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Presidential Documents

Title 3—THE PRESIDENT

Proclamation 3557

VETERANS DAY, 1963

By the President of the United States of America

A Proclamation

WHEREAS the Congress has designated the eleventh of November as a legal holiday to be known as Veterans Day, and has dedicated it to the cause of world peace (Act of May 13, 1938, 52 Stat. 351, as amended (5 U.S.C. 87a)); and

WHEREAS this day has an important dual significance in that it gives each one of us an opportunity both to honor the dedicated men and women of all races and religious beliefs who have honorably served in our armed forces in time of war, and to reemphasize our determination to achieve world peace with patience, perseverance, and courage; and

WHEREAS each one of us should have an opportunity to participate in publicly observing the twofold purpose of this day:

NOW, THEREFORE, I, JOHN F. KENNEDY, President of the United States of America, call upon the people of this Nation to observe Monday, November 11, as Veterans Day, remembering those who have borne the burden in time of war and resolving with one accord to achieve a just and lasting peace throughout the world.

I request officials of the Federal and State Governments to work together with the Veterans Day National Committee so that this day may be appropriately commemorated by exercises and ceremonies in every part of our country.

I also direct the appropriate officials of the Federal Government to arrange for the display of the flag of the United States on all public buildings on Veterans Day.

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

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

JOHN F. KENNEDY

By the President:

DEAN RUSK,
Secretary of State.

[F.R. Doc. 63-10766; Filed, Oct. 8, 1963; 9:57 a.m.]

Rules and Regulations

Title 7—AGRICULTURE

Subtitle A—Office of the Secretary of Agriculture

[Amdt. 8]

PART 7—AGRICULTURAL STABILIZATION AND CONSERVATION COMMITTEES

Subpart—Selection and Functions of Agricultural Stabilization and Conservation County and Community Committees

DUTIES

By virtue of the authority vested in the Secretary of Agriculture by the Soil Conservation and Domestic Allotment Act of 1936, as amended, the regulations in this subpart published in the FEDERAL REGISTER of March 23, 1961 (26 F.R. 2451), June 22, 1961 (26 F.R. 5555), April 25, 1962 (27 F.R. 3911), July 21, 1962 (27 F.R. 6921), November 16, 1962 (27 F.R. 11312), March 1, 1963 (28 F.R. 1979), July 11, 1963 (28 F.R. 7067), and August 10, 1963 (28 F.R. 8239) are amended by adding to §§ 7.20(b) and 7.25(b) a provision that there shall be no employment discrimination due to race, creed, color, or national origin. The regulations in this subpart are, therefore, amended as follows:

§ 7.20 County committee.

(b) Employ the county office manager subject to standards and qualifications furnished by the State committee to serve at the pleasure of the county committee, except that incumbent managers shall not be removed other than under the provisions of § 7.29, until all members of the county committee have been in office for at least 90 days: *Provided also*, That there shall be no employment discrimination due to race, creed, color, or national origin;

§ 7.25 County office manager.

(b) Employ the personnel of the county office in accordance with standards and qualifications furnished by the State committee to serve at his pleasure: *Provided, however*, That there shall be no employment discrimination due to race, creed, color, or national origin;

(Sec. 4, 49 Stat. 164, as amended; 16 U.S.C. 590h. Interpret or apply sec. 8, 49 Stat. 1149, as amended; 16 U.S.C. 590h)

Effective on publication in the FEDERAL REGISTER.

Signed at Washington, D.C., on October 4, 1963.

CHARLES S. MURPHY,
Acting Secretary.

[F.R. Doc. 63-10718; Filed, Oct. 8, 1963; 8:47 a.m.]

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

PART 984—WALNUTS GROWN IN CALIFORNIA, OREGON, AND WASHINGTON

Expenses of Walnut Control Board and Rates of Assessment for 1963-64 Marketing Year

Notice was published in the FEDERAL REGISTER on September 14, 1963 (28 F.R. 9989), that there was under consideration a proposal regarding expenses of the Walnut Control Board and rates of assessment for the 1963-64 marketing year which began August 1, 1963. The proposal was based on the recommendation of the Walnut Control Board and other available information, pursuant to amended Marketing Agreement No. 105 and Order No. 984 (7 CFR Part 984), regulating the handling of walnuts grown in California, Oregon, and Washington, effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674).

The notice afforded interested persons opportunity to file written data, views, or arguments pertaining thereto with the Department for consideration prior to approval of a budget of expenses and the establishment of assessment rates for the 1963-64 marketing year. The prescribed time has elapsed and no such communications have been received.

After consideration of all relevant matters presented, including those in the notice, it is hereby found that expenses of the Control Board in the amount of \$104,200 are reasonable and likely to be incurred by the Board during the 1963-64 marketing year and rates of assessment of 0.10 cent per pound of merchantable inshell walnuts and 0.20 cent per pound of merchantable shelled walnuts are necessary to provide funds to meet authorized Board expenses.

Therefore, the expenses of the Control Board and rates of assessment for the marketing year beginning August 1, 1963, are established as follows:

§ 984.315 Expenses of the Walnut Control Board and rates of assessment for the 1963-64 marketing year.

(a) *Expenses.* In accordance with § 984.68, the expenses that are reasonable and likely to be incurred by the Walnut Control Board during the marketing year beginning August 1, 1963, will amount to \$104,200, and the Board is authorized to incur such expenses.

(b) *Rates of assessment.* The rates of assessment fixed for said marketing year, payable by each handler in accordance with § 984.69, shall be 0.10 cent per pound for merchantable inshell walnuts and 0.20 cent per pound for merchantable shelled walnuts.

It is hereby found that good cause exists for not postponing the effective time of this action until 30 days after publication in the FEDERAL REGISTER (5 U.S.C. 1001-1011) in that: (1) The relevant provisions of said amended marketing agreement and this part require that rates of assessment fixed for a particular marketing year shall be applicable to all assessable walnuts from the beginning of such year; and (2) the current marketing year began on August 1, 1963, and the rates of assessment herein fixed will automatically apply to all such assessable walnuts beginning with such date.

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

Dated: October 4, 1963.

PAUL A. NICHOLSON,
Deputy Director,
Fruit and Vegetable Division.

[F.R. Doc. 63-10716; Filed, Oct. 8, 1963; 8:47 a.m.]

Title 14—AERONAUTICS AND SPACE

Chapter I—Federal Aviation Agency

SUBCHAPTER E—AIRSPACE [NEW]

[Airspace Docket No. 63-PC-5]

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

Designation of Controlled Airspace

On August 2, 1963, a notice of proposed rule making was published in the FEDERAL REGISTER (28 F.R. 7912) stating that the Federal Aviation Agency proposed to designate the North Hilo, Hawaii, transition area.

Interested persons were afforded an opportunity to participate in the rule making through submission of comments but no comments were received.

The substance of the proposed amendment having been published, and for the reasons stated in the notice, the following action is taken:

1. Section 71.181 (220-139, November 10, 1962) is amended by adding:

North Hilo, Hawaii.

That airspace extending upward from 1,200 feet above the surface north of Hilo, Hawaii, bounded on the south by V-1 Hawaii, and on the west, north and east by a line extending from V-1 Hawaii, through latitude 20°30'00" N., longitude 155°33'30" W.; to latitude 20°45'00" N., longitude 155°43'00" W.; thence along latitude 20°45'00" N.; to longitude 155°27'00" W.; thence through latitude 20°27'22" N., longitude 155°15'00" W., to V-1 Hawaii.

This amendment shall become effective 0001 e.s.t., December 12, 1963.

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

Issued in Washington, D.C., on October 3, 1963.

H. B. HELSTROM,
Acting Chief,
Airspace Utilization Division.

[F.R. Doc. 63-10666; Filed, Oct. 8, 1963;
8:46 a.m.]

[Airspace Docket No. 63-WA-68]

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

Alteration of Transition Area

On June 28, 1963, there was published in the FEDERAL REGISTER (28 F.R. 6678) an amendment to § 71.181 of the Federal Aviation Regulations, effective August 22, 1963, that designated a transition area at Wink, Tex.

Subsequent to publication of the amendment, precise cartographic measurements, attendant to the production of aeronautical charts, have revealed that the portion of the Wink transition area based on latitude 32°00'00" N., will not properly coincide with the Midland, Tex., transition area boundary. Therefore, action is taken herein to substitute latitude 32°02'00" N. for latitude 32°00'00" N., in the description of the Wink transition area.

Since this change is minor in nature and imposes no additional burden on any person, notice and public procedure hereon are unnecessary, and it may be made effective on less than 30 days' notice.

In consideration of the foregoing, the following action is taken effective immediately:

In § 71.181 (27 F.R. 220-139, November 10, 1962, 28 F.R. 6678), the Wink, Tex., transition area is amended as follows: "latitude 32°00'00" N.," is deleted and "latitude 32°02'00" N.," is substituted therefor.

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

Issued in Washington, D.C., on October 3, 1963.

H. B. HELSTROM,
Acting Chief,
Airspace Utilization Division.

[F.R. Doc. 63-10667; Filed, Oct. 8, 1963;
8:46 a.m.]

[Airspace Docket No. 63-SO-21]

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

Designation of Transition Area

On June 8, 1963, a notice of proposed rule making was published in the FEDERAL REGISTER (28 F.R. 5651) stating that the Federal Aviation Agency proposed to designate a transition area at Natchez, Miss.

Interested persons were afforded an opportunity to participate in the rule-making through submission of comments. Due consideration was given to all relevant matter presented.

Subsequent to the publication of the notice, the FAA found that during publication, the radial from the Natchez VOR, used in describing the 700-foot floor transition area extension north of Natchez, was transposed from 012° to 002°. Accordingly, action is taken herein to reflect the correct radial extending from the Natchez VOR.

The substance of the proposed amendment having been published, and for the reasons stated herein and in the notice, § 71.181 (27 F.R. 220-139, November 10, 1962), is amended by adding the following:

Natchez, Miss.

That airspace extending upward from 700 feet above the surface within a 5-mile radius of Hardy-Anders Field, Natchez, Miss. (latitude 31°36'50" N., longitude 91°17'55" W.) and within 2 miles each side of the Natchez VOR 012° radial extending from the 5-mile radius area to 8 miles north of the VOR; and that airspace extending upward from 1,200 feet above the surface within a 15-mile radius of Hardy-Anders Field, and within 5 miles each side of the Natchez VOR 192° radial, extending from the 15-mile radius area to 23 miles south of the VOR.

This amendment shall become effective 0001 e.s.t., December 12, 1963.

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

Issued in Washington, D.C., on October 3, 1963.

H. B. HELSTROM,
Acting Chief,
Airspace Utilization Division.

[F.R. Doc. 63-10668; Filed, Oct. 8, 1963;
8:46 a.m.]

Title 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

[Docket No. C-587]

PART 13—PROHIBITED TRADE PRACTICES

Rhoda Lee, Inc., et al.

Subpart—Concealing, obliterating or removing law required and informative marking: § 13.523 *Textile fiber products tags or identification*. Subpart—Neglecting, unfairly or deceptively, to make material disclosure: § 13.1845 *Composition*; § 13.1845-70 *Textile Fiber Products Identification Act*; § 13.1900 *Source or origin*; § 13.1900-80 *Textile Fiber Products Identification Act*.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended; 72 Stat. 1717; 15 U.S.C. 45, 70) [Cease and desist order, Rhoda Lee, Inc. (New York, N.Y.), et al., Docket C-587, Sept. 13, 1963]

In the Matter of Rhoda Lee, Inc., Elberton Manufacturing Company, and Rilla, Inc., Corporations, and Fred Alcott, and Isidor Alcalay, Individually and as Officers of Said Corporations, and Adolf Alcalay, Individually and as an Officer of Rhoda Lee, Inc.

Consent order requiring three associated corporate manufacturers of ladies' sportswear in New York City to cease

violating the Textile Fiber Products Identification Act by failing to show plainly on labels the true generic name of the constituent fibers and the percentage thereof; and the name of the country where imported products were processed or manufactured; and by removing and mutilating, prior to sale to the ultimate consumer, the identifying tags, etc., required to be affixed to such products.

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

It is ordered, That respondents Rhoda Lee, Inc., Elberton Manufacturing Company, and Rilla, Inc., corporations, and their officers, and Fred Alcott and Isidor Alcalay, individually and as officers of said corporations, and Adolph Alcalay, individually and as an officer of Rhoda Lee, Inc., and respondents' representatives, agents and employees, directly or through any corporate or other device, in connection with the introduction, delivery for introduction, manufacture for introduction, sale, advertising or offering for sale, in commerce, or the transportation or causing to be transported in commerce, or the importation into the United States of any textile fiber product; or in connection with the sale, offering for sale, advertising, delivery, transportation or causing to be transported, of any textile fiber product which has been advertised or offered for sale in commerce; or in connection with the sale, offering for sale, advertising, delivery, transportation or causing to be transported, after shipment in commerce, of any textile fiber product, whether in its original state or contained in other textile fiber products, as the terms "commerce" and "textile fiber product" are defined in the Textile Fiber Products Identification Act, do forthwith cease and desist from misbranding textile fiber products by failing to affix labels to such products showing in a clear, legible and conspicuous manner each element of information required to be disclosed by section 4(b) of the Textile Fiber Products Identification Act.

It is further ordered, That respondents Rhoda Lee, Inc., Elberton Manufacturing Company, and Rilla, Inc., corporations, and their officers, and Fred Alcott and Isidor Alcalay, individually and as officers of said corporations, and Adolph Alcalay, individually and as an officer of Rhoda Lee, Inc., and respondents' agents, representatives and employees, directly or through any corporate or other device, do forthwith cease and desist from removing or mutilating, or causing or participating in the removal or mutilation of, the stamp, tag, label, or other identification required by the Textile Fiber Products Identification Act to be affixed to any textile fiber product, after such textile fiber product has been shipped in commerce and prior to the time such textile fiber product is sold and delivered to the ultimate consumer.

It is further ordered, That each of the respondents herein shall, within sixty (60) days after service upon them of this order, file with the Commission a report in writing setting forth in detail

the manner and form in which they have compiled with this order.

Issued: September 13, 1963.

By the Commission.

[SEAL] JOSEPH W. SHEA,
Secretary.

[F.R. Doc. 63-10669; Filed, Oct. 8, 1963;
8:46 a.m.]

[Docket No. C-588]

PART 13—PROHIBITED TRADE PRACTICES

Majestic Utilities Corp. et al.

Subpart—Misrepresenting oneself and goods—Goods: § 13.1625 *Free goods or services*. Subpart—Using misleading name—Vendor: § 13.2410 *Individual or private business being education, religious or research institution or organization*.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended; 15 U.S.C. 45) [Cease and desist order, Majestic Utilities Corporation, et al., Denver, Colo., Docket C-588, Sept. 17, 1963]

In the Matter of Majestic Utilities Corporation, a Corporation, and Phillip Winn, and Jack Darby, Individually and as Officers of Said Corporation

Consent order requiring Denver sellers of furniture, appliances, magazines and dictionaries through door-to-door salesmen, to cease representing falsely that a copy of "Webster's Home University Dictionary" would be given free or as a gift with the purchase of a five year subscription to "Look" magazine; and to cease using the registered trade name "Educators Institute", with its deceptive implication that their commercial enterprise was an institution of higher learning.

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

It is ordered, That respondents, Majestic Utilities Corporation, a corporation and its officers, and Phillip Winn and Jack Darby, 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 offering for sale, sale or distribution of magazine subscriptions or any other merchandise in commerce, as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

1. Representing, directly or by implication, that dictionaries or other items of value sold in conjunction with magazine subscriptions or other merchandise are given to a customer or purchaser "free" or as a gift;

2. Using the words "Institute" or "Educators Institute" either singly or together or in conjunction with any other word or words of similar import and meaning, or any abbreviation or simulation thereof, as part of respondents' trade or corporate name or using said word or words in any other manner to designate, describe or refer to respondents' business, or otherwise misrepresent-

ing the nature of their business in any manner.

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

Issued: September 17, 1963.

By the Commission, Commissioner MacIntyre not participating.

[SEAL] JOSEPH W. SHEA,
Secretary.

[F.R. Doc. 63-10670; Filed, Oct. 8, 1963;
8:46 a.m.]

[Docket No. C-586]

PART 13—PROHIBITED TRADE PRACTICES

Porte Manufacturing Co., Inc., et al.

Subpart—Advertising falsely or misleadingly: § 13.70 *Fictitious or misleading guarantees*. Subpart—Neglecting, unfairly or deceptively, to make material disclosure: § 13.1880 *Old, used, or reclaimed as unused or new*.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended; 15 U.S.C. 45) [Cease and desist order, Porte Manufacturing Co., Inc., et al., New York, N.Y., Docket C-586, Sept. 12, 1963]

In the Matter of Porte Manufacturing Co., Inc., a Corporation, Genuine Chemical Corp., a Corporation, Raphael Porte, Individually and as an Officer of Each of Said Corporations, and Betty Cooper, Individually and as an Officer of Porte Manufacturing Co., Inc.

Consent order requiring two associated corporations in Brooklyn, to cease selling automatic transmission fluid having a lubricating oil base of previously used oil that had been re-processed, with no clear disclosure of such prior use in advertising or on containers; and to cease representing their hydraulic brake fluid as "guaranteed" without disclosing that the "guarantee" was limited to a refund of the price of the brake fluid or replacement thereof.

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

It is ordered, That respondents Porte Manufacturing Co., Inc., a corporation, and its officers, Raphael Porte and Betty Cooper, individually and as officers of said corporation; Genuine Chemical Corp., and its officer, Raphael Porte, individually and as an officer of said corporation, and respondents' representatives, agents and employees, directly or through any corporate or other device in connection with the manufacturing, offering for sale, sale, or distribution of lubricating oil, including, but not limited to automatic transmission fluid and hydraulic brake fluid, in commerce, as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

1. Advertising, offering for sale, packaging or selling, lubricating oil, includ-

ing, but not limited to automatic transmission fluid, which is composed in whole or in substantial part of oil which has been reclaimed, or in any manner processed from previously used oil, without disclosing such prior use to the purchaser, or potential purchaser, in advertising and in sale promotion material, and by a clear and conspicuous statement to that effect on the front panel or front panels of the container;

2. Representing in any manner that lubricating oil, including, but not limited to automatic transmission fluid, composed in whole or in part of oil that has been manufactured, reprocessed, or re-refined from oil that has been previously used, has been manufactured from oil that has not been previously used.

3. Representing, directly or by implication, in any manner, that their products are guaranteed unless the nature, extent and conditions of the guaranty and the manner in which the guaranty will perform thereunder are clearly and conspicuously disclosed in conjunction with the guaranty representations.

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

Issued: September 12, 1963.

By the Commission.

[SEAL] JOSEPH W. SHEA,
Secretary.

[F.R. Doc. 63-10671; Filed, Oct. 8, 1963;
8:46 a.m.]

[Docket No. C-585]

PART 13—PROHIBITED TRADE PRACTICES

Preston Woolen Co., Inc., et al.

Subpart—Invoicing products falsely: § 13.1108 *Invoicing products falsely*; § 13.1108-90 *Wool Products Labeling Act*. Subpart—Misbranding or mislabeling: § 13.1185 *Composition*; § 13.1185-90 *Wool Products Labeling Act*; § 13.1212 *Formal regulatory and statutory requirements*; § 13.1212-90 *Wool Products Labeling Act*. Subpart—Neglecting, unfairly or deceptively, to make material disclosure: § 13.1845 *Composition*; § 13.1845-80 *Wool Products Labeling Act*; § 13.1852 *Formal regulatory and statutory requirements*; § 13.1852-80 *Wool Products Labeling Act*.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended, secs. 2-5, 54 Stat. 1128-1130; 15 U.S.C. 45, 68) [Cease and desist order, Preston Woolen Company, Inc., et al., Norwich, Conn., Docket C-585, Sept. 12, 1963]

In the Matter of Preston Woolen Company, Inc., Norwich Textile Co., Inc., Corporations, and Aaron Furman, and Gershon Furman, Individually and as Officers of Said Corporations

Consent order requiring associated corporate manufacturers of wool products in Norwich, Conn., to cease violating the Wool Products Labeling Act by labeling and invoicing certain fabrics falsely as to the amounts of woolen and other

fibers contained therein; failing to disclose the correct amount of woolen and other fibers present in fabrics; and failing to comply in other respects with requirements of the Act.

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

It is ordered, That Preston Woolen Company, Inc., Norwich Textile Co., Inc., corporations, and their officers and Aaron Furman, and Gershon Furman, individually and as officers of said corporations, and respondents' representatives, agents and employees, directly or through any corporate or other device, in connection with the introduction or manufacture for introduction into commerce, or the offering for sale, sale, transportation, distribution or delivery for shipment in commerce, of wool fabrics or other wool products, as "commerce" and "wool product" are defined in the Wool Products Labeling Act of 1939, do forthwith cease and desist from:

Misbranding of such products by:

1. Falsely or deceptively stamping, tagging, labeling or otherwise identifying such products as to the character or amount of the constituent fibers contained therein.

2. Failing to securely affix to, or place on, each such product a stamp, tag, label or other means of identification showing in a clear and conspicuous manner each element of information required to be disclosed by section 4(a)(2) of the Wool Products Labeling Act of 1939.

3. Setting forth information required under section 4(a)(2) of the Wool Products Labeling Act and the rules and regulations promulgated thereunder in abbreviated form on labels affixed to wool products.

4. Setting forth information required under section 4(a)(2) of the Wool Products Labeling Act of 1939 and the rules and regulations promulgated thereunder in handwriting on labels affixed to wool products.

It is further ordered, That respondents Preston Woolen Company, Inc., Norwich Textile Co., Inc., corporations, and their officers, and Aaron Furman, and Gershon Furman, individually and as officers of said corporations, and respondents' representatives, agents, and employees, directly or through any corporate or other device, in connection with the offering for sale, sale or distribution of fabrics or any other textile products in commerce, as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from misrepresenting the character or amount of constituent fibers contained in fabrics or any other textile products on invoices or shipping memoranda applicable thereto or in any other manner.

It is further ordered, That each of the respondents herein shall, within sixty (60) days after service upon them of this order, file with the Commission a report in writing setting forth in detail

the manner and form in which they have complied with this order.

Issued: September 12, 1963.

By the Commission.

[SEAL] JOSEPH W. SHEA,
Secretary.

[F.R. Doc. 63-10672; Filed, Oct. 8, 1963;
8:46 a.m.]

Title 21—FOOD AND DRUGS

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

SUBCHAPTER A—GENERAL

PART 8—COLOR ADDITIVES

Caramel; Confirmation of Effective Date of Order Listing for Drug Use and Exempting From Certification; Deletion From Provisional Listing

1. Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 706 (b)(1), (c)(2), (d), 74 Stat. 399, 402; 21 U.S.C. 376 (b)(1), (c)(2), (d)) and in accordance with the authority delegated to the Commissioner of Food and Drugs by the Secretary of Health, Education, and Welfare (25 F.R. 8625), notice is given that no objections were filed to the order published in the FEDERAL REGISTER of August 14, 1963 (28 F.R. 8309), prescribing the listing and exemption from certification of the color additive caramel for use in coloring drugs. Accordingly, the regulation promulgated by that order will become effective October 13, 1963.

2. Effective October 13, 1963, § 8.501 *Provisional lists of color additives* is amended by deleting from paragraph (f) the item "Caramel * * *" (28 F.R. 2674).

