATIONAL PARK, ARKANSAS

Assistant Superintendent et al.; Delegation of Authority Regarding Execution of Contracts for Supplies, Equipment or Services

1. *Assistant Superintendent.* The Assistant Superintendent may execute and approve contracts not in excess of $50,000 for supplies, equipment, or services in conformity with applicable regulations and statutory authority and subject to availability of appropriations.

2. *Administrative Assistant.* The Administrative Assistant may execute and approve contracts not in excess of $10,000 for supplies, equipment, or services in conformity with applicable regulations and statutory authority and subject to availability of appropriations.

3. *Foreman IV (Maintenance).* The Foreman IV (Maintenance) may issue purchase orders not in excess of $300 for supplies or equipment in conformity with applicable regulations and statutory authority and subject to availability of allotted funds.

(National Park Service Order No. 14 (19 F.R. 8824); 39 Stat. 535; 16 U.S.C., sec. 2, Southeast Region Order No. 3 (21 F.R. 1493))

Dated: February 28, 1963.

ROBERT H. ATKINSON,
Superintendent, Hot Springs National Park.

[F.R. Doc. 63-3001; Filed, Mar. 21, 1963; 8:47 a.m.]

[Order No. 1]

PEA RIDGE NATIONAL MILITARY PARK, ARKANSAS

Administrative Assistant; Delegation of Authority Regarding Execution of Contracts for Supplies, Equipment or Services

1. The Administrative Assistant may execute and approve contracts not in excess of $2,000 for supplies, equipment, or services in conformity with applicable regulations and statutory authority and subject to availability of appropriations. This authority may be exercised by the Administrative Assistant in behalf of any coordinated area.

(National Park Service Order No. 14 (19 F.R. 8824); 39 Stat. 535; 16 U.S.C., sec. 2, Region One Order No. 3 (21 F.R. 1493))

Dated: December 14, 1962.

JOHN T. WILLETT,
Superintendent, Pea Ridge National Military Park.

[F.R. Doc. 63-3002; Filed, Mar. 21, 1963; 8:47 a.m.]

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Office of the Secretary

UNDER SECRETARY OF THE DEPARTMENT

Statement of Organization and Delegation of Authority

The Statement of Organization and Delegations of Authority of the Department of Health, Education, and Welfare (22 F.R. 1045) as amended, is hereby amended as follows:

Part 2 entitled "Office of the Secretary", under the heading "The Under Secretary", is amended to add a new paragraph to section 2-001.20A to read as follows:

8. Exercises authority vested in the Secretary by section 368(c) of the Public Health Service Act, 42 U.S.C. 271(c) to approve or disapprove decisions of the Surgeon General to remit or mitigate any

forfeiture provided for in subsection (b) of section 368 of the Public Health Service Act, 42 U.S.C. 271(b).

Dated: March 18, 1963.

[SEAL] ANTHONY J. CELEBREZZE,
Secretary.

[F.R. Doc. 63-3006; Filed, Mar. 21, 1963; 8:48 a.m.]

ATOMIC ENERGY COMMISSION

[Docket Nos. 50-172, 50-176]

LOCKHEED AIRCRAFT CORP. AND DEPARTMENT OF THE AIR FORCE

Notice of Issuance of Facility License Amendment

Please take notice that the Atomic Energy Commission has issued, effective as of the date of issuance, Amendment No. 3, set forth below, to Facility License No. R-86, as amended. The license authorizes possession by the Department of the Air Force and operation by Lockheed Aircraft Corporation of the Radiation Effects Reactor (RER) located on a 10,000-acre site in Dawson County, Georgia. The amendment authorizes Lockheed Aircraft Corporation: (1) To replace a present water reflector on one side of the core with a solid aluminum reflector, and (2) to reduce the number of remote monitoring stations from 10 stations within and 7 stations outside of the perimeter fence, to 9 stations within and 3 stations outside of the perimeter fence, as described in the licensee's application for license amendment dated November 20, 1962.

The Commission has found that:

(1) Operation of the reactor in accordance with the license as amended will not present undue hazard to the health and safety of the public and will not be inimical to the common defense and security;

(2) The application for amendment complies with the requirements of the Atomic Energy Act of 1954, as amended, and the Commission's regulations set forth in Title 10, Chapter I, CFR;

(3) Prior public notice of proposed issuance of this amendment is not necessary in the public interest since operation of the reactor in accordance with the license, as amended, will not present significant change in the hazards to the health and safety of the public from those considered and evaluated in connection with the previously approved operation.

Within fifteen (15) days from the date of publication of this notice in the FEDERAL REGISTER, the applicant may file a request for a hearing, and any person whose interest may be affected by this proceeding may file a petition for leave to intervene. Requests for a hearing and petitions to intervene shall be filed in accordance with the provisions of the Commission's regulation (10 CFR Part 2). If a request for a hearing or a petition for leave to intervene is filed within the time prescribed in this notice, the Commission will issue a notice of hearing or an appropriate order.

For further details with respect to this amendment, see (1) a related hazards analysis prepared by the Test and Power Reactor Safety Branch of the Division of Licensing and Regulation and (2) the licensee's application for license amendment dated November 20, 1962, both of which are available for public inspection at the Commission's Public Document Room, 1717 H Street NW., Washington, D.C. A copy of item (1) above may be obtained at the Commission's Public Document Room, or upon request, addressed to the Atomic Energy Commission, Washington, D.C., Attention: Director, Division of Licensing and Regulation.

Dated at Germantown, Md., this 13th day of March 1963.

For the Atomic Energy Commission.

SAUL LEVINE,
Chief, Test and Power Reactor Safety Branch Division of Licensing and Regulation.

[License No. R-86; Amdt. No. 3]

License No. R-86 is hereby amended to authorize the changes described in the application amendment dated November 20, 1962.

Paragraph 1 of License No. R-86 is hereby amended to read as follows:

"1. This license applies to the Radiation Effects Reactor (RER), a heterogeneous pressurized water-type nuclear reactor (Air Force Plant No. 67) (hereinafter referred to as "the reactor") which is possessed by the Department of the Air Force and located on a 10,000 acre site in Dawson County, Georgia, and described in the Lockheed Aircraft Corporation application for license dated February 23, 1962, and amendments thereto dated April 20, 1962, May 25, 1962, July 25, 1962, September 25, 1962, October 24, 1962, and November 20, 1962, and described in the Department of the Air Force application for license dated March 15, 1962 and April 11, 1962 (hereinafter collectively referred to as "the applications"). The reactor was constructed for the Department of the Air Force as a facility exempt from AEC licensing requirements under section 91b of the Atomic Energy Act of 1954, as amended."

This amendment is effective as of the date of issuance.

Date of issuance: March 13, 1963.

For the Atomic Energy Commission.

SAUL LEVINE,
Chief, Test and Power Reactor Safety Branch, Division of Licensing and Regulation.

[F.R. Doc. 63-2983; Filed, Mar. 21, 1963; 8:45 a.m.]

[Docket No. 50-160]

GEORGIA INSTITUTE OF TECHNOLOGY

Notice of Extension of Completion Date

Please take notice that the Atomic Energy Commission has issued an order extending to June 30 1963, the latest completion date specified in Construction Permit No. CPRR-57 for the construction of the one megawatt (thermal) heavy water moderated tank-type nuclear reactor to be located on the campus of Georgia Institute of Technology, in Atlanta, Georgia.

Copies of the Commission's order and of the application by Georgia Institute of Technology are available for public inspection at the Commission's Public Document Room, 1717 H Street NW., Washington, D.C.

Dated at Germantown, Md., this 13th day of March 1963.

For the Atomic Energy Commission.

J. J. DINUNNO,
Acting Director, Division of Licensing and Regulation.

[F.R. Doc. 63-2984; Filed, Mar. 21, 1963; 8:45 a.m.]

[Docket No. 70-547]

BATTELLE MEMORIAL INSTITUTE

Notice of Issuance of Amendment to License SNM-502

By application dated October 29, 1962, as supplemented on February 13 and February 19, 1963, Battelle Memorial Institute (BMI), Columbus, Ohio, applied for an amendment to their Special Nuclear Material license-502 which would authorize transportation of irradiated fuel elements, in a specified type of cask, from the Battelle Memorial Institute's nuclear energy site near West Jefferson, Ohio, to the Commission's Idaho Chemical Processing Plant.

The Commission has completed an evaluation of the shipping cask design and related transportation procedures referenced by the applicant and submitted by the cask supplier, National Lead Company, on September 19, 1962, and supplemented October 31, December 10, and December 20, 1962, January 2, January 23, January 29, February 5, February 6, February 13, and February 18, 1963, and has found that based on the information and data submitted, the applicant's proposed equipment, facilities, and operating procedures meet the requirements of the Act and regulations of the Commission, and are adequate to protect health and minimize danger to life or property during the proposed transportation of irradiated fuel elements of the type described. The Commission has also found that Battelle Memorial Institute is technically qualified to perform the proposed activities, based on the information submitted by Battelle Memorial Institute in support of the application for the Institute's Research Reactor License filed as Docket 50-6. In making its evaluation the Commission used the criteria contained in 10 CFR Part 72 (proposed September 23, 1961), "Regulations to Protect Against Radiation in the Shipment of Irradiated Fuel Elements." These proposed regulations include requirements which cover general packaging, structural integrity, materials and methods of cask construction, shielding, nuclear safety, heat removal, and operational testing.

Notice is hereby given that the Atomic Energy Commission, on March 13, 1963, issued an amendment to License SNM-502 to authorize the Battelle Memorial Institute to ship irradiated Battelle Research Reactor fuel elements from the

Institute's nuclear energy site to the Commission's Idaho Chemical Processing Plant in the type of cask and in accordance with the procedures described in the Institute's application and supplements thereto identified above, subject to certain conditions.

In accordance with the Commission's rules of practice (10 CFR Part 2) the Commission will issue a notice of hearing or an appropriate order upon receipt from the applicant of a request for a hearing, or upon receipt of a petition for leave to intervene from any person whose interest may be affected by the issuance of this amendment. Requests for a formal hearing or petitions for leave to intervene shall be filed within thirty days from the date of publication of this notice in the FEDERAL REGISTER, by mailing a copy to the office of the Secretary, Atomic Energy Commission, Washington 25, D.C., or by delivery of a copy in person to the Office of the Secretary, Germantown, Maryland, or the AEC's Public Document Room, 1717 H Street NW., Washington, D.C. For further details see (1) the application for amendment dated October 29, 1962, as supplemented on February 13 and February 19, 1963, and incorporated submittals by National Lead Company and (2) a Safety Analysis by the Fuels Processing Branch of the Division of Licensing and Regulation (see Docket No. 70–547), which is on file at the AEC's Public Document Room. The Safety Analysis by the Fuels Processing Branch is available upon request addressed to the Atomic Energy Commission, Washington 25, D.C., Attention: Director, Division of Licensing and Regulation.

Dated at Germantown, Md., this 13th day of March 1963.

For the Atomic Energy Commission.

J. DINUNNO,
Acting Director, Division of Licensing and Regulation.

[F.R. Doc. 63–2985; Filed, Mar. 21, 1963; 8:45 a.m.]

[Docket No. 50–154]

MARTIN-MARIETTA CORP.

Notice of Issuance of Facility License Amendment

Please take notice that the Atomic Energy Commission has issued effective as of the date of issuance, Amendment No. 1, set forth below, to Facility License No. CX–18. The license authorized Martin-Marietta Corporation to operate a liquid fluidized bed reactor critical experiments facility located on the Corporation's site near Middle River, Maryland. The amendment authorizes Martin-Marietta Corporation to possess, but not to operate the nuclear reactor facility which has previously been licensed for operation under License No. CX–18. The license amendment also authorizes the possession of special nuclear material formerly held for use in connection with operation of the reactor.

The Commission has found that:

(1) Possession of the reactor in accordance with the license, as amended, will not present undue hazard to the health and safety of the public and will not be inimical to the common defense and security;

(2) The application for amendment complies with the requirements of the Atomic Energy Act of 1954, as amended, and the Commission's regulations set forth in 10 CFR Ch. I;

(3) Prior public notice of proposed issuance of this amendment is not necessary in the public interest since possession of the reactor in accordance with the license, as amended, does not involve consideration of safety factors significantly different from those previously evaluated.

Within fifteen (15) days from the date of publication of this notice in the FEDERAL REGISTER, the applicant may file a request for a hearing, and any person whose interest may be affected by this proceeding may file a petition for leave to intervene. Requests for a hearing and petitions to intervene shall be filed in accordance with the provisions of the Commission's regulation (10 CFR Part 2). If a request for a hearing or a petition for leave to intervene is filed within the time prescribed in this notice, the Commission will issue a notice of hearing or an appropriate order.

For further details with respect to this amendment, see (1) a related hazards analysis prepared by the Test and Power Reactor Safety Branch of the Division of Licensing and Regulation and (2) the licensee's applications for license amendment dated November 12, 1962, and December 28, 1962, which are available for public inspection at the Commission's Public Document Room, 1717 H Street NW., Washington, D.C. A copy of item (1) above may be obtained at the Commission's Public Document Room, or upon request, addressed to the Atomic Energy Commission, Washington, D.C., Attention: Director, Division of Licensing and Regulation.

Dated at Germantown, Md., this 13th day of March 1963.

For the Atomic Energy Commission.

SAUL LEVINE,
Chief, Test and Power Reactor Safety Branch, Division of Licensing and Regulation.