(Sec. 706 (b)(1), (c)(2), (d), 74 Stat. 399, 402; 21 U.S.C. 376 (b)(1), (c)(2), (d))

Dated: October 3, 1963.

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

[F.R. Doc. 63-10699; Filed, Oct. 8, 1963;
8:47 a.m.]

SUBCHAPTER B—FOOD AND FOOD PRODUCTS

PART 19—CHEESES; PROCESSED CHEESES; CHEESE FOODS; CHEESE SPREADS, AND RELATED FOODS; DEFINITIONS AND STANDARDS OF IDENTITY

Pasteurized Process Cheese Products; Notice of Effective Date of Order Amending Standards To List Sodium Aluminum Phosphate as an Optional Ingredient

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (secs. 401, 701, 52 Stat. 1046, 1055, as amended 70 Stat. 919; 21 U.S.C. 341, 371) and in

accordance with the authority delegated to the Commissioner of Food and Drugs by the Secretary of Health, Education, and Welfare (25 F.R. 8625), notice is given that no objections were filed to the order published in the FEDERAL REGISTER of August 20, 1963 (28 F.R. 9147), amending the standards for specified pasteurized process cheese products by listing sodium aluminum phosphate as an optional emulsifying ingredient. Accordingly, the amendments promulgated by that order will become effective October 19, 1963.

(Secs. 401, 701, 52 Stat. 1046, 1055, as amended 70 Stat. 919; 21 U.S.C. 341, 371)

Dated: October 3, 1963.

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

[F.R. Doc. 63-10700; Filed, Oct. 8, 1963;
8:47 a.m.]

PART 121—FOOD ADDITIVES

Subpart F—Food Additives Resulting From Contact With Containers or Equipment and Food Additives Otherwise Affecting Food

DEFOAMING AGENTS USED IN COATINGS

The Commissioner of Food and Drugs, having evaluated the data submitted in a petition filed by Nopco Chemical Company, 60 Park Place, Newark 1, New Jersey, and other relevant material, has concluded that the food additive regulations should be amended to provide for the use of additional substances in the formulation of defoaming agents used in the production and application of coatings for paper and paperboard intended for use in contact with food. Therefore, pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (Sec. 409(c)(1), 72 Stat. 1786; 21 U.S.C. 348(c)(1)), and under the authority delegated to the Commissioner by the Secretary of Health, Education, and Welfare (25 F.R. 8625), paragraph (d)(3) of § 121.2557 *Defoaming agents used in coatings* (21 CFR 121.2557; 28 F.R. 6266, 7033) is amended by inserting alphabetically in the "List of substances" the following new items:

List of substances	Limitations
* * *	* * *
Mustardseed oil, sulfated.	-----
* * *	* * *
Peanut oil, sulfated.	-----
* * *	* * *
Petroleum oil, aliphatic.	Initial boiling point 315° F. minimum; final boiling point 650° F. maximum; ultraviolet absorptivity 0.04 liter per gram centimeter maximum at 290 millimicrons.

Any person who will be adversely affected by the foregoing order may at any time within 30 days from the date of its publication in the FEDERAL REGISTER file with the Hearing Clerk, Department of Health, Education, and Welfare, Room 5440, 330 Independence

Avenue SW., Washington 25, D.C., written objections thereto. Objections shall show wherein the person filing will be adversely affected by the order and specify with particularity the provisions of the order deemed objectionable and the grounds for the objections. If a hearing is requested, the objections must state the issues for the hearing. A hearing will be granted if the objections are supported by grounds legally sufficient to justify the relief sought. Objections may be accompanied by a memorandum or brief in support thereof. All documents shall be filed in quintuplicate.

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

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

Dated: October 3, 1963.

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

[F.R. Doc. 63-10702, Filed, Oct. 8, 1963;
8:47 a.m.]

Title 32—NATIONAL DEFENSE

Chapter I—Office of the Secretary of Defense

SUBCHAPTER M—MISCELLANEOUS

PART 269—IMPLEMENTATION OF THE PRESIDENT'S STANDARDS OF CONDUCT FOR EMPLOYEE ORGANIZATIONS AND CODE OF FAIR LABOR PRACTICES

The Deputy Secretary of Defense approved the following September 25, 1963:

- Sec. 269.1 Purpose.
- 269.2 Applicability.
- 269.3 Standards of Conduct for Employee Organizations.
- 269.4 Code of Fair Labor Practices.
- 269.5 Implementation and Effective Date.

AUTHORITY: §§ 269.1 to 269.5 issued under (Memorandum of President, May 21, 1963, 28 F.R. 5127. Interpret or apply E.O. 10988, 27 F.R. 551).

§ 269.1 Purpose.

The President stated that the Standards of Conduct for Employee Organizations and Code of Fair Labor Practices (28 F.R. 5127) were designed to assist in securing the uniform and effective implementation of the policies, rights, and responsibilities described in Executive Order No. 10988 (27 F.R. 551). This part fixes responsibilities and provides guidance to achieve these goals in the Department of Defense.

§ 269.2 Applicability.

(a) Except as provided in paragraph (b) of this section, this part is applicable to all components of the Department of Defense (Military Departments, Defense Agencies, and the Office of the Secretary of Defense), hereinafter referred to as "Department of Defense components".

(b) This part does not apply to those Department of Defense components or

parts thereof to which, pursuant to subsection II. 1. of Department of Defense Directive No. 1426.1, the provisions of Executive Order No. 10988 do not apply.

§ 269.3 Standards of Conduct for Employee Organizations.

(a) The head of each Department of Defense component, or the person designated by him for this purpose, shall be responsible for assuring that the requirements of section 2.2 of the Standards of Conduct (hereinafter referred to as the "Standards") are met before recognition under Executive Order 10988 is accorded to any employee organization. Recognition of an employee organization shall be denied, suspended, or withdrawn because of failure to comply with the requirements of section 2.2 of the Standards, only as provided in this part. As used herein "recognition" shall include informal, formal, and exclusive recognition.

(b) A prima facie case of compliance with the requirements of section 2.2 of the Standards will be established when they are covered by express provisions in the constitution, by-laws, or other governing principles (such as the Code of Ethical Practices of the AFL-CIO) which have been adopted by the organization, or by the national or international organization or federation of organizations with which it is affiliated and to which the organization subscribes, copies of which have been supplied to the appropriate Department of Defense official. The Assistant Secretary of Defense (Manpower) will take appropriate action to avoid unnecessary duplication of requirements for the submission of documents to establish prima facie cases of compliance with the requirements of section 2.2 of the Standards.

(c) Any employee organization which, prior to the date of issuance of this part, has been granted recognition under Executive Order 10988 and has not submitted satisfactory proof of compliance with section 2.2 of the Standards will be given written notice to that effect and requested to submit such proof not later than 60 days from the date of the notice. In the case of a local organization, copies of the written notice will be sent to the national or international organization, if any, with which it is affiliated. Failure of any employee-organization so notified to submit satisfactory proof of compliance with section 2.2 of the Standards will be reported to the ASD(M), together with a full and complete statement of the facts and any information submitted by the organization.

(d) Any employee organization which after the date of issuance of this part applies for recognition under Executive Order 10988 must simultaneously submit satisfactory proof of compliance with section 2.2 of the Standards. In any such case in which there is a question as to whether the proof submitted is satisfactory, the employee organization will be notified in writing and advised as to the particulars in which the proof is deficient and that further action on the request for recognition will be withheld pending submission of further information. In the case of a local organization, copies of the written notice will be sent

to the national or international organization, if any, with which it is affiliated. Failure of any employee organization so notified to submit satisfactory proof of compliance with section 2.2 of the Standards will be reported to the ASD (M), together with a full and complete statement of the facts and any information submitted by the organization.

(e) When information of the nature covered by section 2.4(a) (1), (2), or (3) of the Standards comes to the attention of a DOD component, appropriate inquiry or investigation will be made to develop all pertinent facts. A full and complete report will then be made to the ASD (M).

(f) Responsibility for denying, suspending, or withdrawing recognition of any employee organization for failure to comply with the Standards, for holding any required hearings under section 2.4 (b), and for all necessary consultations with the Secretary of Labor in connection with such matters is delegated to the ASD(M). Decisions made by the ASD(M) under this delegation shall be binding upon all DOD components and upon the employee organizations involved. The ASD(M) will establish such procedures as may be required to carry out this responsibility.

(g) No action affecting the recognition of an employee organization involved in a compliance case under this § 269.3 (c), (d), or (e), and no action affecting any unit for which such organization is seeking exclusive recognition will be taken pending advice from the ASD (M).

(h) A determination denying, suspending, or withdrawing recognition of an employee organization for failure to comply with the Standards will be applied only to the particular organization and to any subordinate or affiliated organizations. Any such determination with respect to one subordinate or affiliated organization will not be applied to the parent organization nor to any other subordinate or affiliated organization.

§ 269.4 Code of Fair Labor Practices.

(a) The head of each DOD component, for his component, will establish procedures for enforcement of the Code of Fair Labor Practices (hereinafter referred to as the "Code"), including fair and adequate procedures for the filing, investigation, and processing of complaints of violations of section 3.2. Such procedures will provide as a minimum, that:

(1) All cases which would be subject to established grievance or appeals procedures, whether initiated by an individual employee or several employees with the same complaint, will be processed under such procedures. An employee who files a grievance or appeals an adverse action will be required, at the time of such filing or appeal, to specify in writing whether a fair labor practice complaint is involved and, if so, to indicate clearly the nature of his complaint. In all grievance or appeal cases which involve fair labor practice complaints provision will be made for appeals to the head of the DOD component, or to the official designated by him to act

for him on all cases arising under the Code.

(2) All cases involving any strike, work stoppage, slow-down, or related picketing against the Government of the United States will be governed by the procedures stated in paragraph (b) of this section.

(3) Procedures governing other cases arising under the Code and not covered by this § 269.4(a) (1) and (2) (which will include cases initiated by employee organizations and cases initiated by an employee or employees charging a fair labor practice violation against an employee organization) above will provide for:

(i) Maximum use of informal contacts and discussions with and between the parties involved and any national or international organization with which a local organization is affiliated, so as to produce an acceptable resolution or adjustment of the complaint without resort to more formal procedures.

(ii) The designation of impartial hearing officers to conduct hearings on complaints not otherwise satisfactorily adjusted. To be "impartial" a hearing officer must not be a member of an employee organization involved in the complaint nor the immediate superior or a subordinate of any Defense official or employee who is a party to the complaint or who was directly involved in the action which gave rise to the complaint. When performing their duties as such, hearing officers will be responsible directly to the head of the DOD component, or to the official designated by him to act for him on all cases arising under the Code.

(iii) Compliance with all procedural requirements of subsections 3.3 (a) and (b) of the Code.

(iv) An appeal to the head of the DOD component or to the official designated by him to act for him on all cases arising under the Code, when the initial decision is made below that level.

(b) The proscriptions in subsection 3.2(b)(4) of the Code and the provisions of this section are directed specifically at employee organizations. Employees of the Department of Defense engaging in any of these acts will be subject to established disciplinary procedures, which will apply without regard to the Code and this Directive.

(1) In proceeding against an employee organization under subsection 3.2(b)(4) of the Code it will be necessary to establish:

(i) That members of the organization are participating in a prohibited act; and,

(ii) (a) That the prohibited act was ordered, approved, or authorized by the organization; or, (b) that, when apprised of participation by its members in the prohibited act, the employee organization did not take prompt steps to disavow the act and order its members to cease their participation.

(2) Whenever the head of a Defense installation, activity, or other organizational entity has evidence that members of a recognized employee organization who are employed in such installation, activity, or other organizational entity are engaging in any act prohibited by

subsection 3.2(b)(4) of the Code, he will immediately advise the head of the employee organization of this fact. If there is no evidence that the employee organization ordered, approved, or authorized the prohibited act and prompt steps are taken by it to disavow the act and order its members to cease their participation, no further action will be taken against the organization. If, however, (i) there is evidence that the employee organization ordered, approved, or authorized the prohibited act (even though it took prompt steps to stop the act), or (ii) the organization fails to take prompt steps to disavow the prohibited act and order its members to cease their participation, or (iii) the organization denies that a prohibited act has taken place, the head of the installation, activity, or other organizational entity will promptly report all facts with respect to the matter to the head of his DOD component, or to the official designated by him to act for him on all matters arising under the Code.

(3) Upon receipt of a report on prohibited acts under subsection 3.2(b)(4) of the Code the head of the DOD component, or the official designated by him will, if the employee organization involved is affiliated with a national or international organization, notify the head of such organization and acquaint him with the facts which indicate a violation of the Code. At this time such informal discussions as may be necessary to clarify the facts should take place and, if required, further investigations will be made by the Defense official and by the head of the national or international organization. If the case cannot then be resolved to the satisfaction of the head of the DOD component involved and if he considers that withdrawal, withholding, or suspension of recognition of the employee organization is warranted, he will submit the case, with all supporting facts to the ASD(M) for action.

(4) The ASD(M) is hereby delegated authority to withdraw, withhold, or suspend recognition of an employee organization for violation of subsection 3.2(b)(4) of the Code when, following such investigation and discussion with the parties involved as he considers necessary, he determines that such action is warranted. Before taking such action, however, the ASD(M) will afford the employee organization involved, and any national or international organization with which it is affiliated, an opportunity to present any defense which it may have.

(c) No fair labor practice complaint involving the same individual or individuals and substantially the same facts will be processed under more than one procedure, either concurrently or sequentially. However, when a fair labor practice complaint is processed under grievance procedures and involves, either directly or indirectly, an employee organization which has not been made a party to the proceedings or which is not representing the employee or employees involved, an opportunity will be afforded such employee organization to participate in the proceedings to the extent of its interest.

(d) The procedures available for processing cases under the Code will not be available for re-hearing issues processed under the provisions of the Standards or of Section 11 of Executive Order 10988.

(e) The ASD(M) will from time to time as he considers desirable, and after consultation with representatives of employee organizations to which he has granted formal recognition at the national level, issue appropriate guidance for Department of Defense officials with respect to the practices covered by section 3.2 of the Code.

§ 269.5 Implementation and effective date.

(a) Regulations required to implement this part in the DOD components will, after appropriate consultation with representatives of employee organizations, be issued not later than November 20, 1963. Two copies of such regulations will be furnished to the ASD(M).

(b) The delegations of authority made in this part are effective immediately. The part is fully effective on and after November 21, 1963 and, insofar as possible, determinations made under the provisions of the Standards of Conduct for Employee Organizations and Code of Fair Labor Practices prior to that date shall conform to the procedures prescribed in this part. In no case where an opportunity for a hearing or a final notice is provided for in Standards of Conduct for Employee Organizations and Code of Fair Labor Practices shall recognition be withheld, suspended, or withdrawn from an employee organization without an opportunity for such hearing and without such final notice.

MAURICE W. ROCHE,
Administrative Secretary.

[F.R. Doc. 63-10664; Filed, Oct. 8, 1963;
8:45 a.m.]

Title 33—NAVIGATION AND NAVIGABLE WATERS

Chapter I—Coast Guard, Department of the Treasury

SUBCHAPTER K—SECURITY OF VESSELS [CGFR 63-60]

PART 124—CONTROL OVER MOVEMENT OF VESSELS

Advance Notice of Time of Arrival of Vessels at First U.S. Port-of-Call on the Great Lakes

By Executive Order 10173 the President found that the security of the United States is endangered by reason of subversive activities and prescribed certain regulations relating to the safeguarding against destruction, loss, or injury from sabotage or other causes of similar nature to vessels, ports, and waterfront facilities in the United States and all territory and waters, continental or insular, subject to the jurisdiction of the United States exclusive of the Canal Zone.

Pursuant to the authority of 33 CFR 6.04-8 in Executive Order 10173 (15 F.R. 7007; 3 CFR, 1950 Supp.) the Captain

of the Port may supervise and control the movement of any vessel and shall take full or partial possession or control of any vessel or any part thereof when within the territorial waters of the United States under his jurisdiction whenever it appears to him that such action is necessary in order to secure such vessel from damage or injury or to prevent damage or injury to any waterfront facility on waters of the United States or to secure the observance of rights and obligations of the United States.

The provisions of 33 CFR 124.10 set forth the requirements regarding the advance notice of a vessel's estimated time of arrival at a United States port-of-call to the Captain of the Port. The purpose for amending § 124.10(b) (2) is to revise procedures for the Great Lakes since many masters and agents of vessels en route to ports on the Great Lakes have encountered difficulties in determining when their vessels will arrive at their first United States ports-of-call because they cannot estimate the number of days their vessels may first spend in passing through the Welland Canal or at various prior Canadian ports-of-call. In addition, the first United States port-of-call may be selected after a vessel arrives at a Canadian port. The amendment to § 124.10(b) (2) will now require the master of every vessel when proceeding westbound to United States waters of the Great Lakes and/or the St. Lawrence River (other than vessels of the United States or Canadian nationality engaging in the coastal trade of their respective countries or between their two countries without calling at any other country en route), in addition to other reports and at least 24 hours in advance of the vessel's estimated time of arrival at the first United States port-of-call, to advise the Commander, Ninth Coast Guard District, Cleveland, Ohio, of the vessel's time of arrival at such port.

Because of the national emergency declared by the President, it is found that compliance with the Administrative Procedure Act (respecting notice of proposed rulemaking, public rulemaking procedures thereon, and effective date requirements) is impracticable and contrary to the public interest.

By virtue of the authority vested in me as Commandant, United States Coast Guard, by Executive Order 10173 as amended by Executive Orders 10277 and 10352 I hereby prescribe the following amendment to § 124.10(b) (2), which shall become effective upon the date of publication in the FEDERAL REGISTER:

§ 124.10 Advance notice of vessel's time of arrival to Captain of the Port.

(b) In addition, at least 24 hours in advance of the vessel's arrival at the first United States port-of-call, advise the Commander, Ninth Coast Guard District, Cleveland, Ohio, of the estimated time of arrival at that port.

(Sec. 1, 40 Stat. 220, as amended; 50 U.S.C. 191; E.O. 10173, 15 F.R. 7005, 3 CFR, 1950

Supp., E.O. 10277, 16 F.R. 7537, 3 CFR, 1951 Supp., E.O. 10352, 17-F.R. 4607, 3 CFR, 1952 Supp.)

Dated: September 25, 1963.

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

[F.R. Doc. 63-10658; Filed, Oct. 8, 1963; 8:45 a.m.]

Title 41—PUBLIC CONTRACTS

Chapter 8—Veterans Administration

PART 8-6—FOREIGN PURCHASES

A new Part 8-6 is added to Chapter 8 of Title 41 to read as follows:

Subpart 8-6.50—Buy American Act—Supply and Service Contracts

Sec.	Scope.
8-6.5000	Definitions.
8-6.5001	Solicitation of bids and proposals.
8-6.5002	Evaluation of bids and offers and award of contracts.
8-6.5003	Preference to domestic source end products.
8-6.5003-1	Administrator's determination as to excepted articles, materials and supplies.
8-6.5004	

Subpart 8-6.51—[Reserved]

Subpart 8-6.52—[Reserved]

Subpart 8-6.53—Purchases From Soviet-Controlled Areas

8-6.5300	Restrictions.
8-6.5301	General.
8-6.5301-1	Soviet-controlled areas.
8-6.5302	Exceptions.
8-6.5303	Contract provisions.

AUTHORITY: §§ 8-6.5000 to 8-6.5303 issued under 72 Stat. 1114, sec. 205(c), 63 Stat. 390; 38 U.S.C. 210, 40 U.S.C. 486(c).

Subpart 8-6.50—Buy American Act—Supply and Service Contracts

§ 8-6.5000 Scope.

This subpart implements the "Buy American Act" (41 U.S.C. 10 a-d) and the policies set forth in Executive Order 10582, dated December 17, 1954, with respect to supply and non-personal service contracts excluding construction.

§ 8-6.5001 Definitions.

(a) "United States" includes the States, the District of Columbia, the Commonwealth of Puerto Rico and any areas subject to the complete sovereignty of the United States.

(b) "Domestic Bid" means a bid or offered price for a domestic source end product, including transportation to destination.

(c) "Foreign bid" means a bid or offered price for a foreign source end product, including transportation to destination and duty.

§ 8-6.5002 Solicitation of bids and proposals.

(a) Invitations for bids and requests for proposals shall provide substantially as follows:

(1) That a list of articles, materials and supplies which the Administrator of Veterans Affairs has determined to be

excepted from the "Buy American Act" is available to prospective contractors upon request.

(2) A certificate as follows:

The bidder or offerer certifies that each end product, except those which the bidder lists below, is a domestic source end product, and that components of unknown origin have been considered to have been mined, produced or manufactured outside the United States (see Provision 14, SF-32 for definitions).

Items which are not domestic source end products

§ 8-6.5003 Evaluation of bids and offers and award of contracts.

§ 8-6.5003-1 Preference to domestic source end products.

(a) Pursuant to the "Buy American Act" and Executive Order 10582, the Administrator has determined that the acquisition of domestic source end products would be unreasonable in cost or inconsistent with the public interest when:

(1) A domestic bid exceeds a foreign bid by six (6) percent, or

(2) A domestic bid, submitted by a bidder or offerer who certifies that he will perform or cause to be performed the resultant contract in an area designated by the Secretary of Labor as an area of persistent or substantial labor surplus (see FPR 1-1.801) exceeds a foreign bid by twelve (12) percent.

(b) When a contracting officer believes that the purchase of a domestic source end product at a price differential greater than those shown in paragraph (a) (1) and (2) of this section is neither unreasonable as to cost nor inconsistent with the public interest, authority to consummate a contract will be requested. The request, containing all of the facts including a comparison of the bids or offers received, and any other pertinent information upon which a determination may be made, will be submitted through channels to the Chief Medical Director for approval by the Administrator. If approved, a report of the transaction will be prepared and transmitted by the Chief Medical Director or his designee in accordance with Executive Order 10582, dated December 17, 1954.

(c) When only foreign bids are received, the lowest meeting the requirements of the solicitation will be accepted.

(d) In the procurement of end products in accordance with subpart 8-3.6 of this chapter, preference will be given to domestic source end products, unless the contracting officer determines that such products, of a satisfactory quality, are excessive in price. The VA Form 2237 will be documented to show each such determination.

§ 8-6.5004 Administrator's determination as to excepted articles, materials and supplies.

Pursuant to the "Buy American Act," the Administrator has determined that the articles, materials and supplies listed in this section may be acquired by the Veterans Administration without regard to source, except as provided for in subpart 8-6.53:

Acetylene, Black.
 Agar, Bulk.
 Anise.
 Antimony, as metal or oxide.
 Asbestos, amosite.
 Bananas.
 Beef Extract.
 Bismuth.
 Books, trade, text, technical or scientific; newspapers; magazines; periodicals; printed briefs and films; not printed in the United States and for which domestic editions are not available.
 Brazil nuts.
 Cadmium ores and flue dust.
 Calcium cyanamide.
 Capers.
 Cashew nuts.
 Castor beans.
 Chalk, English.
 Chiclé.
 Chloral hydrate U.S.P. crystal.
 Chrome ore or chromite.
 Cinchona bark.
 Cobalt, in cathodes, rondelles, or other primary forms.
 Cocoa Beans.
 Coconut and coconut meat in shredded, desiccated, or similarly prepared form.
 Coffee, raw or green bean.
 Copra.
 Cork, wood or bark and waste.
 Dammar gum.
 Diamonds, industrial.
 Emetine, bulk.
 Ergot, crude.
 Fiber, coir, abaca, and agave.
 Flax.
 Goat and kid skins.
 Graphite, natural, crystalline, crucible grade.
 Hemp.
 Hog bristles for brushes.
 Hyoscine, bulk.
 Iodine, crude.
 Ipecac, root.
 Jute and jute burlaps.
 Kaurigum.
 Lac.
 Lavender oil.
 Logs, veneer, and lumber from Alaskan yellow cedar, angelique, balsa, ekki, greenheart, lignum vitae, mahogany and teak.
 Manganese.
 Menthol, natural, bulk.
 Mica.
 Nickel, primary, in ingots, pigs, shot cathodes, or similar forms; nickel oxide and nickel salts.
 Nitroguanidine (also known as picrite).
 Nuxvomica, crude.
 Oiticica oil.
 Olive oil.
 Olives, green; plain (unpitted) and stuffed, bulk.
 Opium, crude.
 Petroleum, crude oil; petroleum, finished products; and petroleum, unfinished oils.
 Fine needle oil.
 Platinum and platinum group metals refined, as sponge, powder, ingots, or cast bars.
 Pyrethrum flowers.
 Quartz crystals.
 Quebracho.
 Quinidine.
 Quinine.
 Radium salts.
 Rubber, crude and latex.
 Rutile.
 Santonin, crude.
 Shellac.
 Silk, unmanufactured.
 Sisal.
 Sperm oil.
 Spices and herbs.
 Sugar.
 Talc, block, steatite.

Tapioca, tapioca flour and cassava.
 Tartar, crude, tartaric acid and cream of tartar.
 Tea.
 Thyme oil.
 Tin, in bars, blocks, and pigs.
 Tungsten.
 Vanilla beans.
 Wax, carnauba.

Subpart 8-6.51—[Reserved]

Subpart 8-6.52—[Reserved]

Subpart 8-6.53—Purchases From Soviet-Controlled Areas

§ 8-6.5300 Restrictions.

§ 8-6.5301 General.

It is the policy of the Veterans Administration that supplies and materials mined, manufactured or produced in whole or in part within Soviet-controlled areas or which are or were located in, or transported from or through Hong Kong, Macao or any Soviet-controlled areas shall be presumed to have originated from Soviet-controlled sources and shall not be acquired for Veterans Administration use, except as provided for in § 8-6.5302.

§ 8-6.5301-1 Soviet-controlled areas.

The following are considered Soviet-controlled areas:

Albania.
 Bulgaria.
 China, excluding Taiwan (Formosa).
 Communist-controlled areas of Viet Nam and Laos.
 Cuba.
 Czechoslovakia.
 East Germany (Soviet Zone of Germany and Soviet Sector of Berlin).
 Estonia.
 Hungary.
 Latvia.
 Lithuania.
 Manchuria.
 Mongolia.
 North Korea.
 Poland and Danzig.
 Romania.
 Union of Soviet Socialist Republics.

§ 8-6.5302 Exceptions.

Contracting officers may deviate from the policy set forth in § 8-6.5301 only when it has been unequivocally established that the required merchandise or an acceptable substitute is not available from any other source. Complete justification for any purchase so made will be submitted through the Director, Supply Management Service for review by the Administrator.

§ 8-6.5303 Contract provisions.

Invitations for bids and requests for proposals will include a statement that a list of Soviet-controlled areas is available to prospective contractors upon request. They will also include a clause substantially as follows:

Bids or proposals to furnish supplies and materials mined, manufactured or produced within Soviet-controlled areas of which are or were located in or transported from or through Hong Kong, Macao or any Soviet-controlled area will be considered only if the required supplies or materials or acceptable substitutes are not available from any other source.

If quoting on a foreign product, bidder must indicate in the space provided, the name of the country in which it was mined, manufactured or processed _____
 (Name of country)

These regulations are effective immediately.

Approved: October 4, 1963.

By direction of the Administrator.

[SEAL] A. H. MONK,
 Associate Deputy Administrator.

[F.R. Doc. 63-10690; Filed, Oct. 8, 1963; 8:48 a.m.]

Title 43—PUBLIC LANDS: INTERIOR

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

APPENDIX—PUBLIC LAND ORDERS

[Public Land Order 3239]

CALIFORNIA

Correction of Certain Public Land Orders

Public Land Order No. 3142, appearing in the FEDERAL REGISTER issue of August 6, 1963, at pages 7978-9; and Public Land Orders No. 3180 and No. 3187, appearing in the FEDERAL REGISTER issue of August 7, 1963, at pages 8036, and 8038-9, respectively, are hereby corrected in the following particulars:

1. Public Land Order No. 3142 (Sacramento 050088):

a. The lands described in Tps. 44 and 45 N., R. 2 W., appearing under "State Highway No. 89 (Mount Lassen Highway) Roadside Zone" should be shown instead under "U.S. Highway No. 97, Roadside Zone".

b. In T. 43 N., R. 3 W., sec. 16, that part of the description reading "E $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ " should read "E $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ ".

2. Public Land Order No. 3180 (Sacramento 072947):

a. In sec. 6, T. 10 N., R. 19 E., the second reference to "lot 5" should be deleted.

b. In sec. 16 T. 11 N., R. 20 E., the land description "lots 1 to 7 inclusive" should read "lots 1 to 7 inclusive, SW $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, and SW $\frac{1}{4}$ SE $\frac{1}{4}$ ".

3. Public Land Order No. 3187 (Sacramento 068086):

a. The land description in sec. 3, T. 20 N., R. 6 E., reading "N $\frac{1}{2}$, N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ " should read "N $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, unsurveyed NW $\frac{1}{4}$, SW $\frac{1}{4}$ ".

b. The land description in sec. 6 T. 23 N., R. 7 E., reading "lot 8, W $\frac{1}{2}$, lot 7, W $\frac{1}{2}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$ ", should read "W $\frac{1}{2}$ of lot 7, lot 8, NE $\frac{1}{4}$ SE $\frac{1}{4}$, and W $\frac{1}{2}$ SE $\frac{1}{4}$ ".

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

OCTOBER 3, 1963.

[F.R. Doc. 63-10674; Filed, Oct. 8, 1963; 8:46 a.m.]

Proposed Rule Making

DEPARTMENT OF THE TREASURY

Internal Revenue Service

[26 CFR Part 46]

EXCISE TAXES

Notice of Proposed Rule Making

Notice is hereby given, pursuant to the Administrative Procedure Act, approved June 11, 1946, that the regulations set forth in tentative form below are proposed to be prescribed by the Commissioner of Internal Revenue, with the approval of the Secretary of the Treasury or his delegate. Prior to the final adoption of such regulations, consideration will be given to any comments or suggestions pertaining thereto which are submitted in writing, in duplicate, to the Commissioner of Internal Revenue, Attention: T: P, Washington 25, D.C. within the period of 30 days from the date of publication of this notice in the FEDERAL REGISTER. Any person submitting written comments or suggestions who desires an opportunity to comment orally at a public hearing on these proposed regulations should submit his request, in writing, to the Commissioner within the 30-day period. In such case, a public hearing will be held, and notice of the time, place, and date will be published in a subsequent issue of the FEDERAL REGISTER. The proposed regulations are to be issued under the authority contained in section 7805 of the Internal Revenue Code of 1954 (68A Stat. 917; 26 U.S.C. 7805).

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

In order to conform the Regulations Relating to Miscellaneous Excise Taxes Payable by Return (26 CFR Part 46) to sections 302 and 501 of the Tariff Classification Act of 1962 (Public Law 87-456, 76 Stat. 77), effective beginning August 31, 1963, such regulations are amended as follows:

PARAGRAPH 1. Section 46.4501 is amended by revising section 4501, and the historical note, to read as follows:

§ 46.4501 Statutory provisions; imposition of tax.

SEC. 4501. *Imposition of tax*—(a) *General*. There is hereby imposed upon manufactured sugar manufactured in the United States, a tax, to be paid by the manufacturer at the rate of 0.53 cent per pound of the total sugars therein. The manufacturer shall pay the tax with respect to manufactured sugar (1) which has been sold, or used in the production of other articles, by the manufacturer during the preceding month (if the tax has not already been paid) and (2) which has not been sold or used within 12 months ending during the preceding calendar month, after it was manufactured (if the tax has not already been paid). For the purpose of determining whether sugar has been sold or used within 12 months after it was manufactured, sugar shall be considered to have been sold or

used in the order in which it was manufactured.

(b) *Termination of tax*. No tax shall be imposed under this subchapter on the manufacture or use of sugar or articles composed in chief value of sugar after June 30, 1967. Notwithstanding the provisions of subsection (a), no tax shall be imposed under this subchapter with respect to unsold sugar held by a manufacturer on June 30, 1967, or with respect to sugar or articles composed in chief value of sugar held in customs custody or control on such date.

[Sec. 4501 as amended by sec. 19, Act of May 29, 1956 (Pub. Law 545, 84th Cong., 70 Stat. 221); sec. 162(b), Excise Tax Technical Changes Act 1958 (72 Stat. 1306); sec. 2, Act of July 6, 1960 (Pub. Law 86-592, 74 Stat. 330); sec. 2(a), Act of March 31, 1961 (Pub. Law 87-15, 75 Stat. 40); sec. 302 (a) and (b), Tariff Classification Act 1962 (76 Stat. 77); sec. 18(a), Sugar Act Amendments 1962 (76 Stat. 166)]

PAR. 2. Paragraph (b) of § 46.4501-1 is amended to read as follows:

§ 46.4501-1 Imposition of tax on manufactured sugar.

(b) *Rate of tax*. The rates of tax imposed upon the manufacture of manufactured sugar are:

(1) For periods on or after August 31, 1963, 0.53 cent per pound of the total sugars therein,

(2) For the period January 1, 1955, to August 30, 1963, inclusive,

(i) On all manufactured sugar testing by the polariscope 92 sugar degrees, 0.465 cent per pound, and, for each additional sugar degree shown by the polariscopic test, 0.00875 cent per pound additional, and fractions of a degree in proportion;

(ii) On all manufactured sugar testing by the polariscope less than 92 sugar degrees, 0.5144 cent per pound of the total sugars therein.

PAR. 3. Section 46.4501-2 is amended to read as follows:

§ 46.4501-2 Cross references.

For provisions relating to the tax on imported sugar imposed by section 4501(b), prior to August 31, 1963, see § 46.4504-1.

PAR. 4. Section 46.4504 is amended by revising the historical note. The revised historical note reads as follows:

§ 46.4504 Statutory provisions; import tax imposed as tariff duty.

SEC. 4504. *Import tax imposed as tariff duty*. * * *

[Sec. 4504 as amended by sec. 21(a), Act of May 29, 1956 (Pub. Law 545, 84th Cong., 70 Stat. 221); repealed by sec. 302(d), Tariff Classification Act 1962 (76 Stat. 77)]

PAR. 5. Section 46.4504-1 is amended to read as follows:

§ 46.4504-1 Administration of import tax.

The import tax imposed by section 4501(b) prior to its repeal by section

302(d) of Public Law 87-456, effective as of August 31, 1963, is administered by the Bureau of Customs under regulations issued by such Bureau.

PAR. 6. Section 46.4511 is amended by adding immediately following section 4511 a historical note. As added such historical note reads as follows:

§ 46.4511 Statutory provisions; imposition of tax.

SEC. 4511. *Imposition of tax*. * * *

[Sec. 4511 as originally enacted and in effect Jan. 1, 1955; repealed by sec. 302(d), Tariff Classification Act 1962 (76 Stat. 77)]

PAR. 7. Section 46.4511-1 is amended by redesignating paragraph (a)(3) as paragraph (a)(4), and by inserting a new paragraph (a)(3). These amended provisions read as follows:

§ 46.4511-1 Imposition of tax on coconut and palm oil.

(a) *Nature and rate of the tax*. * * *

(3) *Repeal of tax*—(i) *In general*. Pursuant to the provisions of sections 302(d) and 501(a) of the Tariff Classification Act of 1962 and the Proclamation of the President dated August 21, 1963, the taxes imposed under section 4511 are repealed, effective with respect to articles which, on or after August 31, 1963, are entered, or withdrawn from warehouse, for consumption.

(ii) *Application of repeal of tax in respect of articles entered or withdrawn prior to August 31, 1963*—(a) *Under section 4511(a)*. In view of the provisions of the Act of August 30, 1957, as amended, and the Act of May 29, 1959, as amended, pursuant to which the tax imposed under section 4511(a) is suspended until June 30, 1966, the tax imposed by section 4511(a) applies to the first domestic processing occurring on or after July 1, 1966, only if the coconut oil, palm oil, etc., so processed was prior to August 31, 1963, entered, or withdrawn from a warehouse, for consumption.

(b) *Under section 4511(b)*. The additional 2 cents a pound tax imposed under section 4511(b) applies to the first domestic processing occurring on or after August 31, 1963, only if the coconut oil or combination referred to in such section was, prior to August 31, 1963, entered, or withdrawn from a warehouse, for consumption. See § 46.4513-2 for exemption from tax under section 4511(b) where the coconut oil or combination is wholly produced in, or wholly produced from materials grown or produced in, the Philippine Islands, any possession of the United States, or the Trust Territory of the Pacific Islands.

(4) *Cross references*. For exemptions from the taxes imposed by section 4511 see section 4513 and §§ 46.4513-1 and 46.4513-2.

PAR. 8. Section 46.4512 is amended by adding a historical note. As added, such historical note reads as follows:

§ 46.4512 Statutory provisions; definition of first domestic processing.

SEC. 4512. *Definition of first domestic processing.* * * *

[Sec. 4512 as originally enacted and in effect Jan. 1, 1955; repealed by sec. 302(d), Tariff Classification Act 1962 (76 Stat. 77)]

PAR. 9. Section 46.4513 is amended by adding a historical note. As added, such historical note reads as follows:

§ 46.4513 Statutory provisions; exemptions.

SEC. 4513. *Exemptions.* * * *

[Sec. 4513 as originally enacted and in effect Jan. 1, 1955; repealed by sec. 302(d), Tariff Classification Act of 1962 (76 Stat. 77)]

PAR. 10. Section 46.4514 is amended by adding a historical note. As added, such historical note reads as follows:

§ 46.4514 Statutory provisions; cross reference to general administrative provisions.

SEC. 4514. *Cross reference to general administrative provisions.* * * *

[Sec. 4514 as originally enacted and in effect Jan. 1, 1955; repealed by sec. 302(d), Tariff Classification Act 1962 (76 Stat. 77)]

PAR. 11. Paragraph (b) of § 46.6001-2 is amended by revising so much thereof as follows subparagraph (6) to read as follows:

§ 46.6001-2 Records relating to sugar tax.

* * * * *

(b) *Content of records.* * * *

For periods prior to August 31, 1963, the records shall show the polariscopic test or the total sugars of each grade and type of sugar and manufactured sugar. For periods after August 30, 1963, the records shall show the total sugars of each grade and type of sugar and manufactured sugar.

PAR. 12. Section 46.6412(d) is amended by revising the historical note. The revised historical note reads as follows:

§ 46.6412(d) Statutory provisions; floor stocks refunds.

SEC. 6412. *Floor stocks refunds.* * * *
(d) *Sugar.* * * *

[Sec. 6412(d) as amended by sec. 19, Act of May 29, 1956 (Pub. Law 545, 84th Cong., 70 Stat. 221); sec. 162(a), Excise Tax Technical Changes Act 1958 (72 Stat. 1306); sec. 2, Act of July 6, 1960 (Pub. Law 85-592, 74 Stat. 330); sec. 2(b), Act of March 31, 1961 (Pub. Law 87-15, 75 Stat. 40); sec. 18(b), Sugar Act Amendments 1962 (76 Stat. 166); repealed by sec. 302(d), Tariff Classification Act 1962 (76 Stat. 77)]

PAR. 13. Paragraph (d) of § 46.6417-1 is amended to read as follows:

§ 46.6417-1 Credit or refund of tax on coconut and palm oil sold to State or political subdivision thereof.

* * * * *

(d) *Claims for refund.* In addition to the other requirements imposed by this section, any person seeking a refund under the provisions of paragraph (a) of this section must make a claim therefor on Form 843 in the manner prescribed in § 301.6402-2 of this chapter (Regulations on Procedure and Administration),

except that such claim shall be filed with the district director of internal revenue for the district in which the claimant's principal place of business is located.

PAR. 14. Paragraph (b) of § 46.6417-2 is amended by revising so much thereof as precedes subparagraph (1) to read as follows:

§ 46.6417-2 Refund of tax on coconut and palm oil exported.

* * * * *

(b) *Claims for refund.* When any person exports an article processed wholly or in chief value from oil or oils with respect to the processing of which the tax has been paid, he may file a claim for refund of such tax on Form 843 in the manner prescribed in § 301.6402-2 of this chapter (Regulations on Procedure and Administration), except that such claim shall be filed with the district director of internal revenue for the district in which the claimant's principal place of business is located. Each claim for refund shall also show with respect to each export shipment—

PAR. 15. Section 46.6418 is amended by revising section 6418(b), and the historical note, to read as follows:

§ 46.6418 Statutory provisions; credits and refunds of the tax on sugar.

SEC. 6418. *Sugar.* * * *

(b) *Exportation.* Upon the exportation from the United States to a foreign country, or the shipment from the United States to any possession of the United States except Puerto Rico, of any manufactured sugar, or any article manufactured wholly or partly from manufactured sugar, with respect to which tax under the provisions of section 4501(a) has been paid, the amount of such tax shall be paid by the Secretary or his delegate to the consignor named in the bill of lading under which the article was exported or shipped to a possession, or to the shipper, or to the manufacturer of the manufactured sugar or of the articles exported, if the consignor waives any claim thereto in favor of such shipper or manufacturer.

[Sec. 6418 as amended by sec. 21(b), Act of May 29, 1956 (Pub. Law 545, 84th Cong., 70 Stat. 221; and sec. 302(c), Tariff Classification Act 1962 (76 Stat. 77)]

PAR. 16. Paragraph (a) of § 46.6418-1 is amended to read as follows:

§ 46.6418-1 Sugar used as livestock feed or for distillation of alcohol.

(a) *Claims for payment.* Any person using any manufactured sugar, or an article manufactured therefrom, with respect to which a tax has been paid under section 4501(a), (1) as livestock feed, (2) in the production of livestock feed, or (3) for the distillation of alcohol, may file a claim for payment of the amount of tax paid thereon. The claim shall be executed by the claimant on Form 843 in the manner prescribed in § 301.6402-2 of this chapter (Regulations on Procedure and Administration), except that such claim shall be filed with the district director of internal revenue for the district in which the claimant's principal place of business is located. No interest shall be paid in respect of any such claim. If the claim for payment relates to import tax paid pursuant to section 4501(b) in effect prior to its repeal by section 302(d) of the Tariff Classification Act

of 1962, such claim shall be filed with the collector of customs pursuant to Bureau of Customs regulations.

PAR. 17. Section 46.6418-2 is amended by revising paragraph (b) and subparagraph (3) of paragraph (c). As so amended, such provisions read as follows:

§ 46.6418-2 Sugar exported.

* * * * *

(b) *Claim for payment.* Claim for payment shall be executed by the claimant on Form 843, in the manner prescribed in § 301.6402-2 of this chapter (Regulations on Procedure and Administration), except that such claim shall be filed with the district director of internal revenue for the district in which the claimant's principal place of business is located. No interest shall be paid in respect of any such claim.

(c) *Proof of claim.* * * *

(3) That the tax claimed was not paid with respect to any manufactured sugar, or articles manufactured wholly or partially from manufactured sugar, upon which through substitution or otherwise a drawback of any tax paid under section 4501(b), with respect to articles which before August 31, 1963, were entered, or withdrawn from a warehouse, for consumption, has been or is to be claimed under any provision of law made applicable by section 4504. A claimant who can meet this requirement shall include in his claim a statement to the effect that no such drawback claim has been or will be filed with the Bureau of Customs.

[F.R. Doc. 63-10659; Filed, Oct. 8, 1963; 8:45 a.m.]

DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

[7 CFR Part 982]

FILBERTS GROWN IN OREGON AND WASHINGTON

Free and Restricted Percentages for 1963-64 Fiscal Year

Notice is hereby given that there is under consideration the proposed establishment of a free percentage of 81 percent and restricted percentage of 19 percent for Oregon and Washington filberts during the 1963-64 fiscal year which began on August 1, 1963. The proposed percentages, which are based on recommendations of the Filbert Control Board and other available information, would be established pursuant to the provisions of amended Marketing Agreement No. 115 and Order No. 982 (7 CFR Part 982), regulating the handling of filberts grown in Oregon and Washington, effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674).

The proposed percentages are based on the following estimates (inshell weight basis) for the 1963-64 fiscal year: (a) total requirements for 1963 crop merchantable filberts of 10.6 million pounds, which is the sum of an inshell trade demand of 10 million pounds and pro-

visions for inshell handler carryover on July 31, 1964, of 1 million pounds, less the inshell handler carryover on August 1, 1963, of 4 million pounds not subject to regulation; and (b) a total supply of merchantable filberts subject to regulation of 13 million pounds.

Consideration will be given to written data, views, or arguments pertaining to the proposal which are received by the Director, Fruit and Vegetable Division, Agricultural Marketing Service, United States Department of Agriculture, Washington, D.C., 20250, not later than seven days after publication of this notice in the FEDERAL REGISTER.

Dated: October 3, 1963.

PAUL A. NICHOLSON,
Deputy Director,
Fruit and Vegetable Division.

[F.R. Doc. 63-10715; Filed, Oct. 8, 1963;
8:47 a.m.]

Agricultural Research Service

[9 CFR Part 71]

RESTRICTION OF INTERSTATE MOVEMENTS OF ANIMALS AND POULTRY

Notice of Proposed Rule Making

Notice is hereby given in accordance with section 4 of the Administrative Procedure Act (5 U.S.C. 1003) that, pursuant to the provisions of the Act of February 2, 1903, as amended, and the Act of May 29, 1884, as amended (21 U.S.C. 111-113, 115, 117, 120), it is proposed to amend Part 71, Title 9, Code of Federal Regulations, restricting the interstate movement of animals and poultry because of contagious, infectious, and communicable diseases, as indicated below:

1. Paragraph (d) of § 71.3 would be redesignated as paragraph (e) of said section.

2. A new paragraph (d) would be added to said § 71.3 to read as follows:

(d) Notwithstanding the provisions of paragraphs (a) and (b) of this section, livestock which is found to be diseased while in transit or upon arrival at a feed lot, stockyard or marketing center, may be moved interstate in accordance with subparagraphs (1) through (6) of this paragraph: *Provided*, That such livestock is not tick infested or affected with any disease referred to in this section other than the diseases named in this paragraph: *And provided further*, That such livestock is accompanied by a certificate, issued by a Division Inspector, stating the destination of the animals; the purpose for which they are to be moved; the number of animals covered by the certificate; the point from which the animals are moved interstate; and the name and address of the owner or shipper.

(1) Livestock affected with one or more of the following diseases: Actinomycosis, actinobacillosis, atrophic rhinitis, contagious ecthyma, foot rot, infectious keratitis, ringworm, influenza, and arthritis (simple lesions only), may be moved interstate for immediate

slaughter to a slaughtering establishment where State or Federal meat inspection is maintained.

(2) Cattle with slight unopened cases of actinomycosis or actinobacillosis (or both) may be moved interstate to a feed lot in the State of destination: *Provided*, That such cattle are not affected with any other disease named in this paragraph.