[License No. CX–18; Amdt. No. 1]

License No. CX–18 is revised in its entirety to read as follows:

1. This license applies to the liquid fluidized bed reactor critical experiments facility (hereinafter referred to as "the reactor") which was constructed by Martin-Marietta Corporation under the terms of Contract No. AT(30–1)–2460 with the Atomic Energy Commission, and located on the licensee's site near Middle River, Maryland and which has heretofore been operated under License No. CX–18. The reactor is described in the application for license dated December 30, 1959, and amendments thereto dated February 17, 1960, July 22, 1960, March 1, 1961, December 19, 1961, November 12, 1962, and December 28, 1962 (hereinafter collectively referred to as "the application").

2. Pursuant to the Atomic Energy Act of 1954, as amended (hereinafter referred to as "the Act"), and having considered the record in this matter, the Atomic Energy Commission (hereinafter referred to as "the Commission") finds that:

A. The reactor has been constructed in conformity with Construction Permit No. CPCX–17, as amended, issued to the Martin Company and subsequently transferred to Martin-Marietta Corporation;

B. There is reasonable assurance that the reactor can be possessed at the designated location without endangering the health and safety of the public;

C. Martin-Marietta Corporation is technically and financially qualified to possess the reactor, to assume financial responsibility for payment of Commission charges for special nuclear material and to undertake and carry out the proposed activities in accordance with the Commission's regulations;

D. The possession of the reactor and the receipt and possession of the special nuclear material in the manner proposed in the application will not be inimical to the common defense and security or to the health and safety of the public; and

E. Martin-Marietta Corporation has filed with the Commission proof of financial protection which satisfies the requirements of Commission regulations currently in effect.

3. Subject to the conditions and requirements incorporated herein, the Commission hereby licenses Martin-Marietta Corporation:

A. Pursuant to section 104c of the Act and Title 10, CFR, Chapter I, Part 50—Licensing of Production and Utilization Facilities, to possess, but not to operate the reactor as a utilization facility at the designated location near Middle River, Maryland, in accordance with the procedures and limitations described in the application and this license;

B. Pursuant to the Act and Title 10, CFR, Chapter I, Part 70—Special Nuclear Material, to receive and possess up to 50 kilograms of contained uranium–235 for use in connection with operation of the reactor.

4. This license shall be deemed to contain and be subject to the conditions specified in § 50.54 of Part 50, and § 70.32 of Part 70, Title 10, Chapter I, CFR, and to be subject to all applicable provisions of the Act, and to the rules and regulations and orders of the Commission, now or hereinafter in effect, and to the additional conditions specified below:

A. Martin-Marietta Corporation shall not operate the reactor.

B. Martin-Marietta Corporation shall not load nuclear fuel into the reactor unless authorized to do so by the Commission pursuant to the issuance of an amendment to this license.

C. In addition to those otherwise required under this license and applicable regulations, Martin-Marietta Corporation shall keep the following records:

Records showing radioactivity released or discharged into the air or water beyond the effective control of Martin-Marietta Corporation as measured at the point of such release or discharge.

D. Martin-Marietta Corporation shall immediately report to the Commission in writing any indication or occurence of a possible unsafe condition relating to the possession of the reactor or nuclear fuel material.

5. This license is effective as of the date of issuance and shall expire at midnight September 30, 1963, unless sooner terminated.

Date of issuance: March 13, 1963.

For the Atomic Energy Commission.

SAUL LEVINE,
Chief, Test and Power Reactor Safety Branch, Division of Licensing and Regulation.

[F.R. Doc. 63–2986; Filed, Mar. 21, 1963; 8:45 a.m.]

[Docket No. 50-43]

U.S. NAVAL POSTGRADUATE SCHOOL

Notice of Issuance of Facility License Amendment

Please take notice that the Atomic Energy Commission has issued, effective as of the date of issuance, Amendment No. 3, set forth below, to Facility License No. R-11 which authorizes the U.S. Naval Postgraduate School ("the licensee") to operate nuclear reactor Model AGN-201, Serial No. 100 ("the reactor"), on the licensee's campus at Monterey, California.

The amendment authorizes the licensee to (1) consider the Reactor Supervisor to be present and in charge at all times that the nuclear reactor is in operation if the Reactor Supervisor is readily available for any direction or instruction required and is either physically present at the facility or on the campus where he can be reached by intraschool telephone, in accordance with the procedures proposed in application amendment dated July 2, 1962, (2) install a relief valve between the regulator and the needle valve used to control nitrogen gas supplied to the core tank and set the relief valve at 6 psi, as described in the application amendment dated November 9, 1962, (3) measure and vent any existing excess pressure in the reactor control and safety rods and modify the rods as proposed in application amendment dated November 26, 1962, (4) revise its organization for administration and control of operation of the reactor, as described in application amendment dated December 4, 1962, and (5) determine the thermal neutron flux in the skirt region by foil activations, and monitor for argon-41 after shutdown from high power operation, in accordance with procedures described in application amendment dated July 2, 1962, as supplemented November 9 and December 19, 1962.

The Commission has found that:

(1) Operation of the reactor in accordance with the license, as amended, will not present undue hazard to the health and safety of the public and will not be inimical to the common defense and security;

(2) The applications for amendment comply with the requirements of the Atomic Energy Act of 1954, as amended, and the Commission's regulations set forth in Title 10, Chapter I, CFR;

(3) Prior public notice of proposed issuance of this amendment is not necessary in the public interest since this amendment does not involve consideration of safety factors significantly different from those previously evaluated in connection with the previously approved operation.

Within fifteen (15) days from the date of publication of this notice in the FEDERAL REGISTER, the applicant may file a request for a hearing, and any person whose interest may be affected by this proceeding may file a petition for leave to intervene. Request for a hearing and petitions to intervene shall be filed in accordance with the provisions of the Commission's regulation (10 CFR Part 2). If a request for a hearing or a petition for leave to intervene is filed within the time prescribed in this notice, the Commission will issue a notice of hearing or an appropriate order.

For further details with respect to this amendment, see (1) the licensee's applications for license amendment and (2) a related hazards analysis prepared by the Research and Power Reactor Safety Branch of the Division of Licensing and Regulations, which are available for public inspection at the Commission's Public Document Room, 1717 H Street NW., Washington, D.C. A copy of the hazards analysis may be obtained at the Commission's Public Document Room, or upon request addressed to the Atomic Energy Commission, Washington, D.C., Attention: Director, Division of Licensing and Regulation.

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

For the Atomic Energy Commission.

ROBERT H. BRYAN,
Chief, Research and Power Reactor Safety Branch, Division of Licensing and Regulation.

[License No. R-11; Amdt. No. 3]

In addition to the activities previously authorized by the Commission in Facility License No. R-11, as amended, the U.S. Naval Postgraduate School is authorized to (1) consider the Reactor Supervisor to be present and in charge at all times that the nuclear reactor is in operation if the Reactor Supervisor is readily available for any direction or instruction required and is either physically present at the facility or on the campus where he can be reached by intraschool telephone, in accordance with the procedures proposed in application amendment dated July 2, 1962, (2) install a relief valve between the regulator and the needle valve used to control nitrogen gas supplied to the core tank and set the relief valve at 6 psi, as described in the application amendment dated November 9, 1962, (3) measure and vent any existing excess pressure in the reactor control and safety rods and modify the rods as proposed in application amendment dated November 26, 1962, (4) revise its organization for administration and control of operation of the reactor, as described in application amendment dated December 4, 1962, and (5) determine the thermal neutron flux in the skirt region by foil activations, and monitor for argon-41 after shutdown from high power operation, in accordance with procedures described in application amendment dated July 2, 1962, as supplemented November 9 and December 19, 1962.

All of the licensed activities shall be conducted in accordance with the procedures and subject to the limitations contained in License No. R-11, as amended.

This amendment is effective as of the date of issuance.

Date of issuance: March 14, 1963.

For the Atomic Energy Commission.

ROBERT H. BRYAN,
Chief, Research and Power Reactor Safety Branch, Division of Licensing and Regulation.

[F.R. Doc. 63-2987; Filed, Mar. 21, 1963; 8:45 a.m.]

[Docket No. 50-170]

ARMED FORCES RADIOBIOLOGY RESEARCH INSTITUTE

Notice of Issuance of Facility License Amendment

Please take notice that the Atomic Energy Commission has issued, effective as of the date of issuance, Amendment No. 1, set forth below, to Facility License No. R-84. The license authorizes Armed Forces Radiobiology Research Institute to operate its DASA-TRIGA Mark F nuclear reactor located on the National Naval Medical Center site in Bethesda, Maryland. The amendment authorizes Armed Forces Radiobiology Research Institute: (1) To operate the Institute's DASA-TRIGA Mark F reactor at all carriage positions within the reactor tank with the lead shielding doors open provided (a) both exposure room plug doors are closed, and (b) power is not available to either of the plug door drive motors, and (2) to replace exposure room warning horns with other audible alarms, as described in the licensee's application for license amendment dated January 14, 1963.

The Commission has found that:

(1) Operation of the reactor in accordance with the license as amended will not present undue hazard to the health and safety of the public and will not be inimical to the common defense and security;

(2) The application for amendment complies with the requirements of the Atomic Energy Act of 1954, as amended, and the Commission's regulations set forth in 10 CFR Ch. I;

(3) Prior public notice of proposed issuance of this amendment is not necessary in the public interest since operation of the reactor in accordance with the license, as amended, will not present any substantial change in the hazards to the health and safety of the public from those considered and evaluated in connection with the previously approved operation.

Within fifteen (15) days from the date of publication of this notice in the FEDERAL REGISTER, the applicant may file a request for a hearing, and any person whose interest may be affected by this proceeding may file a petition for leave to intervene. Requests for a hearing and petitions to intervene shall be filed in accordance with the provisions of the Commission's regulation (10 CFR Part 2). If a request for a hearing or a petition for leave to intervene is filed within the time prescribed in this notice, the Commission will issue a notice of hearing or an appropriate order.

For further details with respect to this amendment, see (1) a related hazards analysis prepared by the Test and Power Reactor Safety Branch of the Division of Licensing and Regulation and (2) the licensee's application for license amendment dated January 14, 1963, both of which are available for public inspection at the Commission's Public Document Room, 1717 H. Street NW., Washington, D.C. A copy of item (1) above may be

obtained at the Commission's Public Document Room, or upon request, addressed to the Atomic Energy Commission, Washington, D.C., Attention: Director, Division of Licensing and Regulation.

Dated at Germantown, Md., this 15th day of March 1963.

For the Atomic Energy Commission.

SAUL LEVINE,
Chief, Test and Power Reactor Safety Branch, Division of Licensing and Regulation.

[License No. R-84; Amdt. 1]

License No. R-84, and Change No. 1 thereto, issued to Armed Forces Radiobiology Research Institute is hereby amended in the following respects:

In addition to the activities previously authorized by the Commission in License No. R-84, and Change No. 1 thereto, Armed Forces Radiobiology Research Institute is authorized: (1) To operate the Institute's DASA-TRIGA Mark F reactor at all carriage positions within the reactor tank with the lead shielding doors open provided (a) both exposure room plug doors are closed, and (b) power is not available to either of the plug door drive motors, and (2) to replace exposure room warning horns with other audible alarms, as described in its application for license amendment dated January 14, 1963.

This amendment is effective as of the date of issuance.

Date of issuance: March 15, 1963.

For the Atomic Energy Commission.

SAUL LEVINE,
Chief, Test and Power Reactor Safety Branch, Division of Licensing and Regulation.

[F.R. Doc. 63-3031; Filed, Mar. 21, 1963; 8:51 a.m.]

CIVIL AERONAUTICS BOARD

[Docket No. 13777; Order No. E-19393]

TRAFFIC CONFERENCE OF INTERNATIONAL AIR TRANSPORT ASSOCIATION

Order Relating to Excursion Fares

MARCH 19, 1963.

There has been filed with the Board, pursuant to section 412(a) of the Federal Aviation Act of 1958 (the Act) and Part 261 of the Board's Economic Regulations, an agreement between various air carriers, foreign air carriers, and other carriers, embodied in the resolutions of Traffic Conference 1 of the International Air Transport Association (IATA), adopted pursuant to the provisions of Resolution 084 (Creative Fares) and assigned the above-designated C.A.B. Agreement number.

The agreement, adopted pursuant to unprotested notice to the carriers, establishes round-trip first-class jet and propeller fares between Kingston/Montego Bay and New Orleans. The fares have a limited ticket validity of 17 days and are to be applicable between April 15 and December 15.

Pursuant to authority duly delegated by the Board in the Board's regulations, 14 CFR 385.14, it is not found that the above-described agreement is adverse to the public interest or in violation of the Act.

Accordingly, it is ordered: That Agreement C.A.B. 17011 is approved.

Persons entitled to petition the Board for review of this order, pursuant to the Board's regulations, 14 CFR 385.50, may file such petitions within ten days after the date of service of this order.

This order shall be effective and become the action of the Civil Aeronautics Board upon expiration of the above period unless within such period a petition for review thereof is filed, or the Board gives notice that it will review this order on its own motion.

This order will be published in the FEDERAL REGISTER.

[SEAL] HAROLD R. SANDERSON,
Secretary.

[F.R. Doc. 63-3038; Filed, Mar. 21, 1963; 8:53 a.m.]

[Docket 13777, Order No. E-19385]

TRAFFIC CONFERENCES OF INTERNATIONAL AIR TRANSPORT ASSOCIATION

Order Relating to Fares

Adopted by the Civil Aeronautics Board at its office in Washington, D.C., on the 18th day of March 1963.