(3) Sheep affected with contagious ecthyma may be moved interstate to a feed lot located in a State the laws, rules, or regulations of which require that such sheep be segregated or quarantined under a permit from an official of such State: *Provided*, That such sheep are not affected with any other disease named in this paragraph.

(4) Livestock affected with one or more of the following diseases may be moved interstate for any purpose to a State the laws, rules, or regulations of which require that such livestock be segregated or quarantined under a permit from an official of such State: Actinomycosis, actinobacillosis, contagious ecthyma, foot rot, and influenza: *Provided*, That such livestock is not affected with any other disease named in this paragraph.

(5) Livestock affected with infectious keratitis or ringworm (or both) may be moved interstate for any purpose if treated under the supervision of a Division or State inspector or an accredited veterinarian prior to movement: *Provided*, That such livestock is not affected with any other disease named in this paragraph. Livestock affected with infectious keratitis or ringworm (or both) and also with another disease named in this paragraph, may be moved interstate only under the applicable provisions of subparagraphs (1) through (4) after being so treated for infectious keratitis or ringworm (or both).

(6) Other movements. The Director of the Division may provide for the movement, not otherwise provided for in this paragraph, of animals affected with the diseases named in subparagraph (1) of this paragraph, under such conditions as he may prescribe to prevent the spread of disease. The Director of the Division will promptly notify the appropriate livestock sanitary officials of the States involved of any such action.

The proposed amendments would permit that livestock which is found to be affected with certain communicable diseases while in transit or upon arrival at a feed lot, stockyard or marketing center, be moved interstate in accordance with specified limitations. It has been determined that the movement of animals in accordance with the proposal would not endanger the livestock of the United States. Insofar as diseases other than infectious keratitis and ringworm are concerned, one of the purposes of the proposal is to permit that the livestock involved be moved to a place where the animals can be treated.

Any person who wishes to submit written data, views, or arguments concerning the proposed amendments may do so by filing them with the Director,

Animal Disease Eradication Division, Agricultural Research Service, United States Department of Agriculture, Washington 25, D.C., within 30 days after publication of this notice in the FEDERAL REGISTER.

Done at Washington, D.C., this 3d day of October 1963.

B. T. SHAW,
Administrator,
Agricultural Research Service.

[F.R. Doc. 63-10689; Filed, Oct. 8, 1963;
8:46 a.m.]

FEDERAL AVIATION AGENCY

Flight Standards Service

[14 CFR Part 514]

[Reg. Docket No. 1504; Reference Draft
Release No. 62-49]

SPECIAL AIRCRAFT TURNBUCKLE ASSEMBLIES AND TURNBUCKLE SAFETYING DEVICES—TSO—C21b

Withdrawal of Proposed Technical Standard Order

The Flight Standards Service of the Federal Aviation Agency has had under consideration a proposal to revise § 514.31 of Part 514 of the Regulations of the Administrator (14 CFR Part 514) by amending the technical standard order which establishes minimum performance standards for special aircraft turnbuckle assemblies and turnbuckle safetying devices for use on civil aircraft of the United States. The reasons therefor were set forth in the explanatory statement of a notice of proposed rule making which was published in the FEDERAL REGISTER on December 7, 1962 (27 F.R. 12141) and circulated to the public as Draft Release No. 62-49.

Upon further consideration, it has been determined that the proposed revision to the regulation is not appropriate at this time. The Agency believes that further study of this matter is necessary in light of the comments received in response to the Draft Release.

The withdrawal of this notice of proposed rule making constitutes only such action and does not preclude the Agency from issuing another notice in the future should further study warrant such action.

In consideration of the foregoing, the notice of proposed rule making, entitled "Technical Standard Orders for Aircraft Materials, Parts and Appliances" published in the FEDERAL REGISTER December 7, 1962 (27 F.R. 12141) and circulated as Draft Release No. 62-49 dated November 29, 1962, is hereby withdrawn.

(Sec. 313(a) of the Federal Aviation Act of 1958 (72 Stat. 752; 49 U.S.C. 1354))

Issued in Washington, D.C., on October 1, 1963.

W. LLOYD LANE,
Acting Director,
Flight Standards Service.

[F.R. Doc. 63-10665; Filed, Oct. 8, 1963;
8:46 a.m.]

FEDERAL COMMUNICATIONS COMMISSION

[47 CFR Part 4]

[Docket No. 15181, RM-476; FCC 63-887]

INSTRUCTIONAL TELEVISION FIXED STATIONS

Proposed Assignment of Alternate Channels to Stations Operating in Same Area

1. On July 25, 1963, the Commission adopted a Report and Order in Docket No. 14744 establishing a new class of educational stations to be known as Instructional Television Fixed Stations. Among the technical provisions adopted was a grouping of channels which would provide a separation of five channels (30 Mc/s) between assignments used by a single licensee in a single community.

2. On August 30, 1963, Adler Electronics, Inc. filed a petition to change the frequency assignment table set forth in § 4.902(a) of the rules so as to permit the assignment of alternate channels with only 6 Mc/s separation, to a single licensee in a single community. The separations referred to herein are the spacing between the upper band-edge of one channel and the lower band-edge of the next higher channel assigned to the same licensee. Adler includes a proposed assignment table.

3. In support of its petition, Adler claims that the proposed change will result in benefits to the users without any known detriments. This will come about because assignments on an alternate channel basis will permit the use of wideband frequency converters, a single one of which will be able to receive as many as 4 programs simultaneously, at no increase over the cost of a converter for reception of a single channel. This argument assumes that double conversion will be the common practice, i.e., a receiver-converter will receive the 2,500 Mc/s signals and through the use of a heterodyning oscillator, convert them to a standard VHF television channel. (The second conversion will take place in the conventional super heterodyne TV receiver.) If channel assignments are made on an alternate channel basis in the 2,500 Mc/s band the products of the heterodyning oscillator in the 2,500 Mc/s receiver-converter may be made to fall on alternate VHF channels. In communities where TV channels 8, 10 and 12 are used by TV broadcast stations, Channels 7, 9, 11 and 13 may be used for the converted 2,500 Mc/s signals. In areas where channels 7, 9, 11 and 13 are used by local TV stations, Channels 8, 10 and 12 may be used for the converted 2,500 Mc/s signals. Adler claims that such multi-channel broad-band receiver-converters are practical since the radio frequency band pass required is only 42 Mc/s for four alternate channels and this is only a little more than 1.5 percent of the fundamental frequency.

4. Adler's proposal to use a broad-band receiving system to pick up several

channels at once may raise some technical problems in connection with adjacent channel interference and intermodulation, especially since some of the antennas that may be used may not be highly directive. These factors may depend upon the nature of the system, whether the received signals originate at the same location, etc. While many of the educational users may plan to locate all of their transmitters at a single location we anticipated that circumstances might arise where they would divide the transmitters between two or more locations. Furthermore, the sharing of this band by industrial users complicates the problem since they will in most cases be single channel operations and the use of a common site by several different licensees in that service would be sheer coincidence. We did not mean to assert that 6 channel separation was necessary but that arrangement was convenient and symmetrical and gives us the flexibility of providing two, three, four, or five channel separation between assignments to different licensees in the same general area, depending upon individual circumstances.

5. Since our original choice of channel grouping was based upon lack of technical data rather than consideration of technical knowledge, we are willing to explore Adler's proposal. Certainly the advantages of savings in costs to multi-channel users of this service are not to be overlooked. However, we must weigh the savings against any disadvantages that may accrue, particularly with respect to any curtailment in the availability of channels to all prospective users in a given area. Therefore, we invite

comment from knowledgeable persons on the Adler proposal. We are particularly interested in actual experimental data on the necessary ratio of desired to undesired signals for interference-free reception when stations are operated on alternate channels. We would also like data on the required desired to undesired signal ratio between stations operating on adjacent channels and at other channel separations both with broad-band receivers of the type proposed by Adler and single channel receivers with reasonable selectivity built into the intermediate frequency amplifiers both with respect to signal interference and intermodulation. Comments by non-broadcast interests as potential users of visual and aural transmissions in this band would be helpful. We would be interested in knowing the purposes for which the service may be used and information about typical circuits, i.e., where the transmitting and receiving points are likely to be located. We are not asking about actual geographic locations but whether the transmissions will be between power stations and central offices or between police headquarters and various precinct stations, etc.

6. We would also like to have some estimates as to the probable range of costs of single channel receivers as compared to wide-band multi-channel receivers of equal sensitivity and the difference in sensitivity between single channel and multi-channel receivers if they are made to sell at approximately the same price. Comments are also solicited on possible grouping arrangements other than that proposed by Adler, which is shown below.

TABLE OF PROPOSED FREQUENCY ASSIGNMENTS

Group A		Group B		Group C		Group D		Group E		Group F	
Ch. No.	Band Limit Mc/s										
A-1	2500-2506	B-1	2506-2512	C-1	2560-2566	D-1	2566-2572	E-1	2620-2626	F-1	2626-2632
A-2	2512-2518	B-2	2518-2524	C-2	2572-2578	D-2	2578-2584	E-2	2632-2638	F-2	2638-2644
A-3	2524-2530	B-3	2530-2536	C-3	2584-2590	D-3	2590-2596	E-3	2644-2650	F-3	2650-2656
A-4	2536-2542	B-4	2542-2548	C-4	2596-2602	D-4	2602-2608	E-4	2656-2662	F-4	2662-2668
A-5	2548-2554	B-5	2554-2560	C-5	2608-2614	D-5	2614-2620	E-5	2668-2674	F-5	2674-2680
								E-6	2680-2686		

7. We do not wish to delay unduly the inauguration of the new instructional television fixed service. Therefore, we would like to reach a decision on the proposal at the earliest practicable date. Comments shall be filed on or before November 12, 1963, and replies to such comments on or before November 22, 1963. Manufacturers or prospective manufacturers who do not have prototype receivers on which to conduct actual tests may comment from their expertise.

8. Authority for the adoption of the amendments proposed herein is contained in sections 4(1), 303(c) of the Communications Act of 1934, as amended.

9. In accordance with the provisions of § 1.215 of the rules, an original and 14 copies of all comments, replies, pleadings, briefs, and other documents shall be furnished the Commission. Attention is directed to the provisions of paragraph

(c) of § 1.215 which require that any person desiring to file identical documents in more than one docketed rule making proceeding shall furnish the Commission two additional copies of any such document for each additional docket unless the proceedings have been consolidated. In reaching its decision on the rule amendment which is proposed herein, the Commission will not be limited to consideration of comments of record, but will take into account all relevant information obtained in any manner from informed sources.

Adopted: October 3, 1963.

Released: October 4, 1963.

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

[F.R. Doc. 63-10714; Filed, Oct. 8, 1963; 8:47 a.m.]

FEDERAL MARITIME COMMISSION

[46 CFR Part 531]

[Docket No. 1146]

NOTICE REQUIREMENTS OF NEW AND INITIAL TARIFFS

Notice of Proposed Rulemaking

Take notice that in accordance with the provisions of section 4, Administrative Procedure Act (5 U.S.C. 1003), and section 2 of the Intercoastal Shipping Act, 1933 (46 U.S.C. 844), the Federal Maritime Commission is considering amending Rule 13(a)(1) of its Tariff Circular No. 3 (46 CFR 531.13(a)(1)) to establish provisions which will require a common carrier entering a domestic offshore trade in the first instance to publish, post, and file its initial tariff publication on not less than 30 days notice to the Commission and the public. Filings of initial tariffs on short notice, sometimes less than one day, have caused confusion to shippers, competitive carriers, and even the filing carriers and have resulted in the submission of ambiguous or unreasonable tariffs which would have been rejected or suspended if sufficient time were afforded. Rule 13(a)(1) would be amended by adding the following new paragraph:

Initial tariff publications of new carriers entering a trade in the first instance may be published, posted, and filed on not less than 30 days' notice. Tariffs filed under authority of this paragraph shall bear the notation: "Issued on not less than 30 days' notice under authority of Rule 13(a), Federal Maritime Commission Tariff Circular No. 3."

Interested parties may participate in the rulemaking proceeding by submitting an original and fifteen copies of written statements, data, views, or arguments pertaining thereto to the Secretary, Federal Maritime Commission, Washington, D.C., 20573. All communications received within 30 days of the publication of this notice in the FEDERAL REGISTER will be considered. No public hearing is contemplated at this time.

By order of the Commission, August 29, 1963.

[SEAL]

THOMAS LISI,
Secretary.

[F.R. Doc. 63-10703; Filed, Oct. 8, 1963; 8:47 a.m.]

[46 CFR Part 531]

[Docket No. 1147]

CANCELLATION OF INACTIVE TARIFFS AND ELIMINATION FROM TARIFFS OF PORTS TO WHICH SERVICE HAS BEEN DISCONTINUED

Notice of Proposed Rulemaking

Take notice that in accordance with the provisions of section 4 of the Administrative Procedure Act (5 U.S.C. 1003) and section 2 of the Intercoastal Shipping Act, 1933 (46 U.S.C. 844), the Federal Maritime Commission is con-

sidering amending Rule 18(g) of its Tariff Circular No. 3 (46 CFR 531.18(g)) to (1) require a carrier to cancel its tariffs upon ceasing operations in a domestic offshore trade and (2) require a carrier to amend its tariff when service to or from a particular port is discontinued. Such amendment will assure the public that the tariffs on file with the Commission reflect accurately the services that are actually rendered and will make the Commission's domestic carrier tariff files less cumbersome. Rule 18(g) as amended would read as follows:

If a carrier ceases operation without having a successor, its tariffs, concurrences, and powers of attorney shall be regularly cancelled upon not less than 30 days' notice. The cancellation notices shall show that cancellation is made on account of discontinuance of operation. If a carrier ceases to hold out service to or from ports listed in its tariff it shall amend the alphabetical list of ports its serves to reflect the change in service. (See Rule 5(c).)

Interested parties may participate in the rulemaking proceeding by submitting an original and fifteen copies of written statements, data, views, or arguments pertaining thereto to the Secretary, Federal Maritime Commission, Washington, D.C., 20573. All communications received within 30 days of the publication of this notice in the FEDERAL REGISTER will be considered. No public hearing is contemplated at this time.

By order of the Commission, September 5, 1963.

[SEAL]

THOMAS LISI,
Secretary.

[F.R. Doc. 63-10704; Filed, Oct. 8, 1963; 8:47 a.m.]

[46 CFR Part 531]

[Docket No. 1148]

PUBLICATION, POSTING, AND FILING OF RATES, FARES AND CHARGES IN DOMESTIC OFFSHORE TRADE

Notice of Proposed Rulemaking

Take notice that in accordance with the provisions of section 4, Administrative Procedure Act (5 U.S.C. 1003) and section 2 of the Intercoastal Shipping Act, 1933 (46 U.S.C. 844) the Federal Maritime Commission is considering amending Rule 9 of its Tariff Circular No. 3 (46 CFR § 531.9) to establish provisions, which will clarify the rule by (1) restricting the application thereof only to publications filed to reflect actual changes in rates, charges, and provisions of terminal operators over which the carrier has no control, and (2) requiring that publications issued under authority of Rule 9 be filed with the Commission and posted for public inspection not later than 30 days after the actual changes in such terminal operators' rates, charges and provisions.

Rule 9 would be amended to read as follows:

Changes in terminal rates, charges, and provisions, based upon changes in rates, charges, and provisions of terminal operators

over which the carrier has no control, may be posted and filed on not less than 10 days' notice provided that such action is taken by the carrier within 30 days after the effective date of the change made by the terminal. Publications issued under authority of this rule must bear the following notation:

"Effective _____ 19____ Issued on not less than 10 days' notice, under authority of Rule 9 of Tariff Circular No. 3 of the Federal Maritime Commission."

Interested parties may participate in the rulemaking proceeding by submitting an original and fifteen copies of written statements, data, views, or arguments pertaining thereto to the Secretary, Federal Maritime Commission, Washington, D.C., 20573. All communications received within thirty days after publication of this notice in the FEDERAL REGISTER will be considered. No public hearing is contemplated at this time.

By order of the Commission, September 12, 1963.

[SEAL]

THOMAS LISI,
Secretary.

[F.R. Doc. 63-10705; Filed, Oct. 8, 1963; 8:47 a.m.]

[46 CFR Part 531]

[Docket No. 1149]

PROTESTS TO TARIFFS, DESCRIPTION OF TARIFF CHANGES, AND NOTIFICATION TO STATE, COMMONWEALTH, OR TERRITORIAL GOVERNMENTS OF PROPOSED TARIFFS OR TARIFF AMENDMENTS

Notice of Proposed Rulemaking

Take notice that in accordance with the provisions of section 4 of the Administrative Procedure Act (5 U.S.C. 1003), section 2 of the Intercoastal Shipping Act, 1933 (46 U.S.C. 844), and section 43 of the Shipping Act, 1916 (46 U.S.C. 841(a)) the Federal Maritime Commission is considering amending Rule 5(h) of its rules of practice and procedure and Rule 23 of its Tariff Circular No. 3 (46 CFR 531.23) and adopting a new Rule 24 to its Tariff Circular No. 3.

1. Rule 5(h) of the Commission's rules of practice and procedure provides that protests to tariff changes must be filed 10 days before the changes are scheduled to become effective. The ten-day period includes Saturdays, Sundays, and legal holidays, and frequently there is not enough time for staff evaluation of the protests and consideration by the Commission. It appears necessary to amend Rule 5(h) to provide a fifteen-day period to act on protests which would allow a reasonable time for replies to protests, proper analysis by the staff of the Commission, and submission of a recommendation in time for consideration by the Commission. Rule 5(h) would be amended to read as follows:

Proceedings under section 3 of the Intercoastal Act. Protests against proposed changes in tariffs, invoking the provisions of section 3 of the Intercoastal Shipping Act, 1933, may be made by letter, telegram, or radiogram, and shall be filed with the Direc-

PROPOSED RULE MAKING

tor, Bureau of Domestic Regulations, not later than fifteen (15) days prior to the proposed effective date of the change unless the Commission permits the filing of the change in less than fifteen (15) days prior to the proposed effective date thereof, pursuant to the provisions of section 2 of the Intercoastal Act. Every protest shall clearly identify the tariff in question, give specific reference to the items opposed, set forth the grounds for opposition to the change, including a reference to the section or sections of the Shipping Act alleged to have been violated, shall be subscribed and verified, and shall be served upon each carrier whose tariff is protested or upon the issuing agent. Protests sent by telegraph or radio shall be confirmed promptly by letter signed by the person making the protest or by someone in his behalf. Replies thereto shall conform to the requirements of Rule 5(p) of these rules.

2. The proposed amendments to Rule 23 of the Commission's Tariff Circular No. 3 is designed to lessen the burden on prospective protestants and is designed to compensate them for the loss of five days in time allowed for filing protests under Rule 5(h). This amendment would require carriers to describe the effect of proposed tariff changes in letters of transmittal, i.e., give a brief description of each change, identify the commodities affected, and state the magnitude of resulting rate reductions or increases. This amendment will also facilitate the work of the staff of the Commission in evaluating and analyzing tariffs. As amended, Rule 23 would read as follows:

23. LETTERS OF TRANSMITTAL

Form of transmittal letters. All tariffs, supplements thereto and revised pages thereof filed with the Commission shall be accompanied by a letter of transmittal consisting of one sheet, 8 by 10 1/2 inches in size, in form substantially as follows:

(Name of carrier or agent in full)
(General Freight or Passenger Department)
(Post Office address)
Transmittal No. -----, 19--

To The Bureau of Domestic Regulation
Federal Maritime Commission
Washington, D.C. 20573

Accompanying schedule is sent you for filing in compliance with the requirements of the Shipping Act, 1916, as amended, issued by ----- bearing (Name of carrier or agent) FMC-F (or -P) No. -----; Supplement No. ----- to FMC-F (or -P) No. -----; Revised Page No. -----; and is concurred in by all carriers named therein as participants under continuing concurrences or powers of attorney now on file with the Federal Maritime Commission, except the following named carriers whose concurrences (and/or powers of attorney) are attached thereto.

The aforementioned publications, upon becoming effective, will result in: (here show a brief description of each change, identifying the commodity affected and stating the amount of resulting rate reductions or increases).

(Signature)

(Title)

Separate letters for freight and passenger tariffs. A separate letter may accompany each publication or the form may be modified to provided for filing as many publications as can conveniently be entered upon one letter. Separate letters shall be used for freight and passenger tariffs. If receipt is desired the letter of transmittal should be sent in duplicate, and one copy showing the date of receipt by the Commission will be returned to the sender.

3. A new rule, to be designated Rule 24 to Tariff Circular No. 3, would greatly expedite the process by which the general public becomes informed of proposed tariff changes. This rule would read as follows:

The Governor of any state, commonwealth or territory which includes a port served by a carrier, or carriers subject to these rules may request the Commission to furnish copies of tariffs and notices of tariff changes of such carrier or carriers to a person or office designated by him. A copy of each request should be mailed to each carrier involved. Such carriers shall submit to the Commission, in addition to the two copies required by rule, sufficient additional copies of each new tariff, tariff change and transmittal letter to enable the Commission to comply with the requests of the Governors. The carrier may elect to mail copies of all tariff publications (filed pursuant to Rule 2) and letters of transmittal (submitted pursuant to Rule 23) directly to the requesting Governor or his designee on the same day as they are mailed to the Commission. The Commission must be notified of such election by proper notation upon the original letter of transmittal.

Interested parties may participate in the rulemaking proceeding by submitting an original and fifteen copies of written statements, data, views, or arguments pertaining thereto, and requests for oral argument, should the same be desired, to the Secretary, Federal Maritime Commission, Washington, D.C., 20573. All communications received within thirty days after publication of this notice in the FEDERAL REGISTER will be considered.

By order of the Commission, September 24, 1963.

THOMAS LISI,
Secretary.

[F.R. Doc. 63-10706; Filed, Oct. 8, 1963; 8:47 a.m.]

Notices

DEPARTMENT OF THE TREASURY

Office of the Secretary

[Treasury Department Order No. 167-55;
CGFR 63-65]

COMMANDANT, U.S. COAST GUARD

Delegation of Functions

By virtue of the authority vested in the Secretary of the Treasury by Reorganization Plan No. 26 of 1950 and 14 U.S.C. 631, and pursuant to the authority delegated to the Assistant Secretary of the Treasury by Treasury Department Order No. 190 (Revision 1), there are transferred to the Commandant, U.S. Coast Guard, the functions of Public Law 88-45, dated June 21, 1963, relating to the use of appropriated funds to restore, replace, establish or develop Coast Guard facilities.

The Commandant may provide for performance of these functions by subordinates in the Coast Guard.

Dated: October 2, 1963.

[SEAL] JAMES A. REED,
Assistant Secretary of the Treasury.

[F.R. Doc. 63-10660; Filed, Oct. 8, 1963;
8:45 a.m.]

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[Classification Order No. 13]

ALASKA

Correcting and Amending Partial Cancellation of Public Sale

Pursuant to the authority redelegated to me from Bureau Order 684, dated August 28, 1961 (26 F.R. 6215), as amended, by the Alaska State Director in Section 3, Delegation of Authority (F.R. Doc. 63-219) dated January 9, 1963, it is ordered as follows:

1. In F.R. Doc. 63-9416 appearing as Partial Cancellation of Alaska Public Sale Classification Order No. 13 in the issue of September 4, 1963, at page 9676, the date of the Order appearing as December 28, 1953, is hereby corrected to read December 29, 1953.