In Order E-19294 (date of service, February 14, 1963), the Board announced its initial action on the major fare resolutions adopted by the Traffic Conferences of the International Air Transport Association (IATA) at Chandler Conference meetings held in September-October 1962. Among other things, the order indicated the Board's intention to disapprove the resolution providing for a reduction in the round-trip discount from 10 to 5 percent as it applied to fares in air transportation to and from the United States, with the exception of the Western Hemisphere. Accordingly, the Board proposed to disapprove the related fare resolutions applicable on the North and Central Pacific and on transatlantic routes which reflected resulting fare increases, generally exceeding 5 percent. It additionally announced its intention to condition its approval of group fare resolutions so as to lessen the harshness of the refund rules and to forestall any narrowing of their availability to the public.

The air carrier parties to the agreement, or any interested persons, were granted a period of 15 days in which to submit any arguments, together with supporting data, they might care to make in support of or in opposition to the Board's proposed actions.

A statement urging the Board to approve the agreements en toto without conditions has been submitted by the Secretary of Traffic Conference 1 of IATA acting on behalf of 28 of the interested IATA carriers.[1] An individual statement in support of the agreement was received from British Overseas Airways Corporation (BOAC). Messages concurring in the IATA Statement on behalf of the carriers were received from Compagnie de Transports Aeriens Intercontinentaux (TAI) and Sudan Airways. In addition, representations in support of the agreement have been received from certain European countries.

The Board is concerned with the apparent view that this government is acting unilaterally to achieve its objectives; that, since IATA agreements represent a compromise of many rating philosophies and interests of different carriers and their governments, no one government can expect to achieve its total objectives and therefore should seldom take any action which would be disruptive of IATA agreed fares. To abrogate the right to disapprove an IATA agreement on the basis of its disruptive effects would reduce government review to a perfunctory exercise negating any need for review. The Board has no recourse but to disapprove agreements it considers to be inconsistent with the public interest not only from the standpoint of policy, but in the discharge of its statutory obligations under the Federal Aviation Act of 1958. While it is unfortunate if in some instances the discharge of these obligations has a disruptive effect on IATA agreed fares, this can be corrected by IATA action.

The Board has considered all comments received and confirms its initial findings as indicated in the following discussion.

Round-trip discount. The Board recognizes that a difference in round-trip discounts in different areas will create problems in the construction of fares and that lack of uniformity may disturb competitive relationships. This, however, is a matter of the percentage figure used and the disruptive effects from lack of uniformity can be remedied by adjustment in the fares to which it applies. In this connection, the Board in its initial determination noted that the percentage figure of itself was of little significance, but that the reasonableness or the unreasonableness of the resulting fares was a critical matter. Despite the difficulties to be overcome by the lack of uniformity in the round-trip discount, and we share in the concern expressed by the carriers, we find no basis to reverse our conclusion as regards the round-trip discount since we find the level of the resulting round-trip fares in question inconsistent with the public interest.

At the time of our initial determination to disapprove the transpacific and transatlantic fares in question, the most recent operating data as reported on Form 41 by U.S. flag carriers were for the 12-month period ending September 30, 1962. The Board now has available to it similar data for the calendar year 1962 which demonstrate even more favorable financial results on transpacific operations and a marked improvement on transatlantic operations as indicated by the following tabulation:

[1] The Board notes the filing by the Secretary of Traffic Conference 1 does not conform with Part 263 of the Board's Economic Regulations. In the particular circumstances here present, the Board is nevertheless accepting the filing. However, it is expected that any such future filings will be in accord with Part 263.

RETURN ON INVESTMENT

Year ended	Transpacific		Transatlantic	
	Northwest	Pan American	Pan American	TWA
	Percent	*Percent*	*Percent*	*Percent*
September 30, 1962	13.89	13.97	4.0	1.16
December 31, 1962	15.0	15.4	5.7	12.7

Although it is alleged that the earnings of some foreign carriers may not have been favorable, they have not furnished, nor does the Board have available to it, any financial information in this regard. The Board would, therefore, have no basis to conclude that the foreign carriers could not operate profitably and efficiently on any given route at the same rates and fares as their U.S. flag carrier competitors.

As to the extent of the traffic which would be affected by the round-trip discount,[2] the Board did not mean to imply, nor did it consider, that 90 percent of all transatlantic traffic moving in economy-class service traveled at the full economy-class fares. Forty-six percent of this market which moves at normal fares, as stated by the carriers, is not insignificant, and we do not consider that this point effectively diminishes the impact of the increased fares.

By the same token, 59 percent of the transpacific passengers, which the carriers state travel at full round-trip economy-class fares, cannot be considered less than a substantial portion of the traffic, aside from passengers traveling at full round-trip first-class fares which are also increased by the reduction in the round-trip discount.

In commenting on North Atlantic operations, the carriers contend the fare increase proposed is de minimis and will in no way impede traffic growth. The carriers show that advance bookings to date for the months of April 1 through August 31, 1963, are more than 15 percent higher in the transatlantic market than bookings for the same period in 1962, such bookings covering transportation at the increased fares. Presumably, these bookings would include transportation at other than normal fares. The Board did not rest its tentative decision to disapprove the reductions in the transatlantic round-trip discount on the belief that traffic volume would be reduced and the carriers would be worse off. Our disapproval was predicated upon the conclusion that current fares are adequate to produce fair earnings at reasonable load factors and that a fare increase to offset the current low load factors would be unfair to the traveling public. At the same time, it seems obvious that fare increases cannot be expected to enhance immediate traffic growth and in the longer run should have a retarding effect. In any event the higher level of bookings for travel this summer appears to offer the carriers an opportunity to realize a substantial improvement in earnings if capacity can be controlled. Moreover, the revenue improvements which should stem from the modifications of the fare construction rules will also contribute to higher earnings.

Group fares. The carriers assert essentially that the modifications proposed were the result of experience and contend the conditions attached to the Board's proposed approval will vitiate the economic soundness of the fares. The carriers point to the fact that absent government approval of the fares as proposed there is no assurance they will be continued. The Board recognizes that the offering of special promotional fares and their governing rules falls within the realm of carrier discretion and judgment. Nevertheless, the Board cannot approve rules which it considers unduly restrictive or unreasonable, and it finds no basis upon which to remove its proposed conditions.

In its tentative conclusions, the Board proposed to condition its approval of the group fare resolutions, applicable in air transportation to and from the United States, so as to prohibit the application of the rule that groups cannot be drawn from entities which have more than 20,000 members or which constitute more than 5 percent of the political unit from which the membership is drawn. Its action was based on the premise that the affinity requirement in itself represents a very substantial restriction of these fares to the general public and that the imposition of further restrictions which would further narrow their availability is not consistent with the public interest. Comments in support of the Board's views have been received from several organizations.[3] The carriers contest the Board's conclusion, stating that the rule, based on experience gained under the present agreement which in itself was an experiment, is designed to avoid substantial, uneconomic diversion from standard fare service and that it is consistent with rules now applicable in charter service.[4] The carriers, however, have furnished no factual data as to diversion from normal traffic absent the limitations in question. It does not follow that restrictions attached to availability of charter service in the past to avoid erosion of scheduled service are proper within basic scheduled service.

We will, therefore, make final our tentative approval subject to the conditions that numerical and/or population standards will not be applicable in air transportation to and from the United States.

The Baptist World Alliance states the proposed restriction against travel during peak summer weeks will work an undue hardship on its members and requests that it be lifted. The Board, however, views this as a reasonable restriction since the load factor is normally high during these weeks. To make space available at promotional fares would result in undue and uneconomic dilution of carrier revenues.

An additional issue has been raised that the six-month affinity requirement appears to preclude student groups registering for summer programs to avail themselves of the group fares. This is for the reason that many students, while enrolled in colleges or universities, are not members of the particular college or university arranging the course. The Board would be sympathetic to any modifications of this nature, which would have to be initiated by the carriers.

Condition (c) of the Board's tentative approval would require the carriers to permit the application of the amount of the fare paid as a credit toward the purchase of normal fare transportation in the event a passenger discontinues his journey enroute for any reason. This extends to all passengers the provision which the carriers would now apply in the case of death in the family of the passenger or illness of the passenger. The carriers, in essence, assert this condition will invite abuses and permit the group to fall below the 25 passenger minimum. The Board views this as a minimum relaxation of the refund rule insofar as it applies to passengers enroute. The carriers overlook the fact that this condition could hardly result in a substantial loss of revenues since the passenger's fare for the entire trip would be recomputed at normal fares from point of origin. On the other hand, it is unreasonable that passengers in such instances should pay more than the total cost of normal round-trip fare transportation.

Condition (d) attached to the Board's tentative approval requires the carriers to make full refund if the group or any member is found ineligible. The carriers assert this would permit any member to cancel without paying the 25 percent penalty advocated by the Board for his own misconduct, such as taking an advertisement in a newspaper and engaging in public solicitation. In this instance, it is not the passenger who cancels the reservation but rather the carrier upon finding the passenger does not meet the eligibility requirements. Since applications must be made 30 days in advance, it would seem the carriers could minimize any adverse effects through loss of space, or otherwise, by early review of the application.

Finally, the carriers take issue with condition (b) whch would permit a lesser number than that for which tickets had been paid to travel only if the reduction in size is caused by conditions beyond the control of the passenger and condi-

[2] The Board has noted the carriers' statement that transatlantic fares from certain West Coast points reflect a lesser increase than from gateway points.

[3] The American Society of Travel Agents, the National Education Association, Baptist World Alliance, Boy Scouts of America, and Central Coast Section California Teachers Association.

[4] Comments have been received from Brownell Tours to the effect that the fares, absent the numerical limitation, are discriminatory, since group members will receive lower fares than other travelers. These comments have been considered herein.

tion (e) which would limit forfeiture to 25 percent. The carriers note that for at least 30 days seats are unavailable for sale and that if group fares are to be an economic success, they must be hedged with precautions which will prevent revenue losses, including guarantees that passengers making reservations will, in fact, travel. With regard to condition (b) the Board noted there was no apparent basis for the requirement that "dropouts" be limited to those instances beyond the passenger's control since the fare is deemed used and credit is limited to the purchase of normal fare transportation. The carriers' statement does not alter the Board's view that there is no sound basis for limiting the "drop out" provision to instances beyond the passenger's control and the Board adheres to its position that a penalty of 25 percent of the fare paid should serve as an adequate deterrent to frivolous reservations and cancellations.

On balance, the effect of the Board's conditions, though more lenient than the carriers consider desirable, will be of less impact than would be indicated by the carriers' statement. The carriers have submitted no factual data on cancellations prior to departure, "drop outs" enroute, or other data on which to conclude any substantial portion of the group fare traffic would fall into these categories. It would be reasonable to assume that most people intend to carry out their plans. Stated differently, it is believed the Board's conditions, which will apply to only a small percentage of the traffic at best, represent a reasonable safeguard of the public interest.

088—Relating to group fares to Israel. The carriers contend that the amendment which would permit solicitation of groups by carriers and which the Board, through its condition, would make applicable to agents, was strongly opposed by most carriers. Irrespective of the fact that the amendment was the result of compromise, as are most agreements, the Board holds to the view that liberalization should be equally applicable to agents, and that the agents should be subject to no greater restrictions on solicitation than the carriers.

Newark-Bermuda fares. The Board conditioned its approval of specified Newark-Bermuda normal and excursion fares so as to restrict their application to service via Idlewild which the carriers contend is contrary to customary rate making principles since passengers using a connecting service will have to pay a higher fare than those who do not. It is true, the passenger who elects to travel from Newark via Idlewild will pay a higher charge than a direct route passenger to/from Newark. The action proposed, however, preserves the right of the carrier operating direct Newark-Bermuda service to remain competitive with carriers offering lower New York-Bermuda fares. Beyond this, the Board's proposed action, which it will make final herein, is an accommodation to the carriers.

The Board, acting pursuant to sections 102, 204(a), and 412 of the Act, makes the following findings:

1. The Board finds that the following resolutions, or portions thereof, contained in Agreement CAB 16870, as they are applicable in air transportation to and from the United States, are adverse to the public interest.

CAB No.	IATA No.	Title	Application
R-30	056	North and Central Pacific First Class Fares.	3/1.
R-31	057	Joint Conference 123 First Class Fares.	1/2/3.
R-40	064a	North Atlantic Economy Class Fares.	1/2.
R-44	066	North and Central Pacific Economy Class Fares.	3/1.
R-45	067	Joint Conference 123 Economy Class Fares.	1/2/3.
R-109	150a	Round Trip Discount.	Worldwide, except the Western Hemisphere.
R-27	054b	Mid-Atlantic First Class Fares.	1/2.
R-41	064b	Mid-Atlantic Economy Class Fares.	1/2.

2. The Board finds that Agreement CAB 16928 amending Resolution 023a, Rounding Off Passenger Fares, insofar as they are applicable in air transportation to and from the United States other than within the Western Hemisphere, is adverse to the public interest.

3. The Board does not find that the following resolutions as contained in Agreement CAB 16870 are adverse to the public interest or in violation of the Act, provided that approval is subject to the conditions specified with respect to each:

R-22	051	Conference 1 First Class Fares.	1.
R-37	061	Conference 1 Economy Class Fares.	1.
R-58	080m	U.S.A.-Bermuda Excursion Fares.	1.

Provided, That application of the Newark-Bermuda fares as specified in each resolution shall be restricted to service via New York; otherwise the lower New York-Bermuda fares shall be applicable to travel on direct Newark-Bermuda flights.

CAB No.	IATA No.	Title	Application
R-13	014a	Construction Rule for Passenger Fares.	Worldwide.

Provided, (1) All unprotested notices issued pursuant to the provisions of said resolution shall be filed with the Board as agreements under section 412 of the Federal Aviation Act of 1958 and approved by the Board prior to being placed in effect; and (2) fares or rates applying to and from the United States shall not be combined with other fares or rates if such a combination undercuts a through fare or rate published with the Civil Aeronautics Board unless the fares or rates so constructed are shown in the tariffs on file with the Board.

R-87	088a	Group Travel Discount—Traffic Conference 1.	1.
R-91	088n	Group Travel Discount—North Atlantic.	1/2.
R-93	088q	Group Fares—Joint Conference 1/2/3.	1/2/3.
R-94	088r	Group Travel Discount—North and Central Pacific.	3/1.

Provided, That insofar as air transportation to and from the United States is concerned:

(a) The provisions imposing numerical limitation and/or population standards on affinity groups from which passengers may be drawn shall not be applicable.

(b) The provisions, which would permit a lesser number than that for which tickets had been paid to travel only if the reduction in the size of the group is caused by conditions beyond the control of the passengers even though their tickets are deemed used, shall not be applicable.

(c) In the event a passenger discontinues his journey en route for any reason (as opposed to a death in his immediate family or illness of the passenger), the amount of the fare paid may be applied as a credit toward the purchase of normal fare transportation.

(d) Full refund of group fares paid shall be made in the event of cancellation of travel arrangements by a carrier on the ground that the group or any member of the group is ineligible for the group fares.

(e) The amount of the forfeiture to be imposed in the event of cancellation at any time for any reason by the group or member of the group shall not exceed 25 percent of the fare paid.

CAB No.	IATA No.	Title	Application
R-86	088	Special Round Trip Economy Class Group Fares.	1/2.

Provided, That insofar as air transportation to and from the United States is concerned:

(a) The provision in paragraph 6 permitting carrier members to participate in the formation of groups shall apply to agents as well.

(b) The provision in paragraph 9 permitting the application of the amount of the group fare paid as a credit toward normal fare transportation in the event a passenger is unable to complete his trip because of illness shall be applicable in the event a passenger leaves the group for any reason.

4. The Board does not find Agreement CAB 16948, which incorporates Resolutions JT12 (Mail 288) 001b and JT12 (Mail 288) 075, to be adverse to the public interest or in violation of the Act.

Accordingly, it is ordered,

1. That the portion of Agreement CAB 16870 as set forth in finding paragraph 1 and Agreement CAB 16928 as set forth in finding paragraph 2 are disapproved;

2. The portion of Agreement CAB 16870 as set forth in finding paragraph 3 is approved subject to the conditions stated therein; and

3. Agreement CAB 16948 is approved.

This order will be published in the FEDERAL REGISTER.

By the Civil Aeronautics Board.[5]

[SEAL] HAROLD R. SANDERSON,
Secretary.

[F.R. Doc. 63-3039; Filed, Mar. 21, 1963; 8:53 a.m.]

FEDERAL COMMUNICATIONS COMMISSION

[Docket No. 15013]

COASTAL CAB CO.

Order To Show Cause

In the matter of Israel Snyder d/b as Coastal Cab Company, Savannah, Georgia, Docket No. 15013; order to show cause why there should not be revoked the license for Radio Station KDB-3880 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 section 308(b) of the Communications Act of 1934, as amended, the above-named licensee was requested to furnish information concerning the subject radio station in communications dated October 17, 1962, and January 3, 1963, and sent to the licensee's last known address, but no response thereto has been received; and

It further appearing, that, in view of the foreging, the licensee has repeatedly violated section 308(b) of the Communications Act of 1934, as amended, and § 1.76 of the Commission's rules;

It is ordered, This 19th day of March 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 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 at 608 Montgomery Street, Savannah, Georgia.

Released: March 19, 1963.

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

[F.R. Doc. 63-3025; Filed, Mar. 21, 1963; 8:51 a.m.]

[5] Gurney and Gillilland, members, dissenting. Upon further consideration of these resolutions, we adhere to the same views as expressed in our dissent attached to Order E-19294. Accordingly, we would approve the IATA resolutions as proposed.

[Docket No. 15012]

KENNETH A. GROVES

Order To Show Cause

In the matter of Kenneth A. Groves, Miami, Florida, Docket No. 15012; order to show cause why there should not be revoked the license for Radio Station WT-7738 aboard the vessel "Five G's."

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 December 7, 1962, alleging violations of §§ 8.111(e) and 8.367(a) (2) of the Commission's rules.

It further appearing that said licensee did not reply to such communication or to a follow-up letter dated January 14, 1963, 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 19th day of March 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 6310 Southwest 79th Street, Miami, Florida.

Released: March 19, 1963.

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

[F.R. Doc. 63-3026; Filed, Mar. 21, 1963; 8:51 a.m.]

[Docket Nos. 14154, 15011; FCC 63-261]

AMERICAN TELEPHONE AND TELEGRAPH CO.

Order Instituting Investigation

In the matter of American Telephone and Telegraph Company, Docket No. 14154, regulations and charges for developmental line switched service; American Telephone and Telegraph Company, Docket No. 15011, charges, practices, classifications, and regulations for and in connection with Teletypewriter Exchange Service.

At a session of the Federal Communications Commission held at its offices in Washington, D.C., on the 13th day of March 1963;

The Commission having this day adopted an Initial Decision in Docket No. 14154 in connection with Wide Area Data Service (WADS) offering of the American Telephone and Telegraph Company (A.T. & T.) in which the Commission pointed out the necessity for considering the relationship of A.T. & T.'s Teletypewriter Exchange Service (TWX) costs and expenses, and TWX rates and WADS costs and expenses and WADS rates in arriving at a determination as to the lawfulness of WADS rates, and also having pointed out that the record before it in the WADS proceeding raised questions about the propriety of A.T. & T.'s present TWX rates;

It is ordered, That, pursuant to the provisions of sections 201, 202, 204, 205, and 403 of the Communications Act of 1934, as amended, an investigation is hereby instituted upon the Commission's own motion into the lawfulness of A.T. & T.'s Tariff F.C.C. No. 133, including amendments thereto and successive issues thereof;

It is further ordered, That without in any way limiting the scope of the proceeding it shall include inquiry into the following:

1. Whether any of the charges, classifications, regulations, and practices contained in said tariff are or will be unjust or unreasonable within the meaning of section 201(b) of the Communications Act of 1934, as amended;

2. Whether such tariff will subject any person or class of persons to unjust or unreasonable discrimination, or give any undue or unreasonable preference or advantage to any person, class of persons or locality, or subject any person, class of persons or locality to any undue or unreasonable prejudice or disadvantage within the meaning of section 202(a) of the Communications Act of 1934, as amended;

3. Whether the Commission should prescribe just and reasonable charges, classifications, regulations, and practices or the maximum or minimum or maximum and minimum charges to be hereafter followed with respect to the service governed by the above-mentioned tariff, and, if so, what charges, classifications, regulations and practices should be prescribed;

It is further ordered, That a hearing be held in this proceeding at the Commission's offices in Washington, D.C., at a time to be specified; and that the examiner to be designated to preside at the hearing shall certify the record to the Commission for decision without preparing an Initial Decision or a Recommended Decision;

It is further ordered, That this proceeding shall be consolidated with the proceeding in Docket No. 14154;

It is further ordered, That the American Telephone and Telegraph Company and all carriers concurring in the above-mentioned tariff are hereby made parties respondent in the proceeding, and that the other parties to the extent they were permitted to participate in Docket No. 14154 will be considered parties in the consolidated proceeding unless notice is received from a party indicating its

desire not to participate in the consolidated proceeding.[1]

Released: March 19, 1963.

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

[F.R. Doc. 63-3023; Filed, Mar. 21, 1963; 8:50 a.m.]

[Docket Nos. 14957, 14958; FCC 63M-351]

CHISAGO COUNTY BROADCASTING CO. AND BRAINERD BROADCASTING CO. (KLIZ)

Order Postponing Procedural Dates

In re applications of Robert W. Koehn tr/as Chisago County Broadcasting Company, Lindstrom, Minnesota, Docket No. 14957, File No. BP-14522; Brainerd Broadcasting Company (KLIZ), Brainerd, Minnesota, Docket No. 14958, File No. BP-15140; for construction permits.

Upon the Hearing Examiner's own motion and with the consent of counsel thereto: *It is ordered,* This 15th day of March 1963, that procedural dates heretofore scheduled are postponed as follows:

Procedural Date

Exchange of Applicant's Exhibits from April 9, 1963, to April 19, 1963.
Notification as to applicant's witnesses desired for cross-examination from April 18, 1963, to April 30, 1963.
Commencement of Hearing from April 23, 1963 to May 7, 1963, at 10:00 a.m.

These postponements stem from the resolution of a conflict in the Examiner's hearing dates which arose subsequent to the arrangements made at the prehearing conference on March 12, 1963.

Released: March 18, 1963.

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

[F.R. Doc. 63-3024; Filed, Mar. 21, 1963; 8:51 a.m.]

[Docket Nos. 12680, 12681; FCC 63M-352]

KANSAS BROADCASTERS, INC., AND SALINA RADIO, INC.

Order Continuing Hearing

In re applications of Kansas Broadcasters, Inc., Salina, Kansas, Docket No. 12680, File No. BP-11527; Salina Radio, Inc., Salina, Kansas, Docket No. 12681, File No. BP-11802; for construction permits.

The Hearing Examiner having under consideration a joint petition filed March 12, 1963, on behalf of both of the above applicants requesting that the procedural dates in this proceeding be changed; and

It appearing that the reason for the requested change is the fact that the two applicants are in the process of finalizing an agreement which, if approved by the Commission, will eliminate the necessity of a further hearing; and

It further appearing that counsel for the Chief, Broadcast Bureau has no objection to a grant of this petition and to a waiver of the provisions of section 1.43 of the Commission's Rules in order to permit consideration thereof, and good cause for the requested extension having been shown;

It is ordered, This the 15th day of March 1963, that the joint petition for change of dates is granted and the date for the preliminary exchange of exhibits is continued from March 15 to April 5, 1963, the date for the final exchange of exhibits is continued from March 25 to April 15, 1963, and the date of the evidentiary hearing is continued from April 1 to April 22, 1963.

Released: March 18, 1963.

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

[F.R. Doc. 63-3027; Filed, Mar. 21, 1963; 8:51 a.m.]

[Docket No. 14971; FCC 63M-350]

RHINELANDER TELEVISION CABLE CORP.

Order Continuing Hearing

In re application of Rhinelander Television Cable Corporation, Rhinelander, Wisconsin, Docket No. 14971, File No. BP-14648, for construction permit.

Pursuant to the agreements reached at the prehearing conference held on March 15, 1963, the evidentiary hearing in the above-entitled proceeding now scheduled for April 25, 1963 is continued to Monday, May 20, 1963, beginning at 10:00 a.m., in the offices of the Commission, Washington, D.C.

It is so ordered, This the 15th day of March 1963.

Released: March 18, 1963.

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

[F.R. Doc. 63-3028; Filed, Mar. 21, 1963; 8:51 a.m.]

[Docket Nos. 15002, 15003; FCC 63-253]

VAN WERT BROADCASTING CO. AND MID-STATES BROADCASTING CO. (WDZ)

Order Designating Applications for Consolidated Hearing on Stated Issues

In re applications of Van Wert Broadcasting Company, Plymouth, Indiana, Docket No. 15002, File No. BP-15034, requests 1050 kc, 250 w, DA-D, Class II; Mid-States Broadcasting Co. (WDZ), Decatur, Illinois, Docket No. 15003, File No. BP-15040, has 1050 kc, 1 kw, D, requests 1050 kc, 5 kw, DA-D, Class II; for construction permits.

At a session of the Federal Communications Commission held at its offices in Washington, D.C., on the 13th day of March 1963;

The Commission having under consideration the above-captioned and described applications;

It appearing, that, except as indicated by the issues specified below, each of the applicants is legally, technically, financially, and otherwise qualified to construct and operate as proposed; and

It further appearing that the following matters are to be considered in connection with the aforementioned issues specified below:

1. The Van Wert Broadcasting Company proposal will cause interference to Stations WLIP, Kenosha, Wisconsin and WZIP, Cincinnati, Ohio.

2. The instant proposals involve mutual interference which, aside from interference received from existing stations and the proposal of an existing station, noted in paragraph 4, infra, would result in contravention of § 3.28 (d) (3) of the Rules by Van Wert Broadcasting Company.

3. According to data submitted the Van Wert Broadcasting Company proposal will receive interference, which in sum is less than 10 percent, from Stations WPAG, Ann Arbor, Michigan; WLIP, Kenosha, Wisconsin; WDZ, Decatur, Illinois, and WZIP, Cincinnati, Ohio. Additionally, it appears that the proposed operation, File No. BP-15375, of Station WHFB, Benton Harbor, Michigan, for increased daytime power, would cause interference to said proposal. However, it does not appear appropriate to incorporate the WHFB proposal in this proceeding, since it appears that the total population loss by the Van Wert Broadcasting Company proposal from existing stations and the WHFB proposal is not sufficient to render the proposal in violation of § 3.28(d) (3) of the rules, and the area of interference to Van Wert due to the WHFB proposal is essentially all within the area of interference from the WDZ proposal. However, in the event of a grant of the Van Wert proposal, the grant will be appropriately conditioned to accept any interference which may result in the event of a subsequent grant of the WHFB proposal.