2. The subject Cancellation Order is hereby amended so as to include the following:

Amendment No. 1 to Alaska Public Sale Classification Order No. 13, which amendment is dated March 26, 1954 (F.R. Doc. 54-2949) and which classified the following lands for industrial, commercial, and housing purposes is hereby cancelled:

FAIRBANKS MERIDIAN

T. 1 S., R. 1 W.,
Sec. 24: NW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$, that portion lying south of the Richardson Highway.

Containing approximately 5.1 acres.
Also that part of Amendment No. 1 which classified the following lands for industrial and commercial purposes only is hereby cancelled:

FAIRBANKS MERIDIAN

T. 1 S., R. 1 W.,
Sec. 24: N $\frac{1}{2}$ N $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$, and those portions of the SE $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ and the E $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ lying south of the right-of-way of the Richardson Highway.

Containing approximately 53.4 acres.
This order, as to Amendment No. 1 to A.P.S. No. 13, will take effect immediately. Cancellation of this order does not affect valid existing rights as to the lands embraced thereby.

GERALD G. WRIGHT,
Chief, Branch of Lands and
Minerals Operations.

[F.R. Doc. 63-10673; Filed, Oct. 8, 1963;
8:46 a.m.]

Bureau of Reclamation DEAVER TOWNSITE, SHOSHONE PROJECT, WYOMING

Sale of Tracts, Blocks, and Lots

SEPTEMBER 26, 1963.

1. *Statutory authority.* Certain tracts, blocks, and lots in the townsite of Deaver, Wyoming, will be disposed of in accordance with the Acts of April 16 and June 27, 1906 (34 Stat. 116, 519), and June 11, 1910 (36 Stat. 465).

2. *Description, area, and appraised value.* The descriptions, areas, and appraised values of the tracts, blocks, and lots to be sold are as follows:

APPRAISALS

Block 39—	3.45 acres	-----	\$50.00
Block 40—	4.00 acres	-----	15.00
Block 41—	4.20 acres	-----	15.00
Block 42—	6.08 acres	-----	15.00
Tract 14—	9.60 acres	-----	15.00
Tract 15—	11.48 acres	-----	15.00
Tract 17—	8.67 acres	-----	15.00
Tract 18—	30.96 acres	-----	31.00

3. *Public sale.* On November 24, 1963, at 9 a.m., at the Deaver Irrigation District Office, Deaver, Wyoming, said tracts, blocks, and lots will be sold at public auction to the highest bidder at not less than the appraised value. Purchasers must be citizens of the United States or have declared their intention to become a citizen of the United States, and there will be reserved to the United States rights-of-way and minerals to the same extent as patents issued under the homestead laws. The owner of any crops or improvements located on any of the tracts, blocks, or lots may remove the same up to but not later than March 31, 1964.

D. Merlin Archibald, Irrigation Division, Regional Office, Bureau of Reclamation, Billings, Montana, has been des-

ignated as superintendent of sale and as auctioneer.

4. *Terms of sale.* Full payment for the tracts, blocks, and lots must be made in cash on the date of the sale.

5. *Authority of the superintendent.* The superintendent conducting the sale is authorized to refuse any and all bids for any tract, block, or lot, and to suspend, adjourn, and postpone the sale of any tract, block, or lot to such time and place as he may deem proper. After all the tracts, blocks, and lots have been offered, the superintendent will close the sale. Any tract, block, or lot remaining unsold will be subject to private sale by the Manager, Land Office, Bureau of Land Management, Cheyenne, Wyoming, excepting that the Commissioner, Bureau of Reclamation, or his delegated representative, may cancel this sale order at any time with the concurrence of the State Supervisor, Bureau of Land Management.

6. *Warning.* All persons are warned against forming any combination or agreement which will prevent any tract, block, or lot from selling advantageously or which will in any way hinder or embarrass the sale. Any person so offending will be prosecuted under 18 U.S.C. 1860.

Dated: September 26, 1963.

BRUCE JOHNSON,
Regional Director.

[F.R. Doc. 63-10675; Filed, Oct. 8, 1963;
8:46 a.m.]

Office of the Secretary

JAMES S. BROADDUS

Statement of Changes in Financial Interests

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

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

This statement is made as of September 19, 1963.

Dated: September 19, 1963.

JAMES S. BROADDUS.

[F.R. Doc. 63-10681; Filed, Oct. 8, 1963;
8:46 a.m.]

CHARLES M. CUSTER

Statement of Changes in Financial Interests

In accordance with the requirements of section 710(b)(6) of the Defense Production Act of 1950, as amended, and

Executive Order 10647 of November 28, 1955, the following changes have taken place in my financial interests during the past six months:

(1) Purchased 100 shares of American Security Savings and Loan Association Stock at \$1.35.

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

This statement is made as of September 23, 1963.

Dated: September 24, 1963.

CHARLES M. CUSTER.

[F.R. Doc. 63-10682; Filed, Oct. 8, 1963; 8:46 a.m.]

JOHN W. HIERONYMUS

Statement of Changes in Financial Interests

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

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

This statement is made as of September 23, 1963.

Dated: September 23, 1963.

JOHN W. HIERONYMUS.

[F.R. Doc. 63-10683; Filed, Oct. 8, 1963; 8:46 a.m.]

H. G. KEESLING

Statement of Changes in Financial Interests

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

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

This statement is made as of September 24, 1963.

Dated: September 24, 1963.

H. G. KEESLING.

[F.R. Doc. 63-10684; Filed, Oct. 8, 1963; 8:46 a.m.]

GEORGE A. PORTER

Statement of Changes in Financial Interests

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

- (1) None.
(2) Deletion: Monsanto Chemical Co. common stock.
(3) None.
(4) None.

This statement is made as of September 19, 1963.

Dated: September 19, 1963.

GEORGE A. PORTER.

[F.R. Doc. 63-10685; Filed, Oct. 8, 1963; 8:46 a.m.]

EDWARD W. WELCH

Statement of Changes in Financial Interests

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

- (1) My entire financial estate and assets consist of: U.S. Government bonds, bank deposits and real estate, consisting of home-stead (unincumbered), located in the City of Janesville, Rock County, Wisconsin.
(2) Deletions: None.
(3) Additions: Purchased U.S. Government Bonds, also Certificates of Deposit.

This statement is made as of September 26, 1963.

Dated: September 26, 1963.

EDWARD W. WELCH.

[F.R. Doc. 63-10686; Filed, Oct. 8, 1963; 8:46 a.m.]

EDWARD F. ZIEGLER

Statement of Changes in Financial Interests

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

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

This statement is made as of September 19, 1963.

Dated: September 19, 1963.

EDWARD F. ZIEGLER.

[F.R. Doc. 63-10687; Filed, Oct. 8, 1963; 8:46 a.m.]

DEPARTMENT OF AGRICULTURE

Forest Service

CHIEF OF FOREST SERVICE ET AL.

Delegations of Authority

I. The order of the Secretary of Agriculture of December 24, 1953 (19 F.R. 74), as amended, assigned certain functions, subject to reservations contained therein, to the Forest Service. Section 116 of the Order provides for the redele-

gation of authority by the head of an agency to appropriate officers and employees.

II. The Chief of the Forest Service is responsible for the programs and activities of the Forest Service.

III. Pursuant to the authority of section 116, and subject to the reservations contained in the Order of the Secretary as amended:

a. (1) There is delegated to each Deputy Chief of the Forest Service the authority to perform all duties and to exercise all the powers and functions which are now or which may hereafter be, vested in the Chief of the Forest Service. The authority herein conferred upon each Deputy Chief will be exercised by him in connection with the functions assigned to his direction and supervision, as provided in paragraph b, hereof; and may be exercised on behalf of any Deputy Chief who is absent or otherwise unavailable. The authority granted hereunder may be also exercised in the discharge of any additional functions which the Chief of the Forest Service may assign.

(2) Subject to the general direction and supervision of his Deputy Chief there is delegated to each Associate Deputy Chief the authority to perform all duties and to exercise all the regularly assigned functions which are now or which may hereafter be assigned to his Deputy Chief.

(3) A Deputy Chief may redelegate any authority conferred upon him in this Order to any employee of the Forest Service.

b. Each Deputy Chief shall exercise general direction and supervision of functions of the Forest Service, as set forth herein, and shall perform such other functions as the Chief of the Forest Service may from time to time assign.

(1) To the Deputy Chief for National Forest Resource Management, there is assigned general direction and supervision of the following functions: Timber Management; Range Management; Wildlife Management; Watershed Management; Recreation and Land Uses.

(2) To the Deputy Chief for Administration, there is assigned general direction and supervision of the following functions: Administrative Management; Budget and Finance; Administrative Services; Personnel Management; Information and Education; Integrating Inspection; Defense Activities.

(3) To the Deputy Chief for Programs and Legislation there is assigned general direction and supervision of the following functions: Program Planning and Special Projects; Legislative Reporting and Liaison.

(4) To the Deputy Chief for State and Private Forestry, there is assigned general direction and supervision of the following functions: Cooperative Forest Management; Flood Prevention and River Basin Programs; Cooperative Forest Fire Control; Forest Pest Control; Cooperative Tree Planting; Naval Stores Program; and overall direction of Forest Service participation in Rural Areas Development.

(5) To the Deputy Chief for Research, there is assigned general direction and

supervision of research in the following fields: Timber Management; Range; Wildlife Habitat; Recreation; Forest Products Utilization; Forest Engineering; Forest Survey; Forest Economics; Forest Products Marketing; Watershed Management; Forest Fire; Forest Insect; Forest Disease. The Deputy Chief for Research is also assigned responsibility for Forest Service participation in foreign forestry activities.

(6) To the Deputy Chief for National Forest Protection and Development, there is assigned general direction and supervision of the following functions: Land Adjustments; Land Classification; Engineering; Fire Control.

c. The delegations herein shall be carried out in accordance with the Multiple Use Sustained Yield Act of June 12, 1960 (74 Stat. 215), where applicable.

d. No delegation or authorization prescribed in this Order shall preclude the Chief of the Forest Service from exercising any of the powers or functions, or from performing any of the duties conferred herein; and any such delegation or authorization is subject at all times to withdrawal or amendment by the Chief of the Forest Service.

Done at Washington, D.C., September 30, 1963.

EDWARD P. CLIFF,
Chief.

[F.R. Doc. 63-10717; Filed, Oct. 8, 1963; 8:47 a.m.]

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Food and Drug Administration

ROHM AND HAAS CO.

Notice of Withdrawal of Petition Regarding Pesticide Chemical and Food Additive Nickel Sulfate

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 408(d)(1), 409(b), 68 Stat. 512, 72 Stat. 1786; 21 U.S.C. 346a(d)(1), 348(b)), the following notice is issued:

In accordance with § 120.8 *Withdrawal of petitions without prejudice* of the pesticide regulations and § 121.52 *Withdrawal of petitions without prejudice* of the procedural food additive regulations, Rohm and Haas Company, 222 West Washington Square, Philadelphia 5, Pennsylvania, has withdrawn its petition published in the FEDERAL REGISTER of March 14, 1963 (28 F.R. 2510), proposing the establishment of a pesticide tolerance for residues of the fungicide nickel sulfate in or on the whole grain and straw of barley, oats, rice, rye, and wheat, and food additive tolerances for residues in the bran and flour of these treated grains.

The withdrawal of this petition is without prejudice to a future filing.

Dated: October 3, 1963.

ROBERT S. ROE,
Director, Bureau of
Biological and Physical Sciences.

[F.R. Doc. 63-10696; Filed, Oct. 8, 1963; 8:47 a.m.]

ROHM AND HAAS CO.

Notice of Withdrawal of Petition Regarding Pesticide Chemical Maneb

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 408(d)(1), 68 Stat. 512; 21 U.S.C. 346a(d)(1)), the following notice is issued:

In accordance with § 120.8 *Withdrawal of petitions without prejudice* of the pesticide regulations, Rohm and Haas Company, 222 West Washington Square, Philadelphia 5, Pennsylvania, has withdrawn its petition published in the FEDERAL REGISTER of March 2, 1963 (28 F.R. 2068), proposing the establishment of tolerances for residues of the fungicide maneab in or on the whole grain and straw of barley, oats, rice, rye, and wheat.

The withdrawal of this petition is without prejudice to a future filing.

Dated: October 3, 1963.

ROBERT S. ROE,
Director, Bureau of
Biological and Physical Sciences.

[F.R. Doc. 63-10697; Filed, Oct. 8, 1963; 8:47 a.m.]

DELMONICO FOODS, INC.

Spaghetti and Macaroni Deviating From Identity Standard; Notice of Issuance of Temporary Permit To Cover Market Testing

Pursuant to § 10.5(j) of Title 21, Code of Federal Regulations concerning temporary permits to facilitate market testing of foods varying from the requirements of standards of identity promulgated pursuant to section 401 of the Federal Food, Drug, and Cosmetic Act, notice is given that a temporary permit has been issued to Delmonico Foods Inc., Tampa, Florida, to cover interstate marketing tests of spaghetti and macaroni deviating from the requirements of the standards of identity for such foods (21 CFR 16.1). The spaghetti and macaroni will contain glyceryl monostearate in a quantity not to exceed 2 percent by weight of the farinaceous ingredients. Such use of glyceryl monostearate will require label declaration.

This permit expires September 27, 1964.

Dated: October 3, 1963.

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

[F.R. Doc. 63-10698; Filed, Oct. 8, 1963; 8:47 a.m.]

COMMERCIAL SOLVENTS CORP.

Notice of Filing of Petition Regarding Food Additives Diethylstilbestrol and Zinc Bacitracin

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(b)(5), 72 Stat. 1786; 21 U.S.C. 348(b)(5)), notice is given that a petition (FAP 1213) has been filed by Commercial Solvents Corporation, Terre Haute, Indiana, proposing the amendment of § 121.225 to provide for the safe use of zinc bacitracin with diethylstilbestrol in cattle feed, as follows:

§ 121.225 *Antibiotics for growth promotion and feed efficiency.*

(c) * * *

(iv) In feed for growing cattle, in an amount not less than 35 milligrams nor more than 70 milligrams per animal per day with diethylstilbestrol at a level of 10 milligrams per animal per day.

Dated: October 2, 1963.

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

[F.R. Doc. 63-10679; Filed, Oct. 8, 1963; 8:46 a.m.]

WYANDOTTE CHEMICALS CORP.

Notice of Filing of Petition Regarding Food Additives Sanitizing Solutions

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(b)(5), 72 Stat. 1786; 21 U.S.C. 348(b)(5)), notice is given that a petition (FAP 1227) has been filed by Wyandotte Chemicals Corporation, Wyandotte, Michigan, proposing the amendment of § 121.2547 *Sanitizing solutions* to provide for the safe use of dichloroisocyanuric acid, trichloroisocyanuric acid, and the sodium and potassium salts of these acids, in sanitizing solutions used on food-processing equipment and utensils, when followed by adequate draining before contact with food.

Dated: October 1, 1963.

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

[F.R. Doc. 63-10680; Filed, Oct. 8, 1963; 8:46 a.m.]

ATOMIC ENERGY COMMISSION

[Docket No. 50-203]

GENERAL ELECTRIC CO.

Notice of Extension of Completion Date

Please take notice that the Atomic Energy Commission has issued an order extending to November 15, 1963, the latest completion date specified in Construction Permit No. CPCX-21 for construction of the Mixed Spectrum Critical Assembly to be located in Building 105 of General Electric Company's Vallecitos Atomic Laboratory in Alameda County, California.

Copies of the Commission's Order and of the application amendment filed by the General Electric Company are available for public inspection at the Commission's Public Document Room, 1717 H Street NW., Washington, D.C.

Dated at Bethesda, Md., this 30th day of September 1963.

For the Atomic Energy Commission.

R. LOWENSTEIN,
Director, Division of
Licensing and Regulation.

[F.R. Doc. 63-10661; Filed, Oct. 8, 1963; 8:45 a.m.]

[Docket No. 50-54]

UNION CARBIDE CORP.**Notice of Issuance of Amendment to Facility License**

Please take notice that the Atomic Energy Commission has issued Amendment No. 5, as set forth below, to Facility License No. R-81. The license authorizes Union Carbide Corporation to operate its pool-type nuclear reactor located at the licensee's site in Sterling Forest, New York. The amendment incorporates into the license authorization to possess and use a 50-curie antimony-beryllium reactor startup source and a 300-microcurie strontium-90 nuclear instrument calibration source, in accordance with the application for license amendment dated March 21, 1963. Authority to possess and use these sources was previously contained in a separate byproduct material license. The reactor startup source will be leak tested by analysis of pool water, rather than by leak testing at six-month intervals as was done under the byproduct material license.

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 required since the amendment 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 the application for license amendment dated March 21, 1963, which is available for public inspection at the Commission's Public Document Room, 1717 H Street NW., Washington, D.C.

Dated at Bethesda, Md., this 27th day of September 1963.

For the Atomic Energy Commission.

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

[License No. R-81; Amdt. No. 5]

1. Paragraph 3C of License No. R-81 issued to Union Carbide Corporation authorizing operation of its pool-type nuclear reactor located in Sterling Forest, New York, is hereby amended in its entirety to read as follows:

"3C. Pursuant to the Act and Title 10, CFR, Chapter I, Part 30, 'Licensing of Byproduct Material,' to possess and use (1) an antimony-beryllium sealed source of up to 50 curies for reactor startup, and (2) a strontium-90 sealed source of up to 300 microcuries as a nuclear instrument calibration source in connection with operation of the reactor; and to possess, but not to separate, such byproduct material as may be produced by operation of the reactor."

2. A new paragraph 4L is added to License No. R-81, as amended, as follows:

"4L. The antimony-beryllium sealed source shall be leak tested in accordance with the procedures described in the application for license amendment dated March 21, 1963.

The strontium-90 sealed source shall be tested for leakage and/or contamination at intervals not to exceed six (6) months."

3. This amendment is effective as of the date of issuance.

Date of issuance: September 27, 1963.

For the Atomic Energy Commission.

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

[F.R. Doc. 63-10662; Filed, Oct. 8, 1963; 8:45 a.m.]

[Docket No. 50-207]

UNITED NUCLEAR CORP.**Notice of Proposed Issuance of Construction Permits**

Please take notice that the Atomic Energy Commission proposes to issue to United Nuclear Corporation two construction permits, each substantially in the form annexed, which would authorize the construction of (1) a Split Bed Critical Assembly and (2) a Shield Mock-Up Reactor (SMR). Both facilities are to be located in the same new extension to an existing Critical Facilities building at the Corporation's site at Pawling, New York. The reactors are to be located in separate cells and each would be operated independent of the other from its control room.

The Commission has found that the application, as amended, 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.

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 the proposed issuance of these construction permits may file a petition for leave to intervene. A 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, a notice of hearing or an appropriate order will be issued.

For further details with respect to this proposed issuance, see (1) the application and amendment thereto and (2) the related hazards analysis prepared by the Test and Power Reactor Safety Branch of the Division of Licensing and Regulation, all 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 (2) above may be obtained at the Commission's Public Document Room, or upon request addressed to the Atomic Energy Commission, Washington 25, D.C., Attention: Director, Division of Licensing and Regulation.

Dated at Bethesda, Md., this 27th day of September 1963.

For the Atomic Energy Commission.

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

UNITED NUCLEAR CORPORATION

[Docket No. 50-207]

PROPOSED CONSTRUCTION PERMIT

1. By application dated March 4, 1963, and two amendments thereto each dated June 20, 1963 (hereinafter referred to as "the application") United Nuclear Corporation requested a class 104 license, authorizing construction and operation on the United Nuclear Corporation's site at Pawling, New York, of a Split Bed Critical Assembly (hereinafter referred to as "the reactor").

2. The Atomic Energy Commission ("the Commission") hereby finds that:

A. The reactor will be a utilization facility as defined in the Commission's regulations contained in Title 10, Chapter I, CFR, Part 50, "Licensing of Production and Utilization Facilities."

B. The reactor will be used in the conduct of research and development activities of the type specified in section 31 of the Atomic Energy Act of 1954, as amended (hereinafter referred to as "the Act").

C. United Nuclear Corporation is financially qualified to construct and operate the reactor in accordance with the regulations contained in Title 10, Chapter I, CFR, Part 50, to assume financial responsibility for payment of Commission charges for special nuclear material and to undertake and carry out the proposed use of such material for a reasonable period of time.

D. United Nuclear Corporation is technically qualified to design, construct, and operate the reactor.

E. United Nuclear Corporation has described the proposed design of the facility, including the principal architectural and engineering criteria for the design, and the major features or components have been identified on which further technical information is required.

F. The omitted technical information will be supplied.

G. United Nuclear Corporation has proposed and there will be conducted a research and development program reasonably designed to resolve the safety questions with respect to those features or components which require research and development.

H. There is reasonable assurance that (1) such safety questions will be satisfactorily resolved at or before the latest date specified for completion of construction and (2) the proposed facility can be constructed and operated at the proposed location without undue risk to the health and safety of the public.

I. The issuance of a construction permit to United Nuclear Corporation will not be inimical to the common defense and security or to the health and safety of the public.

3. Pursuant to the Act and Title 10, Chapter I, CFR, Part 50, "Licensing of Production and Utilization Facilities," the Commission hereby issues a provisional construction permit to United Nuclear Corporation to construct the reactor in accordance with the application. This permit shall be deemed to contain and be subject to the conditions specified in §§ 50.54 and 50.55 of said regulations; is subject to all applicable provisions of the Act and rules, regulations, and orders of the Commission now or hereafter in effect; and is subject to the additional conditions specified below:

A. The earliest completion date of the reactor is November 1, 1963. The latest date for completion of the reactor is December 31, 1964. The term "completion date" as used herein, means the date on which construction of the reactor is completed except for the introduction of the fuel material.

B. The reactor shall be constructed and located at the location on the Corporation's site at Pawling, New York, specified in the application.

C. The issuance of this permit does not constitute any commitment by the Atomic Energy Commission to pay or bear any share of any cost attributable to this facility on either a direct or indirect basis under AEC Contract No. AT(30-1)-3078, Subcontract No. 1, or any other contract or subcontract, or otherwise.

4. This permit is provisional to the extent that a license authorizing operation of the facility will not be issued by the Commission unless United Nuclear Corporation has submitted to the Commission (by amendment of the application) additional data required to complete the hazards analysis of operating the proposed facility and the Commission has found the final design provides reasonable assurance that the health and safety of the public will not be endangered by operation of the reactor in accordance with the specified procedures.

5. Upon completion (as defined in paragraph "3A" above) of the construction of the reactor in accordance with the terms and conditions of this permit, upon filing of the additional information needed to bring the original application up-to-date, upon finding that the reactor authorized has been constructed and will operate in conformity with the application as amended and in conformity with the provisions of the Act and of the rules and regulations of the Commission, upon the filing of proof of financial protection required by AEC regulation 10 CFR Part 140, and in the absence of any good cause being shown to the Commission why the granting of a license would not be in accordance with the provisions of the Act, the Commission will issue a Class 104 license to the United Nuclear Corporation pursuant to section 104c of the Act, which license shall expire twenty (20) years after the date of this provisional construction permit.

Date of issuance:

For the Atomic Energy Commission.

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

UNITED NUCLEAR CORPORATION

[Docket No. 50-207]

PROPOSED CONSTRUCTION PERMIT

1. By application dated March 4, 1963, and two amendments thereto each dated June 20, 1963 (hereinafter referred to as "the application") United Nuclear Corporation requested a class 104 license, authorizing construction and operation on the United Nuclear Corpo-

ration's site at Pawling, New York of a Shield Mock-Up reactor (SMR) Critical Assembly (hereinafter referred to as "the reactor").