4. Since the proposed operation of Mid-State Broadcasting Co. would cause adjacent channel (10 kc removed) interference to Station WHO, Des Moines, Iowa, in the event that station increased its power to 750 kw on reserved Class I-A channel 1040 kc, the instant proposal is in contravention of § 1.351(b) (2) (ii) of the Commission rules. Therefore, in the event of favorable consideration of the Mid-States proposal, final action will be withheld pending a final determination with respect to whether WHO will be authorized power in excess of that presently authorized.

It further appearing, that, in view of the foregoing, the Commission is unable

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[1] Western Union by Protest and Petition filed Nov. 21, 1962, requested investigation of certain amendments of A.T. & T. Tariffs F.C.C. Nos. 133 and 208, and by letter of Nov. 30, 1962, to Western Union, we took under advisement said request. The Order herein instituting an investigation into Tariff F.C.C. No. 133 effectively disposes of Western Union's request.

to make the statutory finding that a grant of the subject applications would serve the public interest, convenience, and necessity, and is of the opinion that the applications must be designated for hearing in a consolidated proceeding on the issues set forth below:

It is ordered, That, pursuant to section 309(e) of the Communications Act of 1934, as amended, the applications are designated for hearing in a consolidated proceeding, at a time and place to be specified in a subsequent Order, upon the following issues:

1. To determine the areas and populations which would receive primary service from the proposal of the Van Wert Broadcasting Company and the availability of other primary service to such areas and populations.

2. To determine the areas and populations which may be expected to gain or lose primary service from the proposed operation of Station WDZ and the availability of other primary service to such areas and populations.

3. To determine whether the proposal of Van Wert Broadcasting Company would cause objectionable interference to Stations WLIP, Kenosha, Wisconsin, and WZIP, Cincinnati, Ohio, or any other existing standard broadcast stations, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other primary service to such areas and populations.

4. To determine whether interference received from the proposed operation of WDZ, together with interference received from all other sources, would affect more than ten percent of the population within the normally protected primary service area of the proposed operation of the Van Wert Broadcasting Company, in contravention of § 3.28(d)(3) of the Commission rules, and, if so, whether circumstances exist which would warrant a waiver of said Section.

5. To determine, in the light of section 307(b) of the Communications Act of 1934, as amended, which of the proposals would better provide a fair, efficient and equitable distribution of radio service.

6. To determine, in the light of the evidence adduced pursuant to the foregoing issues which, if either, of the applications should be granted.

It is further ordered, That, Kenosha Broadcasting, Inc., and Greater Cincinnati Radio, Inc., licensees of Stations WLIP and WZIP, respectively, are made parties to the proceeding.

It is further ordered, That, in the event of a grant of either of the applications in this proceeding, the construction permit issued shall contain the following condition: "This authorization is subject to compliance by permittee with any applicable procedures of the FAA."

It is further ordered, That, in the event of a grant of the application of the Van Wert Broadcasting Company, the construction permit shall contain a condition that the permittee shall accept any interference that may result in the event of a subsequent grant of the proposal of Palladium Publishing Co., licensee of Station WHFB, Benton Harbor-St. Joseph, Michigan (BP-15375).

It is further ordered, That, in the event of favorable action on the application of Mid-States Broadcasting Co., the application must be held without final action pending further order of the Commission.

It is further ordered, That, to avail themselves of the opportunity to be heard, the applicants and parties respondent herein, pursuant to § 1.140 of the Commission rules, in person or by attorney, shall, within 20 days of the mailing of this Order, file with the Commission in triplicate, a written appearance stating an intention to appear on the date fixed for the hearing and present evidence on the issues specified in this Order.

It is further ordered, That the applicants herein shall, pursuant to section 311(a)(2) of the Communications Act of 1934, as amended, and § 1.362(b) of the Commission's rules, give notice of the hearing, either individually or, if feasible, jointly, within the time and in the manner prescribed in such rule, and shall advise the Commission of the publication of such notice as required by § 1.362(h) of the rules.

It is further ordered, That, the issues in the above-captioned proceeding may be enlarged by the Examiner, on his own motion or on petition properly filed by a party to the proceeding, and upon sufficient allegations of fact in support thereof, by the addition of the following issue: To determine whether the funds available to the applicant will give reasonable assurance that the proposals set forth in the application will be effectuated.

Released: March 18, 1963.

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

[F.R. Doc. 63-3029; Filed, Mar. 21, 1963; 8:51 a.m.]

[Docket Nos. 15006-15008; FCC 63M-353]

HARRY WALLERSTEIN ET AL.

Order Scheduling Hearing

In re applications of Harry Wallerstein, receiver, Television Company of America, Inc., Docket No. 15006, File No. BRCT-397, for renewal of license of Station KSHO-TV, Las Vegas, Nevada; Harry Wallerstein, receiver, Television Company of America, Inc., assignor, and Television Company of America, Inc., assignee, Docket No. 15007, File No. BALCT-181, for assignment of license of Station KSHO-TV, Las Vegas, Nevada; Reed R. Maxfield, Robert W. Hughes, Carl A. Hulbert and Alex Gold, transferors, and Arthur Powell Williams, transferee, Docket No. 15008, File No. BTC-3965, for transfer of control of Nevada Broadcasters' Fund, Inc., holding company of Television Company of America, Inc., licensee of Station KSHO-TV, Las Vegas, Nevada.

It is ordered, This 18th day of March 1963, that Millard F. French will preside at the hearing in the above-entitled proceeding which is hereby scheduled to commence on June 3, 1963, in Washington, D.C.: *And it is further ordered,* That a prehearing conference in the proceeding will be convened by the presiding officer on April 15, 1963.

Released: March 18, 1963.

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

[F.R. Doc. 63-3030; Filed, Mar. 21, 1963; 8:51 a.m.]

FEDERAL MARITIME COMMISSION

[Docket No. 1092]

LATIN AMERICA/PACIFIC COAST STEAMSHIP CONFERENCE AND PROPOSED CONTRACT RATE SYSTEM

Order of Investigation

An agreement, assigned Federal Maritime Commission No. 8660, has been filed for approval under section 15, Shipping Act, 1916. If approved, Agreement 8660 would establish the Latin America/Pacific Coast Steamship Conference covering the trades between ports on the Pacific Coast of the United States and Canada and ports in Latin America. Trade areas are designated in the Agreement as follows:

(a) From Pacific Coast ports of the United States and Canada to:

Trade Area "A"—Ports on the Pacific Coast of Mexico, Guatemala, El Salvador, Honduras, Nicaragua, Costa Rica, and Puerto Armuelles, Republic of Panama;

Trade Area "B"—Colon and Panama City, Republic of Panama, Balboa and Cristobal, C.Z., ports in Barbados, British Guiana, British Honduras, Atlantic Coast of Colombia, Atlantic Coast of Costa Rica, Cuba, Dominican Republic, French Guiana, French West Indies, Atlantic Coast of Guatemala, Haiti, Atlantic Coast Honduras, Jamaica, Leeward and Windward Islands, Netherlands Antilles, Atlantic Coast of Nicaragua, Atlantic Coast of the Republic of Panama, Surinam, Trinidad, and Venezuela;

Trade Area "C"—Pacific Coast ports in Colombia, Ecuador, Peru and Chile;

and (b) to Pacific Coast ports of the United States and Canada from:

Trade Area "D"—Pacific Coast ports of Chile and Peru;

Trade Area "E"—Caribbean ports of Cuba, Jamaica, Haiti, Dominican Republic, Trinidad, Windward and Leeward Islands, Barbados, French and British Guianas, Surinam, French West Indies, Venezuela, Netherlands Antilles and Colombia, Colon and Panama City, Republic of Panama, Balboa and Cristobal, Canal Zone, ports on the Pacific Coast of Mexico, Guatemala, El Salvador, Honduras, Nicaragua, and Costa Rica.

Simultaneously with approval of Agreement 8660, the following approved agreements would be superseded and canceled:

No.
6670 Camexco Freight Conference.
6070 Canal, Central America Northbound Conference.
6170 Capca Freight Conference.
8390 Caribbean/Pacific Northbound Freight Conference.
7270 Colpac Freight Conference.
4294 Pacific Coast/Caribbean Sea Ports Conference.
7570 Pacific Coast/Mexico Freight Conference.
7170 Pacific Coast/Panama Canal Freight Conference.
4630 Pacific/West Coast South America Conference.
6270 West Coast South America/North Pacific Coast Conference.

In addition to Agreement 8660, the parties thereto have filed a proposed "Shippers' Rate Agreement" (to be used in connection with transportation of cargo between ports in the United States and ports in Trade Areas "A", "B", and "C") and a proposed "Receivers' Rate Agreement" (to be used in connection with the transportatin of cargo between ports in the United States and ports in Trade Areas "D" and "E"). The rate agreements have been filed with the Commission for approval under section 14b, Shipping Act, 1916.

Section 15 of the Shipping Act, 1916, requires the Commission to disapprove, cancel or modify any agreement which it finds to be unjustly discriminatory or unfair between carriers, shippers, exporters, importers, or ports, or between exporters of the United States and their foreign competitors, or to operate to the detriment of the commerce of the United States, or to be contrary to the public interest, or in violation of the Shipping Act. In addition, section 15 provides:

> No * * * agreement shall be approved * * * between carriers not members of the same conference or conferences of carriers serving different trades that would otherwise be naturally competitive, unless in the case of agreements between carriers, each carrier, or in the case of agreements between conferences, each conference, retains the right of independent action * * *

The Commission has determined that an investigation should be instituted to determine whether the establishment of a single conference of carriers including within its scope various trades which have traditionally been served by individual conferences is detrimental to the commerce of the United States or contrary to the public interest or is unjustly discriminatory or unfair as between carriers, shippers, exporters, importers, or ports, or between exporters from the United States and their foreign competitors, or otherwise contrary to the provisions of section 15, or in violation of any provision of the Shipping Act, 1916. An additional purpose of the investigation is to seek to determine whether any of the trades included within the scope of Agreement 8660 are or should be considered naturally competitive within the meaning of section 15, and, if so, whether and to what extent the requirement of retention of the right of independent action by carriers or conferences serving trades naturally competitive is applicable to approval of Agreement 8660 and the dissolution of the several conferences now serving the trades in question.

In addition, the proceeding instituted herein should determine whether the proposed "Shippers' Rate Agreement" and "Receivers' Rate Agreement" meet the requirements of section 14B of the Shipping Act, 1916, and may be approved by the Commission for use in connection with Agreement 8660, if approved.

Therefore, it is ordered, That pursuant to sections 14b, 15, and 22, an investigation is hereby instituted to determine:

(1) Whether Agreement 8660, establishing the Latin American/Pacific Coast Steamship Conference, should be approved under section 15, Shipping Act, 1916; and

(2) Whether the "Shippers' Rate Agreement" and the "Receivers' Rate Agreement" filed for use in connection with Agreement 8660, if approved, should be approved under section 14b, Shipping Act, 1916; and

That, the common carriers by water listed below are hereby made respondents in this proceeding.

That, this matter be assigned for hearing before an Examiner of the Commission's Office of Hearing Examiners at a date and place to be determined and announced by the Chief Examiner.

This order and notice of hearing shall be published in the FEDERAL REGISTER; a copy of this order and a notice of hearing shall be served upon respondents.

All persons (including individuals, corporations, associations, firms, partnerships, and public bodies) having an interest in this proceeding and desiring to intervene therein, should file petitions for leave to intervene and serve copies thereof on respondents, with 15 copies of petitions to the Secretary of the Commission, on or before March 15, 1963.

Any request for the production of documents, etc., to be made at the prehearing conference herein scheduled to be held at Washington, D.C., on April 4, 1963, shall be served on all parties and the Presiding Examiner so as to reach them by March 22, 1963.

By order of the Commission.

THOMAS LISI,
Secretary.

FEBRUARY 14, 1963.

APPENDIX

Daido Kaiun Kaisha, Ltd. (Daido Line).
d'Amico Societa di Navigazione per Azioni (d'Amico Mediterranean/Pacific Line).
The East Asiatic Co., Ltd. (East Asiatic Line) (A/S Det Ostasiatiske Kompagni).
Skibsaktieselskabet Varild.
Aksjeselskapet Marina.
Aktieselskabet Glittre.
Dampskibsinteressentskabet Garonne.
Aktieselskabet Standard.
Fearnley & Egers Befragtningsforretning A/S.
Skibsaktieselskapet Sangstad.
Skibsaktieselskapet Solstad.
Skibsaktieselskapet Siljestad.
Dampskibsaktieselskabet International.
Skibsaktieselskapet Mandeville.
Skibsaktieselskapet Goodwill.
Universal Trading & Shipping Agency Aksjeselskap (as one member or party only).
Fern-Ville Lines—Fearnley & Eger and A. F. Klaveness & Co. A/S (Fern-Ville Lines).
Compagnie Generale Transatlantique (French Line).
Furness, Withy & Co., Ltd. (Furness Line).
Grace Line Inc. (Grace Line).
Flota Mercante Grancolombiana S.A. (Grancolombiana Line).
Hamburg-Amerika Linie (Hamburg American Line).
N. V. Nederlandsch-Amerikaansche.
Stoomvaart Maatschappij (Holland-American Line).
"Italia" Societa Per Azioni di Navigazione (Italian Line).
Rederiaktiebolaget Nordstjernan (Johnson Line).
Kawasaki Kisen Kaisha, Ltd. ("K" Line).
Mitsui Steamship Co., Ltd. (Mitsui Line).
Nippon Yusen Kaisha (N.Y.K. Line).
Norddeutscher Lloyd (North German Lloyd).
Fred. Olsen & Company (Fred. Olsen Line).
Osaka Shosen Kaisha, Ltd. (O.S.K. Line).
Moore-McCormack Lines, Inc. (Pacific Republics Line).
Royal Mail Lines, Ltd.
Westfal-Larsen & Co., A/S (Westfal-Larsen Line).
Zim Israel Navigation Co., Ltd.
Anglo Canadian Shipping Company Limited.
Canadian Transport Company Limited.
Seaboard Shipping Company Limited.

[F.R. Doc. 63-3033; Filed, Mar. 21, 1963; 8:52 a.m.]

[Docket No. 1093]

MEMBER LINES OF TRANS-PACIFIC FREIGHT CONFERENCE OF JAPAN

Notice of Filing of Agreement for Approval

Whereas, pursuant to section 15 of the Shipping Act, 1916, an agreement has been filed for approval between the member lines of the Trans-Pacific Freight Conference of Japan, providing that voting rights on rate matters shall be suspended for member lines who do not operate strictly Trans-Pacific services, which has been assigned Federal Maritime Commission Agreement Number 150-24; and

Whereas, various common carriers by water, members of the aforesaid conference have protested the approval of Agreement 150-24 and have requested that the Commission institute an investigation and hearing into the lawfulness of said agreement; and

Whereas, said agreement may be unjustly discriminatory or unfair as between carriers, detrimental to the commerce of the United States, or contrary to the public interest, or otherwise in violation of the Shipping Act, 1916; now therefore:

It is ordered, That, pursuant to sections 15 and 22 of the Shipping Act, 1916, as amended, the Commission, upon its own motion enter upon an investigation and hearing for the taking of evidence to determine whether Agreement 150-24, if approved, (1) would be unjustly discriminatory or unfair as between carriers, or operate to the detriment of the commerce of the United States, or be contrary to the public interest, within the meaning of section 15 of the Shipping Act, 1916; (2) or deny conference membership on reasonable and equal terms and conditions; (3) would be in violation of any other provision of said Act; and (4) whether said agreement

should be approved, disapproved, or modified in any respect, pursuant to said section 15; and

It is further ordered, That the Trans-Pacific Freight Conference of Japan and each of the member lines thereof as indicated below, be made respondents in this proceeding; and

It is further ordered, That this matter be assigned for hearing before an examiner of the Commission's Office of Hearing Examiners at a date and place to be hereafter determined and announced by the Chief Examiner; and

It is further ordered, That action with respect to Agreement 150–24 be held in abeyance pending the Commission's decision and order in the proceeding herein ordered; and

It is further ordered, That notice of this order and notice of hearing be published in the FEDERAL REGISTER, and a copy of such order and notice of hearing be served upon respondents Trans-Pacific Freight Conference of Japan and the member lines thereof.

All persons (including individuals, corporations, associations, firms, partnerships and public bodies) having an interest in this proceeding and desiring to intervene therein, should notify the Secretary of the Commission promptly and file petitions for leave to intervene in accordance with Rule 5(n) (46 CFR 201.74) of said rules.

By order of the Commission, February 26, 1963.

THOMAS LISI,
Secretary.

AGREEMENT NO. 150—TRANS-PACIFIC FREIGHT CONFERENCE OF JAPAN

Member

American Mail Line, Ltd., 1010 Washington Building, Seattle 1, Wash.
American President Lines, Ltd., 601 California Street, San Francisco 8, Calif.
Barber-Wilhelmsen Line, Barber Steamship Lines, Inc., 17 Battery Place, New York 4, N.Y.
Daido Kaiun Kaisha, Ltd., Transpacific Transportation Co., General Agents, 351 California Street, San Francisco 4, Calif.
Fern-Ville Lines, Overseas Shipping Co., Agents, 465 California Street, San Francisco 4, Calif.
Iino Kaiun Kaisha, Ltd., U.S. Navigation Co., Inc., General Agents, 17 Battery Place, New York 4, N.Y.
Isthmian Lines, Inc., States Marine-Isthmian Agency, Inc., 90 Broad Street, New York 4, N.Y.
Kawasaki Kisen Kaisha, Ltd., Kerr Steamship Co., Inc., General Agents, 350 California Street, San Francisco 4, Calif.
Knutsen Line, Boyd, Weir & Sewell, Inc., Agents, 24 State Street, New York 4, N.Y.
Maritime Company of the Philippines, Inc., North American Maritime Agencies, Agents, 26 Broadway, New York 4, N.Y.
Mitsubishi Shipping Co., Ltd., Oceanic Agencies, Inc., 2 Broadway, New York 4, N.Y.
Mitsui Steamship Co., Ltd. (Mitsui Line), 201 Pine Street, San Francisco 4, Calif.
A. P. Moller-Maersk Line, 67 Broad Street, New York 4, N.Y.
Nippon Yusen Kaisha, 311 California Street, San Francisco 4, Calif.
Nissan Kisen Kaisha, Ltd., Olympic Steamship Co., Inc., World Trade Center, San Francisco 11, Calif.
Nitto Shosen Co., Ltd., Transpacific Transportation Co., Agents, 351 California Street, San Francisco 4, Calif.
Osaka Shosen Kaisha, Ltd., Williams, Dimond & Co., Pacific Coast Agents, 215 Market Street, San Francisco 5, Calif.
Pacific Far East Line, Inc., 141 Battery Street, San Francisco, Calif.
P. & O.—Orient Lines, 230 California Street, San Francisco, Calif.
Shinnihon Steamship Co., Ltd., Balfour, Guthrie & Co., Ltd., Agents, 255 California Street, San Francisco 11, Calif.
States Steamship Co., 2 Broadway, New York 4, N.Y.
United Philippine Lines, Inc., Stockard Shipping Co., Inc., General Agents, 17 Battery Place, New York 4, N.Y.
United States Lines Co., 1 Broadway, New York 4, N.Y.
Waterman Steamship Corp., 61 St. Joseph Street, Mobile 13, Ala.
Yamashita Steamship Co., Ltd., Norton, Lilly & Co., Inc., Agents, 26 Beaver Street, New York 4, N.Y.
States Marine Lines, States Marine-Isthmian Agency, Inc., 90 Broad Street, New York 4, N.Y.
National Development Co., Stockard Steamship Corp., Agents, 17 Battery Place, New York 4, N.Y.

[F.R. Doc. 63–3034; Filed, Mar. 21, 1963; 8:52 a.m.]

ASSOCIATED STEAMSHIP LINES

Notice of Filing of Agreement for Approval

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

Agreement No. 5600–23, between the member lines of the Associated Steamship Lines, covering traffic from the Philippine Islands direct to or with transhipment at or via ports in Ceylon, India, Pakistan, Malaya, East Indies, Indo-China, Burma, Siam, Hong Kong, China, Korea, Japan, Siberia, United States, Canada, Cuba, Mexico, Central America, Canal Zone, South America, Caribbean Sea Ports, West Indies, Australia and New Zealand, modifies the basic agreement (5600, as amended) by (1) deleting reference to Ceylon, India, Pakistan, Malaya, East Indies, Indo-China, Burma, Siam, Hong Kong, China, Korea, Japan, and Siberia in the Preamble and (2) deleting Articles 1 (C) and (D) which relate to groups within the conference having jurisdiction over the above-named areas.

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

Dated: March 19, 1963.

By order of the Federal Maritime Commission.

THOMAS LISI,
Secretary.

[F.R. Doc. 63–3035; Filed, Mar. 21, 1963; 8:52 a.m.]

FEARNLEY & EGER ET AL.

Notice of Filing of Agreement for Approval

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

Agreement 8512–1, between Skibsaktieselskabet Varild, Aksjeselskapet Marina, Aktieselskabet Glittre, Dampskibsinteressentskabet Garonne, Aktieselskabet Standard, and Fearnley & Egers Befragtningsforretning A/S (six (6) Fearnley Companies) and Skibsaktieselskapet Sangstad, Skibsaktieselskapet Solstad, Skibsaktieselskapet Siljestad, Dampskibsaktieselskabet International, Skibsaktieselskapet Mandeville, Skibsaktieselskapet Goodwill, and Universal Trading & Shipping Agency Aksjeselskap (seven (7) Klaveness Companies), carriers comprising the Fearnley & Eger and A. F. Klaveness & Co. A/S joint service, operating in various world wide trades, modifies the approved agreement of that joint service (Agreement 8512, as amended), to redescribe that portion of the trading area set forth in Article Second (f) which relates to the trade, in both directions, between Atlantic and Gulf of Mexico ports of the United States and ports in Portugal, Spain, Morocco and ports on the Mediterranean Sea, Gulf of Taranto, Adriatic Sea, Aegean Sea and Black Sea. This modification provides for the elimination of the reference to the trade to and from U.S. Gulf of Mexico ports from Article Second (f) of Agreement 8512, as amended, whereupon said portion of the trading area will cover the trade between United States Atlantic Coast ports and ports in Portugal, Spain, Morocco, and ports on the Mediterranean Sea, Gulf of Taranto, Adriatic Sea, Aegean Sea, and Black Sea.

Interested parties may inspect this agreement and obtain copies thereof at the Bureau of Foreign Regulation, Federal Maritime Commission, Washington 25, D.C., or may inspect a copy at the offices of the District Managers of the Commission in New York, N.Y., New Orleans, La., and San Francisco, Calif., and may submit to the Secretary, Federal Maritime Commission, Washington 25, D.C., within 20 days after publication of this notice in the FEDERAL REGISTER, written statements with reference to the agreement and their position as to approval, disapproval, or modification, together with a request for hearing, should such hearing be desired.

Dated: March 19, 1963.

By order of the Federal Maritime Commission.

THOMAS LISI,
Secretary.

[F.R. Doc. 63–3036; Filed, Mar. 21, 1963; 8:53 a.m.]

FEARNLEY & EGER ET AL.

Notice of Filing of Agreement for Approval

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

Agreement 8960, between Skibsaktieselskabet Varild, Aksjeselskapet Marina, Aktieselskabet Glittre, Dampskibsinteressentskabet Garonne, Aktieselskabet Standard, and Fearnley & Egers Befragtningsforretning A/S (six (6) Norwegian Companies under the management and control of Fearnley & Eger Interests), and Det Forenede Dampskibs-Selskab A/S, a Danish Corporation, covers the establishment and maintenance of a joint cargo, passenger, and/or mail service, under the trade name "Nordana Line", in the trades between Gulf of Mexico and Atlantic ports of the United States, Puerto Rico, and the Virgin Islands, and ports in Portugal, Spain, Morocco, and ports on the Mediterranean Sea, Gulf of Taranto, Adriatic Sea, Aegean Sea, Sea of Marmara, and Black Sea, but such service shall not include any transportation within the purview of the coastwise laws of the United States.

Interested parties may inspect this agreement and obtain copies thereof at the Bureau of Foreign Regulation, Federal Maritime Commission, Washington 25, D.C., or may inspect a copy at the offices of the District Managers of the Commission in New York, N.Y., New Orleans, La., and San Francisco, Calif., and may submit to the Secretary, Federal Maritime Commission, Washington 25, D.C., within 20 days after publication of this notice in the FEDERAL REGISTER written statements with reference to the agreement and their position as to approval, disapproval, or modification, together with a request for hearing, should such hearing be desired.

Dated: March 19, 1963.

By order of the Federal Maritime Commission.

THOMAS LISI,
Secretary.

[F.R. Doc. 63-3037; Filed, Mar. 21, 1963; 8:53 a.m.]

FEDERAL POWER COMMISSION

[Docket Nos. RI63-374—RI63-378]

EDWIN L. COX ET AL.

Order Providing for Hearings on and Suspension of Proposed Changes in Rates [1]

MARCH 15, 1963.

Edwin L. Cox, Docket No. RI63-374; N. Bruce Calder and Curtis E. Calder, Jr., d/b/a Horizon Oil & Gas Company (Operator), et al., Docket No. RI63-375; Curran Oil Company, Docket No. RI63-376; General American Oil Company of Texas, Docket No. RI63-377; Texas Gulf Producing Company, Docket No. RI63-378.

The above-named respondents have tendered for filing proposed changes in presently effective rate schedules for sales of natural gas subject to the jurisdiction of the Commission. All of the sales are made at a pressure base of 14.65 psia with the exception of the sale made by Texas Gulf Producing Company which is made at a pressure base of 15.025 psia. The proposed changes, which constitute increased rates and charges, are designated as follows:

Docket No.	Respondent	Rate schedule No.	Supplement No.	Purchaser and producing area	Amount of annual increase	Date filing tendered	Effective date unless suspended	Date suspended until	Cents per Mcf		Rate in effect subject to refund in docket Nos.
									Rate in effect	Proposed increased rate	
RI63-374	Edwin L. Cox, 2100 Adolphus Tower, Dallas 2, Tex.	15	7	Panhandle Eastern Pipe Line Co. (Texas County, Okla.) (Oklahoma Panhandle Area).	$193	2-15-63	[1] 3-22-63	8-22-63	17.0	[2] 17.2	RI62-365
RI63-375	N. Bruce Calder and Curtis E. Calder, Jr., d/b/a Horizon Oil & Gas Co. (Operator), et al., 1818 Republic Bank Building, Dallas 1, Tex.	11	4	Natural Gas Pipeline Co. of America, (Camrick Field, Texas County, Okla.) (Oklahoma Panhandle area).	50	2-19-63	[3] 3-22-63	8-22-63	[4] 17.2	[2 4] 17.4	RI62-363
	N. Bruce Calder and Curtis E. Calder, Jr., d/b/a Horizon Oil & Gas Co. (Operator), et al.	12	3	....do....	212	2-19-63	[3] 3-22-63	8-22-63	[4] 17.2	[2 4] 17.4	RI62-363
RI63-376	Curran Oil Co. c/o Oil and Gas Property Management, Inc., 6th Floor C & I Life Building, Houston 2, Tex.	1	2	Northern Natural Gas Co. (Farnsworth Field, Ochiltree County, Tex.) (R.R. District No. 10).	558	2-18-63	[1] 3-21-63	8-21-63	[4] 15.5	[2 4] 16.5	----------
RI63-377	General American Oil Co. of Texas, Meadows Building, Dallas 6, Tex.	45	3	Arkansas Louisiana Gas Co. (West Marlow Field, Stephens County, Okla.) (other Oklahoma area).	704	2-21-63	[1] 3-25-63	8-25-63	[4] 12.0	[2 4] 13.0	----------
RI63-378	Texas Gulf Producing Co., P.O. Box 2199, Houston 1, Tex.	29	5	Southern Natural Gas Co. (Gwinville Field, Jefferson Davis County, Miss.).	7,750	2-20-63	[3] 3-23-63	8-23-63	20.0	[2] 21.0	G-14756

[1] The stated effective date is the effective date requested by respondent.
[2] Periodic rate increase.
[3] The stated effective date is the first day after expiration of the required statutory notice.
[4] Subject to a downward Btu adjustment for gas containing less than 1,000 Btu's per cubic foot.