2. The Atomic Energy Commission ("the Commission") hereby finds that:

A. The reactor will be a utilization facility as defined in the Commission's regulations contained in Title 10, Chapter I, CFR, Part 50, "Licensing of Production and Utilization Facilities."

B. The reactor will be used in the conduct of research and development activities of the type specified in section 31 of the Atomic Energy Act of 1954, as amended (hereinafter referred to as "the Act").

C. United Nuclear Corporation is financially qualified to construct and operate the reactor in accordance with the regulations contained in Title 10, Chapter I, CFR, Part 50, to assume financial responsibility for payment of Commission charges for special nuclear material and to undertake and carry out the proposed use of such material for a reasonable period of time.

D. United Nuclear Corporation is technically qualified to design, construct and operate the reactor.

E. United Nuclear Corporation has described the proposed design of the facility, including the principal architectural and engineering criteria for the design, and, the major features or components have been identified on which further technical information is required.

F. The omitted technical information will be supplied.

G. United Nuclear Corporation has proposed and there will be conducted a research and development program reasonably designed to resolve the safety questions with respect to those features or components which require research and development.

H. There is reasonable assurance that (1) such safety questions will be satisfactorily resolved at or before the latest date specified for completion of construction and (2) the proposed facility can be constructed and operated at the proposed location without undue risk to the health and safety of the public.

I. The issuance of a construction permit to United Nuclear Corporation will not be inimical to the common defense and security or to the health and safety of the public.

3. Pursuant to the Act and Title 10, Chapter I, CFR, Part 50, "Licensing of Production and Utilization Facilities," the Commission hereby issues a provisional construction permit to United Nuclear Corporation to construct the reactor in accordance with the application. This permit shall be deemed to contain and be subject to the conditions specified in §§ 50.54 and 50.55 of said regulations; is subject to all applicable provisions of the Act and rules, regulations, and orders of the Commission now or hereafter in effect; and is subject to the additional conditions, specified below:

A. The earliest completion date of the reactor is November 1, 1963. The latest date for completion of the reactor is December 31, 1964. The term "completion date" as used herein, means the date on which construction of the reactor is completed except for the introduction of the fuel material.

B. The reactor shall be constructed and located at the location on the Corporation's site at Pawling, New York, specified in the application.

C. The issuance of this permit does not constitute any commitment by the Atomic Energy Commission to pay or bear any share of any cost attributable to this facility on either a direct or indirect basis under AEC Contract No. AT(30-1)-3078, Subcontract No. 1, or any other contract or subcontract, or otherwise.

4. This permit is provisional to the extent that a license authorizing operation of the facility will not be issued by the Commission unless United Nuclear Corporation has

submitted to the Commission (by amendment of the application) additional data required to complete the hazards analysis of operating the proposed facility and the Commission has found the final design provides reasonable assurance that the health and safety of the public will not be endangered by operation of the reactor in accordance with the specified procedures.

5. Upon completion (as defined in paragraph "3A" above) of the construction of the reactor in accordance with the terms and conditions of this permit, upon filing of the additional information needed to bring the original application up-to-date, upon finding that the reactor authorized has been constructed and will operate in conformity with the application as amended and in conformity with the provisions of the Act and of the rules and regulations of the Commission, upon the filing of proof of financial protection required by AEC regulation 10 CFR Part 140, and in the absence of any good cause being shown to the Commission why the granting of a license would not be in accordance with the provisions of the Act, the Commission will issue a Class 104 license to the United Nuclear Corporation pursuant to section 104c of the Act, which license shall expire twenty (20) years after the date of this provisional construction permit.

For the Atomic Energy Commission.

Date of issuance:

SAUL LEVINE,
Chief, Test and Power Reactor
Safety Branch, Division of Li-
censing and Regulation.

[F.R. Doc. 63-10663; Filed, Oct. 8, 1963;
8:45 a.m.]

CIVIL AERONAUTICS BOARD

[Docket No. 14713; Order E-20067]

SOUTHERN AIRWAYS, INC.

Order To Show Cause

Adopted by the Civil Aeronautics Board at its office in Washington, D.C., on the 3d day of October 1963.

Application of Southern Airways, Inc., Docket No. 14713; for an amendment to its certificate of public convenience and necessity to redesignate the intermediate point, Moultrie, Georgia, as Moultrie-Thomasville, Georgia.

On August 19, 1963, Southern Airways, Inc. (Southern) filed an application for amendment of its certificate so as to redesignate Moultrie, Georgia, as Moultrie-Thomasville, Georgia. Moultrie is an intermediate point on segment 2 of Southern's Route 98.

In support of its application, Southern alleges, inter alia, that it has been providing air transportation to Moultrie and Thomasville through the Moultrie Airport, known as the "Sunset Airport" since June 25, 1949; that Thomasville is located twenty miles south of the "Sunset Airport"; that Thomasville's residents have ready access to and from the "Sunset Airport" via surface transportation; that identification of Thomasville in Southern's schedules would be of substantial benefit to the travelling public; and that the "Sunset Airport" is to be operated as a joint facility by the Cities of Moultrie and Thomasville on a fifty-fifty basis.

No answers to Southern's application have been received.

The Board has decided to institute a proceeding under section 401(g) of the Act with a view toward amending Southern's certificate of public convenience and necessity for Route 98 so as to redesignate the present point, Moultrie, as Moultrie-Thomasville.

In reaching the conclusion that Southern's certificate should be amended as sought in its application, the Board has taken all relevant factors into consideration. Because of the proximity of Thomasville to Moultrie and the proximity of both cities to the "Sunset Airport," service to Moultrie is, in fact, service to Thomasville. Thomasville has arranged to share equally in improvement expenses at the "Sunset Airport." Although no estimate of Thomasville air passengers using the "Sunset Airport" was submitted by the applicant, it is reasonable to assume that Thomasville traffic will increase.¹ Grant of the requested authority would enable Southern to advertise service to Thomasville and also list the community in its schedules, with resulting benefits to the carrier as well as the travelling public. Moreover, since Southern proposes service through a single airport, redesignation would not entail additional subsidy and would be consistent with the area airline service airport concept. In addition, both Moultrie and Thomasville support the relief requested.

Upon consideration of the foregoing, the Board, pursuant to section 401(g) of the Act, tentatively finds and concludes that the public convenience and necessity require that the certificate held by Southern for Route 98 should be amended so as to redesignate the point Moultrie, Georgia, as Moultrie-Thomasville, Georgia, as Moultrie-Thomasville, Georgia, to be served through the "Sunset Airport" on segment 2 thereof.

Accordingly, it is ordered:

1. That all interested persons are directed to show cause within 10 days of service of a copy of this order why the Board should not issue an order making final the tentative findings and conclusions stated herein and issue to Southern Airways, Inc. an amended certificate of public convenience and necessity for Route 98 redesignating the point, Moultrie, Georgia, as Moultrie-Thomasville, Georgia, to be served through the "Sunset Airport" on segment 2 thereof;²

2. That if timely objections are filed, further consideration will be accorded the matters or issues raised by the objections before further action is taken by the Board;

¹ In the Southeastern Area Local Service Case, Docket 7038, et al., the Board found that only one-tenth of the Thomasville passengers used the "Sunset Airport" (Order E-14754, dated December 18, 1959). Since that time, however, Eastern Air Lines, Inc.'s service between Atlanta, Georgia, and Tallahassee, Florida, the service formerly relied on by the majority of Thomasville's passengers, has been reduced from four to three round trips daily. In addition, Southern has upgraded one of its three round trips between Atlanta and Moultrie from DC-3 to Martin equipment.

² Petitions for reconsideration of this order will not be entertained. All responses to this order shall comply with the Board's rules of practice in Economic Proceedings.

3. That in the event no objections are filed, all further procedural steps will be deemed to have been waived, and the case will be submitted to the Board for final action;

4. That copies of this order shall be served on the following persons who are hereby made parties to this proceeding: Southern Airways, Inc.; the City of Moultrie, Georgia; the City of Thomasville, Georgia; and the Colquitt County Airport, Moultrie, Georgia; and

5. That copies of this order shall be served on the Governor of Georgia, the Postmaster General, and Eastern Air Lines, Inc.

This order will be published in the FEDERAL REGISTER.

By the Civil Aeronautics Board.

[SEAL] HAROLD R. SANDERSON,
Secretary.

[F.R. Doc. 63-10719; Filed, Oct. 8, 1963; 8:47 a.m.]

Call letters	Location	Power kw	Antenna	Schedule	Class	Expected date of commencement of operation
CKDR (assignment of call letters).	Dryden, Ontario-----	900 kilocycles	ND	D	II	
		910 kilocycles				
CFCB (assignment of call letters).	Stephenville, Newfoundland.	0.5-----	ND	U	III	
CFBV (assignment of call letters).	Smithers, British Columbia.	1 D/0.25-----	N-ND	U	IV	
		1230 kilocycles				
New-----	Kitimat, British Columbia.	1 D/0.25-----	N-ND	U	IV	Aug. 15, 1964
New-----	Wawa, Ontario-----	1240 kilocycles	N-ND	U	IV	Aug. 15, 1964
		1400 kilocycles				
CJFP (now in operation with increased daytime power).	Riviere du Loup, Province of Quebec.	5 D/0.25-----	N-ND	U	IV	
New-----	Ste. Anne de la Perade, Province of Quebec.	1420 kilocycles	DA-2	U	III	Aug. 15, 1964
		1490 kilocycles				
CFWB (assignment of call letters--now in operation).	Campbell River, British Columbia.	0.25-----	ND	U	IV	

[SEAL]

FEDERAL COMMUNICATIONS COMMISSION,
BEN F. WAPLE,
Secretary.

[F.R. Doc. 63-10707; Filed, Oct. 8, 1963; 8:47 a.m.]

[Docket Nos. 14977, 14978; FCC 63M-1095]

**ABACOA RADIO CORP. (WRAI) AND
MID-OCEAN BROADCASTING CORP.**

**Order Scheduling Prehearing
Conference**

In re applications of Abacoa Radio Corporation (WRAI), Rio Piedras (San Juan), Puerto Rico, Docket No. 14977, File No. BP-14070; Mid-Ocean Broadcasting Corporation, San Juan, Puerto Rico, Docket No. 14978, File No. BP-14994; for construction permits.

At the oral request of counsel for the Commission's Broadcast Bureau: *It is ordered*, This 2d day of October 1963, that a further hearing conference in this proceeding will be held at 10:00 a.m.,

**FEDERAL COMMUNICATIONS
COMMISSION**

[List No. 180]

CANADIAN BROADCAST STATIONS

**Changes, Proposed Changes, and
Corrections in Assignments**

SEPTEMBER 16, 1963.

Notification under the provisions of Part III section 2 of the North American Regional Broadcasting Agreement: List of changes, proposed changes and corrections in Assignments of Canadian Broadcast Stations Modifying Appendix containing assignments of Canadian Broadcast Stations (Mimeograph No. 47214-3) attached to the Recommendations of the North American Regional Broadcasting Agreement Engineering Meeting.

FEDERAL COMMUNICATIONS COMMISSION,
BEN F. WAPLE,
Secretary.

October 8, 1963, at the offices of the Commission in Washington, D.C.

Released: October 3, 1963.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] BEN F. WAPLE,
Secretary.

[F.R. Doc. 63-10708; Filed, Oct. 8, 1963; 8:47 a.m.]

[Docket No. 15105; FCC 63M-1084]

**CENTRAL BROADCASTING CO.
(WCGC)**

Order Continuing Hearing

In re application of Central Broadcasting Company (WCGC), Belmont,

North Carolina, Docket No. 15105, File No. BP-15138; for construction permit. It is ordered, This 30th day of September 1963, that the motion to continue the proceeding filed by the applicant and consented to by all of the parties is granted, that the commencement date of the hearing in this matter is postponed from October 29 to November 12, 1963, and that other procedural dates are rescheduled as follows:

Exchange of written evidence, October 15. Notification of witnesses, November 1.

Released: October 2, 1963.

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

[F.R. Doc. 63-10709; Filed, Oct. 8, 1963; 8:47 a.m.]

[Docket Nos. 14748, 14749; FCC 63M-1072]

CHARLES COUNTY BROADCASTING CO., INC., AND DORLEN BROADCASTERS, INC.

Order Scheduling Hearing

In re applications of Charles County Broadcasting Co., Inc., La Plata, Maryland, Docket No. 14748, File No. BP-14748; Dorlen Broadcasters, Inc., Waldorf, Maryland, Docket No. 14749, File No. BP-15287; for construction permits.

A hearing conference in the above-entitled matter having been held on September 27, 1963, and it appearing from the record made therein that certain agreements were reached and certain rulings were made which should be formalized by order;

It is ordered, This 27th day of September 1963, that:

(1) The direct affirmative case of Dorlen Broadcasters, Inc., on Issues 1, 2, 3 and 10, shall be presented primarily in the form of sworn, written exhibits, but that Dorlen shall have the right to supplement its written case by oral testimony;

(2) Copies of the Dorlen exhibits shall be supplied to counsel for all other parties and the Hearing Examiner on or before October 28, 1963, and that, in the event Dorlen proposes to offer any portion of its direct case in oral form, it shall advise counsel for all other parties and the Hearing Examiner of the identity of its witnesses and the general scope of their testimony on or before October 28, 1963;

(3) Any party wishing to call for cross-examination any witness responsible for the preparation of any of the Dorlen exhibits shall give notification thereof on or before November 12, 1963; and,

It is further ordered, That hearing shall resume on November 18, 1963, commencing at 10:00 a.m. in the offices of the Commission at Washington, D.C.

Released: September 30, 1963.

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

[F.R. Doc. 63-10710; Filed, Oct. 8, 1963; 8:47 a.m.]

[Docket Nos. 15176, 15177; FCC 63M-1090]

RADIO STATION WTIF, INC., AND WDMG, INC.

Order Changing Place of Hearing

In the matter of revocation of license of Radio Station WTIF, Inc., for Standard Broadcast Station WTIF, Tifton, Georgia, Docket No. 15176.

In re application of WDMG, Inc., Docket No. 15177, File No. BR-1709; for renewal of license of Standard Broadcast Station WDMG, Douglas, Georgia.

It is ordered, This 2d day of October 1963, that the hearing in the above-entitled proceeding will be convened December 9, 1963, in Tifton, Georgia, in lieu of Washington, D.C., as originally scheduled.

Released: October 3, 1963.

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

[F.R. Doc. 63-10711; Filed, Oct. 8, 1963; 8:47 a.m.]

[Docket Nos. 15176, 15177; FCC 63M-1082]

RADIO STATION WTIF, INC., AND WDMG, INC.

Order Scheduling Hearing

In the matter of revocation of license of Radio Station WTIF, Inc. For Standard Broadcast Station WTIF, Tifton, Georgia, Docket No. 15176.

In re application of WDMG, Inc., Docket No. 15177, File No. BR-1709; for renewal of license of Standard Broadcast Station WDMG, Douglas, Georgia.

It is ordered, this 30th day of September 1963, that Charles J. Frederick will preside at the hearing in the above-entitled proceeding which is hereby scheduled to commence on December 9, 1963, in Washington, D.C.: And, it is further ordered, That a prehearing conference in the proceeding will be convened by the presiding officer at 10:00 a.m., October 23, 1963.

Released: October 1, 1963.

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

[F.R. Doc. 63-10712; Filed, Oct. 8, 1963; 8:47 a.m.]

[Docket Nos. 15162-15164; FCC 63M-1100]

STATION VIEW REALTY CO. ET AL.

Order Continuing Prehearing Conference

In re applications of the Station View Realty Company, Cleveland, Ohio, Docket No. 15162, File No. BPCT-2870; Cleveland Broadcasting, Inc., Cleveland, Ohio, Docket No. 15163, File No. BPCT-3117; Community Telecasters of Cleveland, Inc., Cleveland, Ohio, Docket No. 15164, File No. BPCT-3176; for construction permits for new television broadcast stations.

The Hearing Examiner having under consideration a "Petition for Continuance of Prehearing Conference" filed October 2, 1963 by Cleveland Broadcasting, Inc., an applicant in the above-entitled proceeding, and

It appearing, that good cause for the continuance has been shown and that all parties agree to the continuance:

It is ordered, This 4th day of October 1963, that the aforesaid petition for continuance be granted and that, accordingly, the prehearing conference now scheduled for October 18, 1963 be, and it hereby is, continued to 10:00 a.m., October 25, 1963, in the Commission's offices in Washington, D.C.

Released: October 4, 1963.

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

[F.R. Doc. 63-10713; Filed, Oct. 8, 1963; 8:47 a.m.]

FEDERAL POWER COMMISSION

[Docket No. CP64-56]

NEW YORK STATE NATURAL GAS CORP.

Notice of Application and Date of Hearing

OCTOBER 1, 1963.

Take notice that on September 4, 1963, New York State Natural Gas Corporation (New York Natural) filed in Docket No. CP64-56 and application, pursuant to section 7(c) of the Natural Gas Act, for a certificate of public convenience and necessity to sell and deliver natural gas to the Pavilion Natural Gas Company (Pavilion), 56 Main Street, Geneseo, New York. New York Natural proposes to tap its 8-inch transmission pipeline in the Town of York, Livingston County, New York, and from that point construct a 6 3/8-inch O.D. pipeline, approximately 1.4 miles in length to a point near the intersection of Federal and Peoria Roads, also in the Town of York, and to construct and operate at the latter point a measuring and regulating station, for the sale and delivery of gas to Pavilion under New York Natural's Rate Schedule CR-3-A for resale in Livingston County, New York. The estimated cost of New York Natural's facilities is \$43,360.00. Pavilion plans to distribute such gas in the Village of Geneseo and the Hamlets of Greigsville, Retsof, Piffard, Wadsworth, and the Town of York, all in Livingston County, New York. Service is expected to commence on or about November 1, 1963. The expected market requirements in Mcfs at 14.73 psia are:

	Annual	Year	Peak day
1963 (2 months)-----	20,000	1963-64	420
1964-----	100,000	1964-65	835
1965-----	200,000	1965-66	1,385
1966-----	225,000	1966-67	1,550

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 authorization 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 October 24, 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 October 21, 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.

GORDEN M. GRANT,
Acting Secretary.

[F.R. Doc. 63-10655; Filed, Oct. 8, 1963;
8:45 a.m.]

[Docket No. RI64-157]

PANHANDLE PRODUCING CO.

Order Providing for Hearing on and Suspension of Proposed Change in Rate

OCTOBER 1, 1963.

On September 3, 1963, Panhandle Producing Company (Panhandle)¹ tendered for filing a proposed change in its presently effective rate schedule for sales of natural gas subject to the jurisdiction of the Commission. The proposed change, which constitutes an increased rate and charge, is contained in the following designated filing:

Description: Notice of change, dated August 26, 1963.

Purchaser and producing area: Eva N. Glass, et al., Successors to Henderson Trusts FPC Gas Rate Schedule No. 1 covering resale to Colorado Interstate Gas Company. (West Panhandle Field, Hutchinson County, Texas) (Railroad District No. 10).

Rate schedule designation: Supplement No. 16 to Panhandle's FPC Gas Rate Schedule No. 1.

Effective date: October 4, 1963.²

Amount of annual increase: \$7,972.

Effective rate: 8 cents per Mcf.

¹ Address is: 2202 Alamo National Building, San Antonio 5, Texas.

² The stated effective date is the first day after expiration of the required thirty days' notice.

Proposed rate: 11 cents per Mcf.³
Pressure base: 14.65 psia.

Panhandle requests an effective date of October 1, 1963, for its proposed rate increase. Good cause has not been shown for waiving the 30-day notice requirement provided in section 4(d) of the Natural Gas Act to permit an earlier effective date for Panhandle's rate increase and such request is denied.

Panhandle's proposed rate increase (from 8 cents to 11 cents per Mcf) relates to gas being sold to a gasoline plant owned and operated by Eva N. Glass, et al. (Glass)⁴ successors in interest to Frank C. Henderson Trust No. 2 and Elizabeth P. Henderson Trust No. 2. The residue gas, after processing, is resold at the plant outlet to Colorado Interstate Gas Company in the West Panhandle Field, Hutchinson County, Texas. We consider the area rate ceiling to be applicable to the sales of residue gas by Glass after processing. Accordingly, Panhandle's proposed increased rate, although not in excess of the increased ceiling for pipeline quality gas for Texas Railroad District No. 10 as set forth in the Commission's Statement of General Policy No. 61-1, as amended (18 CFR, Chapter I, Part 2, 2.56), should be suspended because the sale related thereto is considered to be for non-pipeline quality gas.

The increased rate and charge so proposed 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 a hearing concerning the lawfulness of the proposed change, and that Supplement No. 16 to Panhandle's FPC Gas Rate Schedule No. 1 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, Chapter I), a public hearing shall be held upon a date to be fixed by notice from the Secretary concerning the lawfulness of the proposed increased rate and charge contained in Supplement No. 16 to Panhandle's FPC Gas Rate Schedule No. 1.

(B) Pending such hearing and decision thereon, Supplement No. 16 to Panhandle's FPC Gas Rate Schedule No. 1 is hereby suspended and the use thereof deferred until March 4, 1964, and thereafter until such further time as it is made effective in the manner prescribed by the Natural Gas Act.

(C) Neither the supplement hereby suspended, nor the rate schedule sought to be altered thereby, shall be changed until this proceeding has been disposed of or until the period of suspension has expired, unless otherwise ordered by the Commission.

³ Dry but sour gas.

⁴ Panhandle owns 22 percent of the gasoline plant and is one of the "et al." parties to the Colorado Interstate Gas Company sale.

(D) Notices of intervention or petitions to intervene may be filed with the Federal Power Commission, Washington, D.C., in accordance with the rules of practice and procedure (18 CFR 1.8 and 1.37(f)) on or before November 13, 1963.

By the Commission.

[SEAL]

GORDON M. GRANT,
Acting Secretary.

[F.R. Doc. 63-10656; Filed, Oct. 8, 1963;
8:45 a.m.]

[Docket No. G-3203 etc.]

SINCLAIR OIL & GAS CO. ET AL.

Notice of Applications for Certificates, Abandonment of Service and Petitions To Amend Certificates¹

OCTOBER 1, 1963.

Take notice that each of the above Applicants has filed an application or petition pursuant to section 7 of the Natural Gas Act for authorization to sell natural gas in interstate commerce or to abandon service heretofore authorized as described herein, all as more fully described in the respective applications and amendments which are on file with the Commission and open to public inspection.