Texas Gulf Producing Company requests an effective date of February 1, 1963, and N. Bruce Calder and Curtis E. Calder, Jr., d/b/a Horizon Oil & Gas Company (Operator), et al., requests an effective date of March 21, 1963, for their proposed periodic rate increases. Good cause has not been shown for the granting of the producers' requests for earlier effective dates and such requests are denied.

The proposed increased rates and charges exceed the applicable area price levels for increased rates as set forth in the Commission's Statement of General Policy No. 61-1, as amended (18 CFR, Ch. I, Part 2, § 2.56).

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

The Commission finds: It is necessary and proper in the public interest and to aid in the enforcement of the provisions of the Natural Gas Act that the Commission enter upon hearings concerning the lawfulness of the proposed changes and that the above-designated supplements be suspended and the use thereof deferred as hereinafter ordered.

The Commission orders:

(A) Pursuant to the authority of the Natural Gas Act, particularly sections 4 and 15 thereof, the Commission's rules of practice and procedure, and the regulations under the Natural Gas Act (18 CFR Ch. I), public hearings shall be held upon dates to be fixed by notices from the Secretary concerning the lawfulness of the proposed increased rates and charges contained in the above-designated supplements.

(B) Pending hearings and decisions thereon, the above-designated rate supplements are hereby suspended and the use thereof deferred until the date indi-

[1] This order does not provide for the consolidation for hearing or disposition of the several matters covered herein, nor should it be so construed.

cated in the above "Date Suspended Until" column, and thereafter until such further time as they are made effective in the manner prescribed by the Natural Gas Act.

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

(D) Notices of intervention 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 and 1.37(f)) on or before May 1, 1963.

By the Commission.

JOSEPH H. GUTRIDE,
Secretary.

[F.R. Doc. 63-2993; Filed, Mar. 21, 1963; 8:46 a.m.]

[Project No. 1163]

PACIFIC POWER & LIGHT CO.

Notice of Application for Surrender of License

MARCH 15, 1963.

Public notice is hereby given that application has been filed under the Federal Power Act (16 U.S.C. 791a–825r) by Pacific Power & Light Company (Applicant) of Portland, Oregon (correspondence to: E. Robert DeLuccia, Vice President and Chief Engineer, Pacific Power & Light Company, Public Service Building, Portland 4, Oregon) for surrender of its license for minor part Project No. 1163 located in Jackson County, Oregon, near Prospect, and affecting lands of the United States within Rogue National Forest.

The license covers only such of the project works as affects lands of the United States; namely, a diversion dam and about 4,000 feet of conduit. The application was filed pursuant to Federal Power Commission's order issued June 16, 1961, approving transfer of Commission licenses, including the license for Project No. 1163, from The California-Oregon Power Company (COPCO) to Applicant, in connection with a merger transaction between COPCO and Applicant which was approved by the Commission in its order issued June 16, 1961 in Docket No. E–6977. In further compliance with the Commission's order approving transfer of the license for Project No. 1163, Applicant has filed application for license covering the project works of Project No. 1163 and other project works, which have been designated as Project No. 2337.

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 of the Commission (18 CFR 1.8 or 1.10). The last day upon which protests or petitions may be filed is May 2, 1963. The application is on file with the Commission for public inspection.

JOSEPH H. GUTRIDE,
Secretary.

[F.R. Doc. 63-2994; Filed, Mar. 21, 1963; 8:46 a.m.]

[Project No. 2337]

PACIFIC POWER & LIGHT CO.

Notice of Application for License

MARCH 15, 1963.

Public notice is hereby given that application has been filed under the Federal Power Act (16 U.S.C. 791a–825r) by Pacific Power & Light Company (correspondence to: E. Robert De Luccia, Vice President and Chief Engineer, Pacific Power & Light Company, Public Service Building, Portland 4, Oregon) for license for constructed Project No. 2337, known as Prospect No. 3, located on South and Middle Forks of Rogue River and Imnaha and Daniels Creeks, in Jackson County, Oregon, near Prospect, and affecting lands of the United States within the Rogue River National Forest.

The project consists of: A concrete dam 150 feet long across the South Fork at Imnaha Creek; a conduit about 2⅓ miles long composed of wood stave pipe, canal and tunnel sections; a spillway; an intake; and a 3,200-foot steel penstock to a concrete powerhouse containing a 7,200 kw. hydroelectric unit discharging into Daniels Creek, a tributary of Middle Fork; a 69-kv. transmission line extending about 6.8 miles to the Prospect Substation; and appurtenant mechanical and electrical facilities.

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 of the Commission (18 CFR 1.8 or 1.10). The last day upon which protests or petitions may be filed is May 27, 1963. The application is on file with the Commission for public inspection.

JOSEPH H. GUTRIDE,
Secretary.

[F.R. Doc. 63-2995; Filed, Mar. 21, 1963; 8:46 a.m.]

[Docket No. CP63-233]

UNITED GAS PIPE LINE CO.

Notice of Application and Date of Hearing

MARCH 15, 1963.

Take notice that on February 15, 1963, United Gas Pipe Line Company (Applicant) filed an application in Docket No. CP63–233 pursuant to section 7 of the Natural Gas Act for a Certificate of Public Convenience and Necessity for authority to abandon and remove certain natural gas facilities now being used to deliver natural gas to Dunaway Manufacturing Company, all as more fully set forth in the application on file with the Commission and open for public inspection.

The facilities proposed for abandonment and removal are as follows: Positive meter and regulator station and appurtenant facilities serving Dunaway Manufacturing Company, located at Milepost 36.32 on the Latex-Fort Worth main line in the Alexander Jordan Survey, Abstract 360, Harrison County, Texas.

Applicant states that for some time it has been selling gas to such customer for use in its operation in its aluminum door and window manufacturing plant, Harrison County, Texas. Applicant's contract for such service will terminate March 1, 1963, and applicant proposes to remove the facilities in order that they may be used at other locations when required.

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

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D.C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before April 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. 63-2996; Filed, Mar. 21, 1963; 8:46 a.m.]

FOREIGN-TRADE ZONES BOARD

FOREIGN-TRADE ZONE NO. 3, SAN FRANCISCO, CALIF.

Application for Expansion

Notice is hereby given that an application has been made to the Foreign-Trade Zones Board by the San Francisco Port Authority, a public corporation, and Grantee of Foreign-Trade Zone No. 3, for the privilege of expanding the facilities and operations of Foreign-Trade Zone No. 3, in the Port of San Francisco, to include an area located at 355 Treat Street, San Francisco, California, pursuant to the provisions of the Foreign-Trade Zones Act of June 18, 1934, as amended (48 Stat. 998–1003; 19 U.S.C. 81a–81u).

The specific area in which it is proposed to expand the facilities of Foreign-Trade Zone No. 3, is located within the four-story building at 355 Treat Street in the City and County of San Francisco, California, 2.3 miles from existing zone facilities at 33 Berry Street. The building is of reinforced concrete, frame and stucco construction; and is served by the Southern Pacific Railroad, and three

main street highways. Approximately 22,760 square feet within the building would be made available for zone facilities through a contractual arrangement between the San Francisco Port Authority and Lilli Ann Corporation, a private corporation located in the State of California.

As indicated in the application, these additional facilities are intended to enable the Lilli Ann Corporation to conduct a manufacturing operation in a foreign-trade zone area where semifinished and finished clothing will be produced from woven woolen cloth, chiefly imported.

Pursuant to the Foreign-Trade Zones Board Regulations,[1] said application for a zone facility and accompanying exhibits, having been reviewed for compliance with said regulations, and the application having now been found to be in order, the Executive Secretary hereby designates as an Examiners Committee, Richard H. Lake, Executive Secretary, Foreign-Trade Zones Board, Chairman; Hon. George K. Brokaw, Collector of Customs, San Francisco; and Col. John A. Morrison, District Engineer, U.S. Army Engineer District, San Francisco, to make an investigation of the application and report thereon to the Board for final action.

General plans showing the location of the proposed zone facility and other pertinent information may be examined at the Office of the Collector of Customs, 555 Battery Street, San Francisco 26, California, or at the Office of the Executive Secretary of the Foreign-Trade Zones Board, Room 1513, Main Commerce Building, Washington 25, D.C.

Notice is hereby further given that in connection with its consideration of the application, the Examiners Committee invites interested persons to submit their views regarding the application, including any additional facts they believe relevant. Such views must be submitted in writing to the Executive Secretary of the Foreign-Trade Zones Board, Washington 25, D.C., attention Examiners Committee, not later than thirty (30) days after the publication of this notice in the FEDERAL REGISTER. Interested persons desiring an oral hearing on the matter must make written request therefor on or before that date stating their interest and reasons why a hearing is desired.

If no request for a hearing is received, or if the Examiners Committee in any event determines that it can proceed with its investigation without oral hearing, the Committee will complete its investigation and report to the Board as soon as practicable on the basis of the application, accompanying exhibits, and any other available information pertaining to the matter.

RICHARD H. LAKE,
Executive Secretary,
Foreign-Trade Zones Board.

MARCH 18, 1963.

[F.R. Doc. 63-3022; Filed, Mar. 21, 1963; 8:50 a.m.]

[1] See Title 15, Code of Federal Regulations, Part 400, Article 13, Rules of Procedure and Practice.

SECURITIES AND EXCHANGE COMMISSION

[File No. 70-4121]

MISSISSIPPI POWER CO.

Notice of Issuance of Bonds for Sinking Fund Purposes

MARCH 18, 1963.

Notice is hereby given that Mississippi Power Company ("Mississippi"), 2500 14th Street, Gulfport, Mississippi, a Maine corporation and a public-utility subsidiary company of The Southern Company, a registered holding company, has filed with this Commission a declaration pursuant to the Public Utility Holding Company Act of 1935 ("Act"), designating sections 6(a) and 7 of the Act and Rule 50(a)(5) thereunder as applicable to the proposed transaction.

All interested persons are referred to the declaration, on file in the office of the Commission, for a statement of the proposed transaction, which is summarized below.

Mississippi proposes, on or prior to June 1, 1963, to issue $535,000 principal amount of First Mortgage Bonds, 4⅝ percent Series due 1987, under the provisions of its Indenture dated as of September 1, 1941, between Mississippi and Morgan Guaranty Trust Company of New York, as Trustee, as amended and supplemented, and to surrender such bonds to the Trustee in accordance with the sinking fund provisions. The bonds are to be identical with those authorized by the Commission on April 3, 1957, in File No. 70-3572, and are to be issued on the basis of property additions thus making available for construction purposes cash which would otherwise be used to satisfy sinking fund requirements or to purchase bonds for such purpose.

It is stated that no State or Federal commission, other than this Commission, has jurisdiction over the proposed transaction.

The fees and expenses to be paid in connection with the proposed transaction are estimated at $500.

Notice is further given that any interested person may, not later than April 17, 1963, request in writing that a hearing be held on such matter, stating the nature of his interest, the reasons for such request, and the issues of fact or law raised by the declaration which he desires to controvert; or he may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, Washington 25, D.C. A copy of such request should be served personally or by mail (air mail if the person being served is located more than 500 miles from the point of mailing) upon declarant at the above-stated address, and proof of service (by affidavit or, in case of an attorney at law, by certificate) should be filed contemporaneously with the request. At any time after said date, the declaration, as filed or as it may be amended, may be permitted to become effective as provided by Rule 23 of the general rules and regulations promulgated under the Act, or the Commission may grant exemption from such rules as provided in Rules 20(a) and 100 thereof or take such other action as it may deem appropriate.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F.R. Doc. 63-3014; Filed, Mar. 21, 1963; 8:49 a.m.]

[File No. 70-4120]

SOUTHERN CO. ET AL.

Notice of Proposed Transactions for Sinking Fund Purposes

MARCH 18, 1963.