Sinclair Oil & Gas Company (formerly Drilling & Exploration Company, Inc.), Docket No. G-3203, et al.;² Phillips Petroleum Company, Docket No. G-3468; An-Son Corporation (formerly An-Son Petroleum Corporation), Docket No. G-6693; H. N. Burnett, et al. (formerly Burnett Corporation), Docket No. G-6901; Gas Production Company (formerly W. H. Hudson Company), Docket No. G-9165; Champlin Oil & Refining Company, Docket No. G-9490; Warren Petroleum Corporation, Docket No. G-16030; An-Son Corporation (formerly An-Son Petroleum Corporation), Docket No. G-19542; An-Son Corporation (Operator), et al. (formerly An-Son Petroleum Corporation (Operator), et al.), Docket No. CI60-364; An-Son Corporation (formerly An-Son Petroleum Corporation), Docket No. CI60-663; The Hefner Company (formerly W. J. Hefner), Docket No. CI61-576; Woods Petroleum Corporation, Docket No. CI61-1031; J. H. Cordell, et al., Docket No. CI62-614; Petroleum Corporation of Texas (Operator), et al. (formerly M. B. Rudman (Operator), et al.), Docket No. CI62-1057; Marathon Oil Company (Operator), et al., Docket No. CI63-271; Yingling Oil, Inc., Docket No. CI63-697; Ann Oil and Gas, Inc., et al., Docket No. CI63-939; California College of Arts and Crafts, Docket No. CI63-1527; Sun Oil Company (Eastern Division), Docket No. CI64-362; D. W. Skinner (Operator), et al., Docket No. CI64-363; General American Oil Company of Texas (Operator), et al., Docket No. CI64-364; John W. Mecom, Docket No. CI64-365; Woods Petroleum Corpo-

¹ This notice does not provide for consolidation for hearing of the several matters covered herein, nor should it be so construed.

² "Et al." includes Docket Nos. G-3204, G-3205, G-3207, CI60-112, CI60-113, CI60-114, CI61-686 and CI63-121.

ration, Docket No. CI64-366; Aztec Oil & Gas Company, Docket No. CI64-367; W. E. Bourne and E. H. Bourne, Docket No. CI64-368; Laurel Fork Oil & Gas Company, Docket No. CI64-369; Barnwell Drilling Company, Inc., Docket No. CI64-

370; Louis J. Smith, Docket No. CI64-371; Gordon Street, Inc. (Operator), et al., Docket No. CI64-372; Pioneer Production Corporation (Operator), et al., Docket No. CI64-373; Donnie McCumbers Lease, Docket No. CI64-374.

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 October 21, 1963.

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 without further notice before the Commission on all applications in which no protest or petition to intervene is filed within the time required herein, if the Commission on its own review of the matter believes that a grant of the certificates is required by the public convenience and necessity. Where a protest or petition for leave to intervene is timely filed, or where the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicants to appear or be represented at the hearing.

GORDON M. GRANT,
Acting Secretary.

[F.R. Doc. 63-10657; Filed, Oct. 8, 1963; 8:45 a.m.]

INTERAGENCY TEXTILE ADMINISTRATIVE COMMITTEE

COTTON TEXTILE PRODUCTS IN CATEGORY 62 PRODUCED OR MANUFACTURED IN THE REPUBLIC OF CHINA

Restriction on Entry or Withdrawal From Warehouse

OCTOBER 3, 1963.

The United States Government, in furtherance of the objectives of, and under the terms of, the Long Term Arrangement Regarding International Trade done at Geneva on February 9, 1962, has informed the Republic of China that it intends, pending the conclusion of discussions with the Republic of China on the subject of the exports of cotton textiles and cotton textile products from the Republic of China to the United States, to renew the arrangements in effect between the two governments on the exports of such goods to the United States in Category 62, produced or manufactured in the Republic of China, during the twelve-month period beginning October 15, 1962.

There is published below a letter of October 2, 1963, from the Chairman, President's Cabinet Textile Advisory Committee to the Commissioner of Customs, directing that the amount of cotton textile products in Category 62 produced or manufactured in the Republic

Docket No. and date filed	Purchaser	Field and location	Price per Mcf	Pressure base
G-3203, et al. E 9-20-63	Southwest Gas Producing Co., Inc.	Lisbon and Northwest Lisbon Fields, Claiborne and Lincoln Parishes, La.	12.6944	15.025
G-3204	United Gas Pipe Line Co.	Northeast Lisbon Field, Claiborne Parish, La.	7.9676	15.025
G-3205	H. W. Klein	Lisbon Field, Lincoln Parish, La.	9.5625	16.7
G-3207	Northern Natural Gas Co.	Eunice Field, Lea County, N. Mex.	9.7432	15.025
CI90-112	Lone Star Gas Co.	Knox Field, Grady and Stephens Counties, Okla.	16.8	14.65
CI90-113 ¹	Transwestern Pipeline Co.	Northwest Morse Field, Hansford County, Tex.	17.0	14.65
CI90-114 ¹	do	East Wilco Field, Hansford County, Tex.	17.0	14.65
CI61-686	Cities Service Gas Co.	West Medicine Lodge Field, Barber County, Kans.	13.0	14.65
CI63-121	Panhandle Eastern Pipe Line Co.	Acreage in Hansford County, Tex.	17.0	14.65
G-3468 9-24-63	Kerr-McGee Oil Industries, Inc.	Panhandle Field, Carson and Gray Counties, Tex.	(2)	
G-6663 E 6-6-63	Cities Service Gas Co.	SE. Moore Field, Cleveland County, Okla.	10.0	14.65
G-6601 E 6-13-63	Natural Gas Pipeline Co. of America.	W. Panhandle Field, Carson County, Tex.	7.21063	14.65
G-9165 E 9-16-63	El Paso Natural Gas Co.	Ignacio Field, La Plata County, Colo.	12.0	15.025
G-9490 D 9-18-63	Colorado Interstate Gas Co.	Greenwood Field, Morton County, Kans.	Uneconomical	
G-16390 9-16-63	Transwestern Pipeline Co.	Sitter Plant, Wheeler County, Tex.	17.0	14.65
G-19542 E 6-4-63	Michigan-Wisconsin Pipe Line Co.	Laverne Field, Harper County, Okla.	17.0	14.65
CI90-364 E 6-6-63	Lone Star Gas Co.	Acreage in Carter County, Okla.	11.0	14.65
CI90-663 E 6-6-63	Michigan-Wisconsin Pipe Line Co.	Laverne Field, Harper County, Okla.	17.0	14.65
CI61-576 E 6-28-62	Cities Service Gas Co.	Northeast Florence Field, Grant and Alfalfa Counties, Okla.	12.0	14.65
CI61-1031 D 9-20-63	do	Acreage in Stephens County, Okla.	(4)	
CI62-614 C 9-23-63	American Louisiana Pipe Line Co.	Calcasieu Pass Field, Cameron Parish, La.	18.25	14.7
CI62-1057 E 9-23-63	El Paso Natural Gas Co.	Basin Dakota Field, San Juan County, N. Mex.	12.0	15.025
CI63-271 9-23-63	Northern Natural Gas Co.	Acreage in Pecos County, Tex.	14.0	14.65
CI63-697 C 9-23-63	Cities Service Gas Co.	Acreage in Texas County, Okla.	16.0	14.65
CI63-939 9-23-63	Hope Natural Gas Co.	Center District, Gilmer County, W. Va.	25.0	15.325
CI63-1527 A 9-24-63	El Paso Natural Gas Co.	Pegasus Gasoline Plant, Midland and Upton Counties, Tex.	10.0	14.65
CI64-362 A 9-19-63	The Manufacturers Light and Heat Co.	Henry Clay and Wharton Townships, Fayette County, Pa.	27.5	15.025
CI64-363 A 9-19-63	Cities Service Gas Co.	Boggs Field, Barber County, Kans.	13.0	14.65
CI64-364 A 9-20-63	United Fuel Gas Co.	Duson Field, Lafayette Parish, La.	20.625	15.025
CI64-365 A 9-20-63	Tennessee Gas Transmission Co.	Patterson Field, St. Mary Parish, La.	23.675	15.025
CI64-366 B 9-20-63	Cities Service Gas Co.	Southeast Byron Field, Eureka Area, Alfalfa County, Okla.	(7)	
CI64-367 A 9-23-63	Texas Gas Transmission Corp.	North Rousseau Area, Lafourche Parish, La.	* 21.5	15.025
CI64-368 A 9-23-63	Equitable Gas Co.	Birch District, Braxton County, W. Va.	25.0	15.325
CI64-369 A 9-23-63	do	Murphy District, Ritchie County, W. Va.	25.0	15.325
CI64-370 B 9-23-63	Texas Eastern Transmission Corp.	Ft. Lynn Field, Miller County, Ark.	(9)	
CI64-371 A 9-23-63	Equitable Gas Co.	Otter District, Braxton County, W. Va.	25.0	15.325
CI64-372 A 9-24-63	Tennessee Gas Transmission Co.	Alligator Bayou, Chambers County, Tex.	15.0	14.65
CI64-373 A 9-24-63	Northern Natural Gas Co.	Mammoth Creek North (Cleveland) Field, Lipscomb County, Tex.	17.0	14.65
CI64-374 A 9-25-63	Equitable Gas Co.	Birch District, Braxton County, W. Va.	25.0	15.325

Filing codes: A—Initial service.
B—Abandonment.
C—Amendment to add acreage.
D—Amendment to delete acreage.
E—Change in name.

¹ Pending certificate application.

² Applicant proposes to sell the subject gas to Kerr-McGee Oil Industries, Inc. pursuant to section 154.91(e) under a "percentage of proceeds" type contract.

³ Applicant filed amendment to certificate proposing that—(1) deliveries to Transwestern from the Sitter Plant during the period January 1, 1964 to July 1, 1964 shall be limited to the amount of gas available in the excess of the amount contracted to Columbian Carbon Co. during said period; (2) from and after July 1, 1964 the terms and provisions of Warren's FPG Gas Rate Schedule No. 51 will apply in determining the quantity of gas which Warren is obligated to deliver and Transwestern is obligated to receive from the Sitter Plant.

⁴ Amendment to delete acreage per letter dated May 23, 1963.

⁵ Amendment to certificate filed to include interests of certain co-owners through ratification and adoption.

⁶ Amendment to certificate filed to reflect interest holders names as signatory parties and to include the term "et al."

⁷ Available supply of natural gas has been depleted to the extent that continuance of service is unwarranted.

⁸ Price is 21.5 cents plus 2.5 cents tax reimbursement.

⁹ Wells are no longer productive of gas.

of China which may be entered, or withdrawn from warehouse, for consumption in the United States from October 15, 1963, through December 31, 1963, be limited to 3,750 pounds.

Further directives concerning the entry for consumption and withdrawal from warehouse for consumption of goods in Category 62, produced or manufactured in the Republic of China, will be issued as soon as possible. In the meantime, interested parties are advised that the discussions between the United States and the Republic of China, referred to above, may result in revisions to the rate of imports permitted entry into the United States in Category 62, produced or manufactured in the Republic of China, for periods following the conclusion of such discussions.

JAMES S. LOVE, JR.,
Chairman, Interagency Textile
Administrative Committee,
and Deputy to the Secretary
of Commerce for Textile
Programs.

THE SECRETARY OF COMMERCE

PRESIDENT'S CABINET TEXTILE ADVISORY
COMMITTEE

Washington 25, D.C.,
October 2, 1963.

COMMISSIONER OF CUSTOMS,
DEPARTMENT OF THE TREASURY,
Washington, D.C.

DEAR MR. COMMISSIONER: Under the terms of the Long Term Arrangement Regarding International Trade done at Geneva on February 9, 1962, and in accordance with the procedures outlined in Executive Order 11052 of September 28, 1962, you are directed to prohibit, effective October 15, 1963, and for the period extending through December 31, 1963, entry into the United States for consumption and withdrawal from warehouse for consumption of cotton textile products in Category 62, produced or manufactured in the Republic of China, in excess of the following level of restraint:

Category:	Level of restraint
62-----	3,750 pounds

A detailed description of Category 62 in terms of T.S.U.S.A. numbers was published in the FEDERAL REGISTER on October 1, 1963 (28 F.R. 10551).

In carrying out the above directions, entry into the United States for consumption shall be construed to include entry for consumption into the Commonwealth of Puerto Rico.

The actions taken with respect to the Government of the Republic of China and with respect to imports of cotton textiles and cotton textile products from the Republic of China have been determined by the President's Cabinet Textile Advisory Committee to involve foreign affairs functions of the United States. Therefore, the directions to the Commissioner of Customs, being necessary to the implementation of such actions, fall within the foreign affairs exception to the notice provisions of Section 4 of the Administrative Procedure Act. This letter will be published in the FEDERAL REGISTER.

Sincerely yours,

LUTHER H. HODGES,
Secretary of Commerce, and Chair-
man, President's Cabinet Textile
Advisory Committee.

[F.R. Doc. 63-10725; Filed, Oct. 8, 1963;
8:48 a.m.]

SECURITIES AND EXCHANGE COMMISSION

[File No. 1-3421]

CONTINENTAL VENDING MACHINE CORP.

Order Summarily Suspending Trading

OCTOBER 3, 1963.

The common stock, 10 cents par value, of Continental Vending Machine Corp., being listed and registered on the American Stock Exchange and having unlisted trading privileges on the Philadelphia-Baltimore-Washington Stock Exchange, and the 6% convertible subordinated debentures due September 1, 1976 being listed and registered on the American Stock Exchange; and

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

The Commission being of the opinion further that such suspension is necessary in order to prevent fraudulent, deceptive or manipulative acts or practices, with the result that it will be unlawful under section 15(c)(2) of the Securities Exchange Act of 1934 and the Commission's Rule 15c2-2 thereunder for any broker or dealer to make use of the mails or of any means or instrumentality of interstate commerce to effect any transaction in, or to induce or attempt to induce the purchase or sale of any such security, otherwise than on a national securities exchange:

It is ordered, Pursuant to section 19(a)(4) of the Securities Exchange Act of 1934, that trading in such securities on the American Stock Exchange and the Philadelphia-Baltimore-Washington Stock Exchange be summarily suspended in order to prevent fraudulent, deceptive or manipulative acts or practices, this order to be effective for the period October 4, 1963, through October 13, 1963, both dates inclusive.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F.R. Doc. 63-10676; Filed, Oct. 8, 1963;
8:46 a.m.]

[File No. 1-4722]

TASTEE FREEZ INDUSTRIES, INC.

Order Summarily Suspending Trading

OCTOBER 3, 1963.

The common stock, 67 cents par value, of Tastee Freez Industries, Inc., being listed and registered on the American Stock Exchange; and

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

The Commission being of the opinion further that such suspension is necessary

in order to prevent fraudulent, deceptive or manipulative acts or practices, with the result that it will be unlawful under section 15(c)(2) of the Securities Exchange Act of 1934 and the Commission's Rule 15c2-2 thereunder for any broker or dealer to make use of the mails or of any means or instrumentality of interstate commerce to effect any transaction in, or to induce or attempt to induce the purchase or sale of any such security, otherwise than on a national securities exchange:

It is ordered, Pursuant to section 19(a)(4) of the Securities Exchange Act of 1934, that trading in such security on the American Stock Exchange be summarily suspended in order to prevent fraudulent, deceptive or manipulative acts or practices, this order to be effective for the period October 4, 1963, through October 13, 1963, both dates inclusive.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F.R. Doc. 63-10677; Filed, Oct. 8, 1963;
8:46 a.m.]

INTERSTATE COMMERCE COMMISSION

NOTICE OF FILING OF MOTOR CARRIER INTRASTATE APPLICATIONS

OCTOBER 4, 1963.

The following applications for motor common carrier authority to operate in intrastate commerce seek concurrent motor carrier authorization in interstate or foreign commerce within the limits of the intrastate authority sought, pursuant to section 206(a)(6) of the Interstate Commerce Act, as amended October 15, 1962. These applications are governed by Special Rule 1.245 of the Commission's rules of practice, published in the FEDERAL REGISTER, issue of April 11, 1963, page 3533, which provides, among other things, that protests and requests for information concerning the time and place of State Commission hearings or other proceedings, any subsequent changes therein, and any other related matters shall be directed to the State Commission with which the application is filed and shall not be addressed to or filed with the Interstate Commerce Commission.

State Docket No. 2448-M, filed September 27, 1963. Applicant: PIKE TRANSFER COMPANY, INC., Post Office Box 605, Newnan, Ga. Applicant's attorney: Guy H. Postell, Suite 693, 1375 Peachtree Street NE., Atlanta 9, Ga. Applicant seeks to amend its Georgia State Class A Certificate No. 3230 to provide for the movement of *general commodities*: Between Atlanta, Ga. and Fayetteville, Ga., via Morrow and Jonesboro, over State Highway 54, with closed doors at all intermediate points except the site of the Sherwin Williams Company at Morrow, Ga.; between the junction of State Highways 54 and 160 and junction of State Highway 14 and U.S. Highway

285, via State Highway 160 and U.S. Highway 285, for operating convenience only; between Newnan, Ga., and Peachtree City, Ga., via State Highways 14 and 16, for operating convenience only.

Note: Applicant states the sole purpose of this request is to enable applicant to serve the plant site of the Sherwin Williams Co., at or near Morrow, Ga.; and to provide for two (2) alternate route operations.

HEARING: November 26, 1963, at 10:00 a.m., in the Hearing Room of the Georgia Public Service Commission, 244 Washington Street SW., Atlanta, Ga.

Requests for procedural information, including the time for filing protests, concerning this application should be addressed to the Georgia Public Service Commission, 244 Washington Street, SW., Atlanta 3, Ga., and should not be directed to the Interstate Commerce Commission.

State Docket No. 2501-M, filed September 24, 1963. Applicant: PIKE TRANSFER COMPANY, INC., Post Office Box 605, Newnan, Ga. Applicant's attorney: Guy H. Postell, Suite 693, 1375 Peachtree Street NE., Atlanta 9, Ga. Certificate of public convenience and necessity sought to operate a freight service as follows: Transportation of general commodities, moving in interstate and intrastate commerce, between Newnan and Luthersville, Ga., via State Highways 14 and 41, serving all intermediate points.

HEARING: November 26, 1963, at 10:00 a.m., in the Hearing Room of the Georgia Public Service Commission, 244 Washington Street SW., Atlanta, Ga.

Requests for procedural information, including the time for filing protests, concerning this application should be addressed to the Georgia Public Service Commission, 244 Washington Street SW., Atlanta 3, Ga., and should not be directed to the Interstate Commerce Commission.

State Docket No. 7105-CCT, filed September 12, 1963. Applicant: MAURICE CLYDE POSEY, doing business as GENERAL DELIVERY, Panasoffkee (Sumter County), Fla. Applicant's attorney: William Chappel, 7 North Magnolia Street, Ocala, Fla. Certificate of public convenience and necessity sought to operate a freight service as follows: Transportation of non-refrigerated fruits and vegetables and specifically bananas, over irregular routes to, from and between points in Florida, and specifically to, from and between Jacksonville, Miami and Tampa, on the one hand, and, on the other, all points in Florida, with station at Panasoffkee (Sumter County), Fla.

Note: Applicant states he seeks authority to engage in interstate and foreign commerce only to the extent of his intrastate operations.

HEARING: November 12, 1963, at 9:00 a.m., in the City Hall, Ocala, Fla.

Requests for procedural information, including the time for filing protests, concerning this application should be addressed to the Florida Railroad and Public Utilities Commission, Lock Drawer 810, Tallahassee, Fla., 32304, and should not be directed to the Interstate Commerce Commission.

State Docket No. MT-8164, filed September 19, 1963. Applicant: NASSAU MESSENGER SERVICE, INC., 125 East Jericho Turnpike, Mineola, Long Island, N.Y. Certificate of public convenience and necessity sought to operate a freight service as follows: Transportation of general commodities, in a messenger type service, limited to shipments not exceeding thirty-five (35) pounds in weight each, to be transported in vehicles not exceeding one (1) ton carrying capacity with delivery to be completed within six (6) hours after shipment is tendered. Applicant will deliver and pick up interstate shipments at bus lines, messenger services and other carriers at New York, N.Y.

HEARING: Date, time and place assigned for hearing, not known at this time.

Requests for procedural information, including the time for filing protests, concerning this application should be addressed to the New York Public Service Commission, 55 Elk Street, Albany, N.Y., 12225, and should not be directed to the Interstate Commerce Commission.

State Docket No. MC 16767, filed September 17, 1963. Applicant: JOE HODGES TRANSPORTATION CORPORATION, 103 Southwest Seventh Street, Oklahoma City, Okla. Applicant's attorney: Rufus H. Lawson, 2753 Northwest 22d Street (Post Office Box 5114), Oklahoma City 7, Okla. Certificate of public convenience and necessity sought to operate a freight service as follows:

(1) Between Oklahoma City, Okla., and Waurika, Okla., from Oklahoma City, Okla., to Chickasha, Okla., via U.S. Highway 62, thence via U.S. Highway 62 to Waurika, Okla., and return over the same route, serving no intermediate points; (2) between Oklahoma City, Okla., and Chickasha, Okla., from Oklahoma City, Okla., via Interstate Highway 35 to its intersection with State Highway 9, southwest of Norman, Okla., thence via State Highway 9 to its intersection with U.S. Highway 62, thence via U.S. Highway 62 to Chickasha, Okla., and return over the same route, serving no intermediate points; (3) between Oklahoma City, Okla., and Altus, Okla., from Oklahoma City, Okla., to Cordell, Okla., via State Highway 152, thence from Cordell, Okla., via U.S. Highway 183 to its intersection with State Highway 9, thence via State Highway 9 to Lone Wolf, Okla., thence via U.S. Highway 283 to Altus, Okla., and return over the same route, serving no intermediate points; (4) between Oklahoma City, Okla., and Lawton, Okla., from Oklahoma City, Okla., via U.S. Highway 62 to northern terminus of Harry E. Bailey Turnpike, thence via said Turnpike to Lawton, Okla., serving all intermediate points including terminus areas, and return over the same route; (5) between Oklahoma City, Okla., and Waurika, Okla., from Oklahoma City, Okla., via U.S. Highway 62 to northern terminus of Harry E. Bailey Turnpike, thence via said Turnpike to Chickasha, Okla., thence via U.S. Highway 81 to Waurika, Okla., serving the intermediate point of Duncan, Okla., and return over the same route; (6) from Oklahoma City, Okla., via Interstate Highway 40 to junction

State Highway 34 approximately four (4) miles west of Elk City, Okla., and return over the same route, serving no intermediate points; (7) from Mountain View, Okla., via State Highway 115 to junction State Highway 115 and State Highway 152 approximately thirteen (13) miles north of Mountain View, Okla., and return over the same route, serving no intermediate points; (8) from Gotebo, Okla., via State Highway 54 to junction State Highway 54 and State Highway 152 approximately fifteen (15) miles north of Gotebo, Okla., and return over the same route, serving no intermediate points; (9) from Coopertown, Okla., via State Highway 54 to junction State Highway 54 and U.S. Highway 62 approximately six (6) miles west of Snyder, Okla., and return over the same route, serving no intermediate points; (10) from Roosevelt, Okla., to Blair, Okla., via State Highway 19 and return over the same route, serving no intermediate points; (11) from Roosevelt, Okla., to Snyder, Okla., over U.S. Highway 183 and return over the same route, serving no intermediate points; and (12) from junction State Highway 19 and State Highway 115 approximately nine (9) miles west of Boone, Okla., via State Highway 19 to junction State Highway 54 and State Highway 19 approximately two (2) miles north of Coopertown, Okla., and return over the same route, serving no intermediate points.

HEARING: October 29, 1963, at 9:00 a.m., before Darwin Prayer, Referee, in the Jim Thorpe Building, Room 305, Oklahoma City, Okla.

Requests for procedural information, including the time for filing protests, concerning this application should be addressed to the Oklahoma Corporation Commission, 300 Capitol Office Building, Oklahoma City 5, Okla., and should not be directed to the Interstate Commerce Commission.

By the Commission.

[SEAL] HAROLD D. McCoy,
Secretary.

[F.R. Doc. 63-10692; Filed, Oct. 8, 1963; 8:47 a.m.]