Notice is hereby given that The Southern Company ("Southern"), 1130 West Peachtree Street NW., Atlanta 9, Georgia, a registered holding company, and two of its electric utility subsidiary companies, Georgia Power Company ("Georgia"), 270 Peachtree Street NW., Atlanta 3, Georgia, (which is also an exempt holding company) and Gulf Power Company ("Gulf"), 70 North Pace Boulevard, Pensacola, Florida, have filed with this Commission a joint application-declaration pursuant to the Public Utility Holding Company Act of 1935 ("Act"), designating section 6(a), 6(b), 7, 9(a), 10, and 12(f) of the Act and Rules 43, 50(a)(2), 50(a)(3) and 50(a)(5) thereunder as applicable to the proposed transactions. All interested persons are referred to the joint application-declaration, on file at the office of the Commission, for a statement of the transactions therein proposed, which are summarized below:

Southern proposes to issue and sell to a group of commercial banks, on or about May 15, 1963, up to an aggregate of $8,000,000 face amount of unsecured notes, to be dated the date of issuance and to mature not more than twelve months after such date. The notes are to bear interest at the prime rate (currently 4½ percent) in effect at Morgan Guaranty Trust Company of New York, on the date of the borrowing and may be prepaid, in whole or in part, on any regular banking day, upon three business days' prior written notice, without penalty or premium.

The names of the lending banks and the maximum amount of notes to be issued to each bank are as follows:

Banks	*Maximum amount to be borrowed*
Morgan Guaranty Trust Co. of New York, New York, N.Y.	$2,450,000
Bankers Trust Co., New York, N.Y.	1,950,000
Chemical Bank New York Trust Co., New York, N.Y.	800,000
First National City Bank, New York, N.Y.	800,000
The Chase Manhattan Bank, New York, N.Y.	500,000
The First National Bank of Birmingham, Birmingham, Ala.	500,000
Irving Trust Co., New York, N.Y.	500,000
Continental Illinois National Bank and Trust Co. of Chicago, Ill.	300,000
Birmingham Trust National Bank, Birmingham, Ala.	200,000
Total	8,000,000

Southern presently proposes to repay the above notes together with the unpaid balance of notes heretofore issued, pursuant to an order of the Commission (File No. 70-4039), at or before maturity out of the proceeds of the sale of shares of its common stock in 1964.

Southern proposes to use the proceeds from such notes, together with treasury funds in the estimated amount of $3,500,000, to make additional investments in Georgia and Gulf. In this connection, Georgia will issue and sell in May and June 1963, and Southern will acquire, 110,000 shares of common stock, without par value, for an aggregate of $11,000,000. The proceeds of such issuance and sale are to be used by Georgia for construction which is estimated to aggregate $88,249,000 for 1963. Gulf will issue and sell in May 1963, and Southern will acquire, 5,000 shares of common stock, without par value, for an aggregate of $500,000. The proceeds from such issuance and sale are to be used by Gulf for construction which is estimated to aggregate $8,031,000 for 1963.

Gulf further proposes to issue, on or prior to June 1, 1963, $496,000 principal amount of its First Mortgage Bonds, 3¼ percent Series due 1984, and to surrender such bonds to the Trustee under the Indenture, dated as of September 1, 1941, between Gulf and The Chase Manhattan Bank and The Citizens & Peoples National Bank of Pensacola, as Trustees, as amended and supplemented, in accordance with the sinking fund provisions thereof. The bonds are to be identical with those authorized by the Commission on June 14, 1956 (File No. 70-3252) and are to be issued on the basis of unfunded net property additions, thus making available for construction purposes cash which would otherwise be required to satisfy sinking fund requirements.

The estimated fees and expenses to be incurred and paid in connection with the proposed transactions are as follows: Southern, $1,500 legal fees and $500 of miscellaneous expense; Georgia, $3,820 documentary tax stamps and $500 of miscellaneous expense; Gulf, $194 documentary tax stamps and $200 of miscellaneous expense in connection with the issuance and sale of common stock, and Trustees charges (including charges by counsel) of $550 and miscellaneous expense of $200 in connection with the proposed issuance of Sinking Fund Bonds.

Georgia and Gulf have applied to the Georgia Public Service Commission and the Florida Railroad and Public Utilities Commission, respectively, for authorization of their proposed transactions. Copies of the orders entered therein are to be supplied by amendment.

Notice is further given that any interested person may, not later than April 15, 1963, request in writing that a hearing be held on such matters, stating the nature of his interest, the reasons for such request, and the issues of fact or law raised by said joint application-declaration which he desires to controvert; or he may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, Washington 25, D.C. A copy of such request should be served personally or by mail (air mail if the person being served is located more than 500 miles from the point of mailing) upon the applicants-declarants at the above-stated addresses, and proof of service (by affidavit or, in case of an attorney at law, by certificate) should be filed contemporaneously with the request. At any time after said date, the joint application-declaration, as filed or as it may be amended, may be granted and permitted to become effective as provided in Rule 23 of the general rules and regulations promulgated under the Act, or the Commission may grant exemption from such rules as provided in Rules 20(a) and 100 thereof or take such other action as it may deem appropriate.

By the Commisison.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F.R. Doc. 63-3015; Filed, Mar. 21, 1963; 8:49 a.m.]

[File No. 70-4123]

UTAH POWER & LIGHT CO.

Notice of Proposed Issuance and Sale of First Mortgage Bonds

MARCH 18, 1963.

Notice is hereby given that Utah Power & Light Company ("Utah"), 1407 West North Temple Street, Salt Lake City 10, Utah, an electric utility company and a registered holding company, has filed with this Commission a declaration, pursuant to the Public Utility Holding Company Act of 1935 ("Act"), designating sections 6(a) and 7 of the Act and Rules 42 and 50 thereunder as applicable to the proposed transactions.

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

Utah proposes to issue and sell, pursuant to the competitive bidding requirements of Rule 50 under the Act, $15,000,000 principal amount of First Mortgage Bonds, __ percent Series due 1993. The interest rate (which shall be a multiple of ⅛ of 1 percent) and the price to be received for the bonds (which price, exclusive of accrued interest, shall be not less than 100 percent nor more than 102¾ percent of the principal amount) are to be determined by competitive bidding. The bonds will be issued under and secured by the company's outstanding Mortgage and Deed of Trust, dated December 1, 1943, as heretofore supplemented, and as to be further supplemented by a Fourteenth Supplemental Indenture, dated April 1, 1963.

The net proceeds from the sale of the bonds will be used to redeem $15,000,000 principal amount of Utah's First Mortgage Bonds, 5¼ percent Series due 1987 at 106.24 percent of their principal amount plus accrued interest. The redemption premium and accrued interest will be paid out of Utah's general corporate funds.

The declaration states that the Public Service Commission of Wyoming and the Idaho Public Utilities Commission have jurisdiction over the proposed issuance and sale of bonds, and appropriate orders of those commissions are to be obtained and made a part of the record by amendment. It is further stated that no other State commission and no Federal commission, other than this Commission, has jurisdiction over the proposed transactions.

The fees and expenses to be incurred by Utah in connection with the proposed transactions, estimated to aggregate $74,500, consist of Federal issue stamp taxes of $16,500, printing and engraving expenses of $20,500, trustee's fees of $10,000, auditor's fees and expenses of $5,200, company counsel fees and expenses of $11,300, filing fees of $1,530, service company fees and expenses of $8,000, and other miscellaneous expenses of $1,470. The fee of independent counsel, to be paid by the purchasers of the bonds, is estimated at $7,500.

Notice is further given that any interested person may, not later than April 5, 1963, request in writing that a hearing be held on such matters, stating the nature of his interest, the reasons for such request, and the issues of fact or law raised by the declaration which he desires to controvert; or he may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, Washington 25, D.C. A copy of such request should be served personally or by mail (air mail if the person being served is located more than 500 miles from the point of mailing) upon declarant at the above-stated address, and proof of service (by affidavit or, in case of an attorney at law, by certificate) should be filed contemporaneously with the request. At any time after said date, the declaration, as amended, may be permitted to become effective as provided by Rule 23 of the general rules and regulations promulgated under the Act, or the Commission may grant exemption from such rules as provided in Rules 20(a) and 100 thereof or take such other action as it may deem appropriate.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F.R. Doc. 63-3016; Filed, Mar. 21, 1963; 8:49 a.m.]

SMALL BUSINESS ADMINISTRATION

[Delegation of Authority No. 30-III-27]

MANAGER, DISASTER FIELD OFFICE, WHEELING, W. VA.

Delegation Regarding Financial Assistance Functions

I. Pursuant to the authority delegated to the Regional Director by Delegation

of Authority No. 30 (Revision 7), 27 F.R. 6247, there is hereby redelegated to the Manager of Wheeling, West Virginia Disaster Field Office the following authority.

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

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

(Name), *Administrator.*
By ----------;
(Name)
Manager, Disaster Field Office.

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

4. To request checks for disaster loans up to $20,000.

5. To disburse unsecured disaster loans.

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

II. The authority delegated herein may not be redelegated.

III. All authority delegated herein may be exercised by any SBA employee designated as Acting Manager of the disaster field office.

Effective date: March 14, 1963.

EDWARD N. ROSA,
Regional Director,
Philadelphia Regional Office.

[F.R. Doc. 63-3004; Filed, Mar. 21, 1963; 8:47 a.m.]

[Declaration of Disaster Area 416]

PENNSYLVANIA, WEST VIRGINIA, AND OHIO

Declaration of Disaster Area

Whereas, it has been reported that during the month of March 1963, because of the effects of certain disasters, damage resulted to residences and business property located in Allegheny, Fayette, Greene, and Washington Counties in the State of Pennsylvania; Brooke, Hancock, Marshall, Ohio, Wetzel, Wood, and Marion Counties in the State of West Virginia; and Athens, Licking, Pike, Ross, Warren, Greene, Adams, Butler, Clermont, Hamilton, Montgomery, and Sandusky Counties in the State of Ohio;

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 floods and accompanying conditions commencing on or about March 5 and 6, 1963.

OFFICES

Small Business Administration Regional Office,
Jefferson Building, Rooms 1500-1515,
1015 Chestnut Street,
Philadelphia 7, Pa.

Small Business Administration Regional Office,
Executive Office Building,
1904 Byrd Avenue,
Post Office Box 8565,
Richmond 26, Va.

Small Business Administration Regional Office,
Standard Building, Fourth Floor,
1370 Ontario Street,
Cleveland 13, Ohio.

Small Business Administration Branch Office,
Fulton Building, Rooms 801-802,
107 Sixth Street,
Pittsburgh 22, Pa.

Small Business Administration Branch Office,
Old Post Office Building,
227 West Pike Street,
Clarksburg, W. Va.

Small Business Administration Branch Office,
Old Post Office Building, Room 30,
Columbus, Ohio.

2. A temporary office will be established at Wheeling, West Virginia, address to be announced locally.

3. Applications for disaster loans under the authority of this Declaration will not be accepted subsequent to September 30, 1963.

Dated: March 8, 1963.

JOHN E. HORNE,
Administrator.

[F.R. Doc. 63-3011; Filed, Mar. 21, 1963; 8:48 a.m.]

[Declaration of Disaster Area 419]

KENTUCKY

Declaration of Disaster Area

Whereas, it has been reported that during the month of March, 1963, because of the effects of certain disasters, damage resulted to residences and business property located in Clay, Floyd, Harlan, Johnson, Knott, Knox, Letcher, Martin, Owsley, Perry, Pike, and Whitley Counties in the State of Kentucky;

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 floods and accompanying conditions occurring on or about March 11, 1963.

OFFICES

Small Business Administration Regional Office,
Standard Building, Fourth Floor,
1370 Ontario Street,
Cleveland 13, Ohio.

Small Business Administration Branch Office,
Commonwealth Building, Room 1900,
Fourth and Broadway,
Louisville 2, Ky.

2. Applications for disaster loans under the authority of this Declaration will not be accepted subsequent to September 30, 1963.

Dated: March 13, 1963.

JOHN E. HORNE,
Administrator.

[F.R. Doc. 63-3012; Filed, Mar. 21, 1963; 8:49 a.m.]

[Declaration of Disaster Area 416; Amdt. 1]

WEST VIRGINIA

Amendment to Declaration of Disaster Area

Declaration of Disaster Area 416, dated March 8, 1963, for the State of West Virginia, is hereby amended as follows:

To include the additional Counties of Doddridge, Harrison, Ritchie and Tyler in the State of West Virginia.

(Flood commencing on or about March 5 and 6, 1963.)

Dated March 13, 1963.

JOHN E. HORNE,
Administrator.

[F.R. Doc. 63-3013; Filed, Mar. 21, 1963; 8:49 a.m.]

INTERSTATE COMMERCE COMMISSION

FOURTH SECTION APPLICATIONS FOR RELIEF

MARCH 19, 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. 38224: *T.O.F.C. class and commodity rates from and to WTL territory.* Filed by Western Trunk Line Committee, Agent (No. A-2295), for interested rail carriers. Rates on various commodities moving on class and commodity rates, loaded in trailers and transported on railroad flatcars, between Biloxi and Pascagoula, Miss., on the one

hand, and points in western trunk-line territory, on the other.

Grounds for relief: Motor-truck competition, and grouping.

Tariff: Supplement 36 to Western Trunk Line Committee, Agent, tariff I.C.C. A–4379.

FSA No. 38225: *Refractories from Dolly Siding, Mo.* Filed by Traffic Executive Association-Eastern Railroads, Agent (E.R. No. 2661), for interested rail carriers. Rates on refractories, as described in the application, in carloads, from Dolly Siding, Mo., to points in central and Illinois Freight Association territories.

Grounds for relief: Market competition.

Tariff: Supplement 251 to Traffic Executive Association-Eastern Railroads tariff I.C.C. 4430.

By the Commission.

[SEAL] HAROLD D. McCOY, *Secretary.*

[F.R. Doc. 63–3010; Filed, Mar. 21, 1963; 8:48 a.m.]

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