[Notice No. 274]

MOTOR CARRIER ALTERNATE ROUTE DEVIATION NOTICES

OCTOBER 4, 1963.

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

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

Successively filed letter-notices of the same carrier under the Commission's

Deviation Rules Revised, 1957, will be numbered consecutively for convenience in identification and protests if any should refer to such letter-notices by number.

MOTOR CARRIERS OF PROPERTY

No. MC 151 (Deviation No. 3), LOVE-LACE TRUCK SERVICE, INC., 425 North Second Street, Terre Haute, Ind., filed September 23, 1963. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *general commodities*, with certain exceptions, over a deviation route as follows: Between Champaign and Mount Vernon, Ill., over Interstate Highway 57, for operating convenience only. The notice indicates that the carrier is presently authorized to transport the same commodities, over a pertinent service route as follows: From Mount Vernon over Illinois Highway 37 to junction U.S. Highway 45, thence over U.S. Highway 45 via Arcola, Ill. to Champaign, and return over the same route.

No. MC 52746 (Deviation No. 2), MISSOURI CONSOLIDATED FREIGHTWAYS CORPORATION, Post Office Box 5138, Chicago 80, Ill., filed September 23, 1963. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *general commodities*, with certain exceptions, over deviation routes as follows: (A) From junction U.S. Highways 40 and 54 at or near Kingdom City, Mo., over U.S. Highway 40 to Wentzville, Mo., thence over By-Pass U.S. Highway 40 to junction U.S. Highway 40 at or near Troy, Ill., thence over U.S. Highway 40 to Indianapolis, Ind.; (B) from Kansas City, Mo., over Interstate Highway 29 to St. Joseph, Mo.; (C) from Osceola, Iowa, over U.S. Highway 34 to junction U.S. Highway 75, thence over U.S. Highway 75 to junction U.S. Highway 24 (formerly U.S. Highway 40) at or near Topeka, Kans., and return over the same routes, for operating convenience only. The notice indicates that the carrier is presently authorized to transport the same commodities over pertinent service routes as follows: From Kansas City, Kans., over U.S. Highway 69 to junction U.S. Highway 36, thence over U.S. Highway 36 via Monroe City, Mo., to Indianapolis; from Kansas City, Kans., over U.S. Highway 40 to Kingdom City, thence over U.S. Highway 54 to junction U.S. Highway 36, thence over U.S. Highway 36 via Jacksonville, Ill., to Springfield, Ill., thence over U.S. Highway 66 via Bloomington, Chenoa and Braidwood, Ill., to Chicago, Ill.; from Kansas City, Kans., over city streets to Kansas City, Mo., thence over U.S. Highway 71 to St. Joseph, thence over U.S. Highway 36 to junction U.S. Highway 69, thence over U.S. Highway 69 to Des Moines, Iowa; from Kansas City over U.S. Highway 69 via Osceola to Des Moines; from Kansas City, Kans., over the Kansas Turnpike to Wichita, Kans.; from Kansas City, Mo., over U.S. Highway 40 via Victory Junction, Kans., to junction U.S. Highway 24 at or near Wamego, Kans., thence over U.S. Highway 24 to junction Kansas Highway 18, thence over Kansas Highway 18 to Junction City, Kans., thence over U.S. Highway 40 to Salina, Kans., thence

over U.S. Highway 81 to McPherson, Kans., thence over U.S. Highway 56 (formerly portion U.S. Highway 50N and Kansas Highway 45) via Great Bend, Kans., to Dodge City, Kans., thence over U.S. Highway 283 to Minneola, Kans. (also from McPherson over Kansas Highway 61 (formerly Kansas Highway 17) via Hutchinson, Kans., to junction U.S. Highway 54, thence over U.S. Highway 54 to Minneola), and thence over U.S. Highway 54 to Liberal, Kans.; from Kansas City, Mo., to Junction City, as specified immediately above, thence over U.S. Highway 77 to junction U.S. Highway 56 (formerly portion U.S. Highway 50N), thence over U.S. Highway 56 to Marion, Kans., thence over unnumbered highway to junction U.S. Highway 50 (formerly portion U.S. Highway 50S), thence over U.S. Highway 50 to Newton, Kans. (also from Marion over U.S. Highway 56 (formerly portion U.S. Highway 50N to McPherson, Kans., thence over U.S. Highway 81 to Newton), thence over U.S. Highway 50 (formerly portion U.S. Highway 50S) to Hutchinson, Kans., and return over the same routes.

MOTOR CARRIERS OF PASSENGERS

No. MC 1501 (Deviation No. 138), THE GREYHOUND CORPORATION (Central Greyhound Lines Division), 1740 Main Street, Kansas City, Mo., filed September 23, 1963. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *passengers and their baggage*, over deviation routes as follows: (A) From Purcell, Okla., over Interstate Highway 35 to Dallas, Tex., thence over Interstate Highway 35E to Hillsboro, Tex., thence over Interstate Highway 35 to Laredo, Tex.; (B) from Fort Worth, Tex., over Interstate Highway 35W to Hillsboro, and return over the same routes, for operating convenience only. The notice indicates that the carrier is presently authorized to transport passengers over pertinent service routes as follows: From Oklahoma City, Okla., over U.S. Highway 77 to junction Interstate Highway 35 south of Moore, Okla., thence over Interstate Highway 35 to junction Oklahoma Highway 9 (also from junction U.S. Highway 77 and Interstate Highway 35 over U.S. Highway 77 to Norman, Okla., thence over Oklahoma Highway 9 to junction Interstate Highway 35), thence over Interstate Highway 35 to Purcell, Okla., thence over U.S. Highway 77 via Marietta, Okla., to junction unnumbered highway near Gainesville, Tex., thence over unnumbered highway via Gainesville to junction U.S. Highway 77, thence over U.S. Highway 77 via Lewisville and Dallas, Tex., to Hillsboro, Tex. (also from Dallas over Texas Highway 342 via Lancaster and Red Oak, Tex., to junction U.S. Highway 77, thence over U.S. Highway 77 to Hillsboro), thence over U.S. Highway 81 via Waco and San Antonio, Tex., to Laredo, Tex.; from Fort Worth, Tex., over U.S. Highway 81 via Alvarado, Tex., to Hillsboro, and return over the same routes.

No. MC 2890 (Deviation No. 36), AMERICAN BUSLINES, INC., 1805 Leavenworth Street, Omaha 2, Nebr., filed September 23, 1963. Carrier proposes to operate as a *common carrier*, by

motor vehicle, of *passengers and their baggage*, over a deviation route as follows: From Omaha, Nebr., over U.S. Highway 73 to the Morman Bridge Trail, thence over the Morman Bridge Trail to junction Interstate Highway 29, thence over Interstate Highway 29 to junction U.S. Highway 30, thence over U.S. Highway 30 to junction U.S. Highway 75 at Missouri Valley, Iowa, thence over U.S. Highway 75 to junction Iowa Highway 175 at Onawa, Iowa, thence over Iowa Highway 175 to junction Interstate Highway 29, thence over Interstate Highway 29 to Sioux City, Iowa, and return over the same route, for operating convenience only. The notice indicates that the carrier is presently authorized to transport passengers over a pertinent service route as follows: From Sioux City over U.S. Highway 77 (also U.S. Highway 73) to Winnebago, Nebr., thence over U.S. Highway 73E (now U.S. Highway 73) to Tekamah, Nebr., thence over U.S. Highway 73 to Omaha, and return over the same route.

No. MC 29957 (Deviation No. 2), CONTINENTAL SOUTHERN LINES, INC., Box 4407, Alexandria, La., filed September 23, 1963. Carrier proposes to operate as a *common carrier*, by motor vehicle, of *passengers and their baggage*, over a deviation route as follows: From junction U.S. Highways 64 and 70 (approximately 15 miles east of Memphis, Tenn.) over U.S. Highway 70 to Braden, Tenn., thence over Tennessee Highway 59 to junction Interstate Highway 40, thence over Interstate Highway 40 to junction Tennessee Highway 20 (approximately 4 miles northwest of Jackson, Tenn.), thence over Tennessee Highway 20 to Jackson, and return over the same route, for operating convenience only. The notice indicates that the carrier is presently authorized to transport passengers over a pertinent service route as follows: From junction U.S. Highways 64 and 70, over U.S. Highway 64 to Whiteville, Tenn., thence over Tennessee Highway 100 to junction Tennessee Highway 18, thence over Tennessee Highway 18 to junction U.S. Highway 45, thence over U.S. Highway 45 to Jackson, and return over the same route.

By the Commission.

[SEAL]

HAROLD D. McCoy,
Secretary.

[F.R. Doc. 63-10693; Filed, Oct. 8, 1963;
8:47 a.m.]

[Notice No. 566]

MOTOR CARRIER APPLICATIONS AND CERTAIN OTHER PROCEEDINGS

OCTOBER 4, 1963.

The following publications are governed by the Interstate Commerce Commission's general rules of practice including special rules (49 CFR 1.241) governing notice of filing of applications by motor carriers of property or passengers or brokers under sections 206, 209, and 211 of the Interstate Commerce Act and certain other proceedings with respect thereto.

All hearings and prehearing conferences will be called at 9:30 a.m., U.S. standard time (or 9:30 a.m., local day-

light saving time, if that time is observed), unless otherwise specified.

APPLICATIONS ASSIGNED FOR ORAL HEARING OR PRE-HEARING CONFERENCE

MOTOR CARRIERS OF PROPERTY

No. MC 11712 (Sub-No. 2), filed August 28, 1963. Applicant: UNITED STATES TRUCKING CORPORATION, 66 Murray Street, New York, N.Y. Applicant's attorney: Herbert Burstein, 160 Broadway, New York 38, N.Y. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Cement*, between Newark, N.J., on the one hand, and, on the other, points in Fairfield and New Haven Counties, Conn., points in New Jersey, and points in Suffolk, Nassau, Westchester, and Rockland Counties, N.Y., and New York, N.Y.

Note: Applicant holds contract carrier authority in MC 83885; therefore dual operations may be involved. Common control may also be involved.

HEARING: November 22, 1963, at the Park Sheraton Hotel, New York, N.Y., before Examiner William A. Royall.

No. MC 13134 (Sub-No. 9), filed April 25, 1963. Applicant: PENNSYLVANIA-OHIO EXPRESS, INC., Post Office Box 266, Oak Hill, Ohio. Applicant's attorney: Noel F. George, 44 East Broad Street, Columbus 15, Ohio. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel articles*, between Cleveland and Lorain, Ohio, on the one hand, and, on the other, points in West Virginia.

Note: Applicant states it has authority under MC-13134 to transport over irregular routes iron and steel articles between Washington, Pa., and points in Pennsylvania within five (5) miles of Washington, Pa., on the one hand, and, on the other, points in Ohio and West Virginia.

In Docket No. MC 13134 (Sub-No. 7) applicant has authority to transport over irregular routes iron and steel and iron and steel products between points in Washington County, Pa., on the one hand, and, on the other, points in Ohio and West Virginia. Thus, by tacking, applicant may now transport what is herein sought by using Washington, Pa., as a tacking point. The instant application is to delete the tacking point, that is, operate directly without observing Washington, Pa., as a tacking point. Common control may be involved.

HEARING: November 20, 1963, at the New Post Office Building, Columbus, Ohio, before Joint Board No. 59, or, if the Joint Board waives its right to participate, before Examiner Raymond V. Sar.

No. MC 30374 (Sub-No. 13), filed August 13, 1963. Applicant: MOEY LIHN, doing business as TRI-STATE TRANSPORTATION CO., West and Railroad Avenues, Vineland, N.J. Applicant's representative: Charles H. Trayford, 220 East 42d Street, New York 17, N.Y. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *Garments*, on hangers, and *materials, supplies and equipment used in the manufacture of garments*, serving Medford and Clemen-

ton, N.J., as off-route points in connection with applicant's authorized regular route operations.

HEARING: November 14, 1963, at the Bellevue Stratford Hotel, Broad and Walnut Streets, Philadelphia, Pa., before Examiner H. Reece Harrison.

No. MC 30844 (Sub-No. 127), filed September 23, 1963. Applicant: KROBLIN REFRIGERATED XPRESS, INC., Post Office Box 218, Sumner, Iowa. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meat, meat products, meat byproducts, and articles distributed by meat packinghouses*, as described in Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766, and *butter, cheese and frozen foods*, from points in Nebraska, to points in Massachusetts, Rhode Island, Connecticut, New York, New Jersey, Pennsylvania, Delaware, Maryland, Virginia, West Virginia, North Carolina, and the District of Columbia.

HEARING: October 28, 1963, Hotel Sheraton Fontenelle, Omaha, Nebr., before Examiner John S. Messer.

No. MC 45657 (Sub-No. 38), filed July 24, 1963. Applicant: PIC-WALSH FREIGHT CO., a corporation, 731 Campbell Avenue, St. Louis 15, Mo. Applicant's attorney: David Axelrod, 39 South La Salle Street, Chicago 3, Ill. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *Glass containers and glassware; caps, covers, tops and stoppers used in connection with glass containers and glassware; boxes and bottle molds*, between junction U.S. Highway 66 and Illinois Highway 23 and junction Interstate Highway 55 and Alternate U.S. Highway 66 north of Joliet, Ill., serving the intermediate point of Streator, Ill., and serving the termini as points of joinder only: from junction U.S. Highway 66 and Illinois Highway 23 over Illinois Highway 23 to junction Interstate Highway 80, thence over Interstate Highway 80 to junction Interstate Highway 55, thence over Interstate Highway 55 to junction Alternate U.S. Highway 66, and return over the same route.

HEARING: November 6, 1963, at the Midland Hotel, Chicago, Ill., before Joint Board No. 149, or, if the Joint Board waives its right to participate, before Examiner James A. McKiel.

No. MC 50069 (Sub-No. 270), filed July 22, 1963. Applicant: REFINERS TRANSPORT & TERMINAL CORPORATION, 111 West Jackson Boulevard, Chicago 4, Ill. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Phthalic anhydride*, in bulk in tank trucks from the plant site of Stephan Chemical Company, located at Millsdale, Ill., to points in the United States (except Hawaii and Alaska).

HEARING: November 19, 1963, at the Midland Hotel, Chicago, Ill., before Examiner James O'D. Moran.

No. MC 52579 (Sub-No. 36), filed July 15, 1963. Applicant: GILBERT CARRIER CORP., 441 Ninth Avenue, New York City, N.Y. Applicant's attorney: Harris J. Klein, 280 Broadway, New York, N.Y. Authority sought to operate as a

common carrier, by motor vehicle, over irregular routes, transporting: *Wearing apparel*, from points in California, to points in Illinois, Michigan, Indiana, Colorado, Ohio, New Jersey, and New York, and *refused, returned and rejected wearing apparel*, on return.

NOTE: Common control may be involved.

HEARING: November 21, 1963, at the Midland Hotel, Chicago, Ill., before Examiner James O'D. Moran.

No. MC 56388 (Sub-No. 26), filed September 15, 1963. Applicant: HAHN TRANSPORTATION, INC., New Market, Md. Applicant's attorney: Francis J. Ortman, National Press Building, Washington, 4, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lime and limestone products*, in bags, from Woodsboro, Md., to points in Delaware, and *damaged and rejected shipments*, on return.

HEARING: November 20, 1963, in Room 709, U.S. Appraisers' Stores Building, Gay and Lombard Streets, Baltimore, Md., before Joint Board No. 40.

No. MC 60183 (Sub-No. 7), filed August 15, 1963. Applicant: BUGLIO TRUCKING CO., a corporation, Harding Highway, Richland, N.J. Applicant's attorney: Ronald W. Malin, Bank of Jamestown Building, Jamestown, N.Y. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Processed foods*, from Seabrook, N.J., to Jersey City, N.J., for storage in transit and subsequent movement from Jersey City to points in New York, Pennsylvania, Connecticut, Massachusetts, and Rhode Island.

HEARING: November 15, 1963, at the Bellevue Stratford Hotel, Broad and Walnut streets, Philadelphia, Pa., before Examiner H. Reece Harrison.

No. MC 66562 (Sub-No. 1894), (RE-PUBLICATION), filed June 22, 1962, published FEDERAL REGISTER, issue of December 5, 1962, and republished this issue. Applicant: RAILWAY EXPRESS AGENCY, INCORPORATED, 219 East 42d Street, New York 17, N.Y. Applicant's attorney: William H. Marx, 219 East 42d Street, New York 17, N.Y. By application filed June 22, 1962, applicant seeks a certificate of public convenience and necessity authorizing operation, in interstate or foreign commerce, as a *common carrier* by motor vehicle, of general commodities, moving in express service over regular routes between Trenton, N.J., and Lansdale and Lower Providence Township, Pa., as described in the notice of filing published in the FEDERAL REGISTER issue of December 5, 1962, and subject to certain restrictions. A decision and order, dated September 17, 1963, served September 23, 1963, orders, among other things that prior to the issuance of a certificate, a proper notice of the complete scope of the authority granted herein will be published in the FEDERAL REGISTER in order to allow a 30-day period during which any interested party who may be affected by the broadened scope of such grant, with respect to the notice of the application

as previously published, may file an appropriate pleading. The service authorized is as follows: Operation as a *common carrier*, by motor vehicle, in interstate or foreign commerce, of general commodities, moving in express service, (a) between Trenton, N.J., and Lansdale, Pa., from Trenton over New Jersey Highway 69 to its junction with U.S. Highway 202, thence over U.S. Highway 202 to its junction with Pennsylvania Highway 463, thence over Pennsylvania Highway 463 to its junction with Broad Street, and thence over Broad Street to Lansdale, and return over the same route, serving the intermediate point of Doylestown, Pa., and the off-route points in Plumstead Township (Bucks County), Pa.; (b) between Trenton and Lambertville, Pa., over New Jersey Highway 29, serving no intermediate points, but serving Lambertville for the purpose of joinder only, as an alternate route for operating convenience only in connection with applicant's otherwise authorized regular route operations; (c) between Trenton and Norristown, Pa., from Trenton over U.S. Highway 1 to junction with Pennsylvania Turnpike at Philadelphia Interchange No. 28, thence over Pennsylvania Turnpike to Norristown Interchange No. 25, and thence over U.S. Highway 422 to Norristown, and return over the same route, serving the off-route points in Lower Providence Township (Montgomery County), Pa.; and (d) between Willow Grove Interchange No. 27 on Pennsylvania Turnpike and Doylestown, Pa., over U.S. Highway 611, serving no intermediate points, but serving Willow Grove Interchange No. 27 for the purpose of joinder only, as an alternate route for operating convenience only in connection with applicant's otherwise authorized regular route operations; subject to the following conditions: (1) The service to be performed by applicant shall be limited to that which is auxiliary to or supplemental of express service of the Railway Express Agency. (2) Shipments transported by applicant shall be limited to those moving on through bills of lading or express receipts. (3) The authority granted herein, to the extent that it authorizes the transportation of dangerous explosives, shall be limited, in point of time, to a period expiring 5 years from the date of the certificate. (4) Such further specific conditions as the Commission, in the future, may find necessary to impose in order to restrict applicant's operations to a service which is auxiliary to or supplemental of express service of the Railway Express Agency.

No. MC 75185 (Sub-No. 242), filed September 25, 1963. Applicant: SERVICE TRUCKING CO., INC., Post Office Box 276, Federalsburg, Md. Applicant's attorney: Francis W. McNerny, 1000 16th Street NW., Washington 36, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods*, from Belvidere, Ill., to points in Indiana, Michigan, Ohio, West Virginia, Maryland, Delaware, New Jersey, Pennsylvania, New York, Virginia, Connecticut, Rhode Island, Massachusetts, Vermont, New Hampshire, and Maine.

HEARING: October 16, 1963, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Examiner Jerry F. Laughlin.

No. MC 76478 (Sub-No. 7), filed September 12, 1963. Applicant: CHESTER CARRIERS, INC., East Petersburg, Pa. Applicant's representative: Bernard N. Gingerich, Quarryville, Pa. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Sand and gravel*, in bulk, from points in Cecil County, Md., to points in Bucks and Lehigh Counties, Pa.

HEARING: November 19, 1963, in Room 709, U.S. Appraisers' Stores Building, Gay and Lombard Streets, Baltimore, Md., before Joint Board No. 199.

No. MC 77874 (Sub-No. 6) (AMENDMENT), filed August 30, 1963, published in FEDERAL REGISTER September 25, 1963, amended September 27, 1963 and republished as amended this issue. Applicant: ALVIN D. FREY, NORMAN T. PETOW, ACTING EXECUTOR, 966 York Street, Hanover, Pa. Applicant's attorney: Norman T. Petow, 43 North Duke Street, York, Pa. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Such merchandise, as is dealt in by wholesale, retail, chain groceries, and food business houses*, from points in Borough of Hanover, York County, Pa., and points in Penn Township, York County, Pa., to points in New York, New Jersey, Massachusetts, Connecticut, Rhode Island, Vermont, New Hampshire, Maryland, Virginia, West Virginia, North Carolina, Kentucky, District of Columbia, Pennsylvania, Ohio, and Wilmington, Del., and *empty containers or other such incidental facilities* (not specified) used in transporting the above-described commodities, and *rejected and damaged commodities*, on return.

NOTE: The purpose of this republication is to enlarge the destination territory by adding six States.

HEARING: Remains as assigned November 4, 1963, at the Pennsylvania Public Utility Commission, Harrisburg, Pa., before Examiner Leo A. Riegel.

No. MC 82100 (Sub-No. 19), filed August 1, 1963. Applicant: EASTERN AUTOMOBILE FORWARDING CO., INC., 2727 William Street, Buffalo 25, N.Y. Applicant's attorney: George S. Dixon, Suite 1700, 1 Woodward Avenue, Detroit 26, Mich. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Used automobiles*, by the truckaway method, in secondary movements, from points in New York and New Jersey, to Newark, Del., and points within 5 miles thereof.

HEARING: November 19, 1963, at the Park Sheraton Hotel, New York, N.Y., before Examiner William A. Royall.

No. MC 84737 (Sub-No. 73), filed September 19, 1963. Applicant: NILSON MOTOR EXPRESS, a corporation, Old Summerville Highway, Post Office Box 3603, Charleston, S.C. Applicant's attorney: R. J. Reynolds, Jr., Suite 403-11 Healey Building, Atlanta 3, Ga. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Pipe and tubing*,

insulated or not insulated and either jacketed or not jacketed, from Charleston, S.C., to points in Florida (except points in Duval County), and *damaged and rejected shipments*, on return.

HEARING: November 21, 1963, at the U.S. Court Rooms, Columbia, S.C., before Joint Board No. 354, or, if the Joint Board waives its right to participate, before Examiner Albert E. Luttrell.

No. MC 92983 (Sub-No. 422) (AMENDMENT), filed June 7, 1963, published FEDERAL REGISTER issue September 5, 1963, amended October 1, 1963, and republished as amended this issue. Applicant: ELDON MILLER, INC., Post Office Drawer 617, Kansas City 41, Mo. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Acids and chemicals*, in bulk, from points in Colorado, Iowa, and North Carolina, to Kansas City, Kans.

NOTE: The purpose of this republication is to show "Kansas City, Kans." as the destination point in lieu of destination previously published.

HEARING: Remains as assigned October 29, 1963, at the Pickwick Motor Inn (Park East Hotel), McGee and 10th Street, Kansas City, Mo., before Examiner James Anton.

No. MC 94265 (Sub-No. 112), filed June 10, 1963. Applicant: BONNEY MOTOR EXPRESS, INC., Post Office Box 12388, Thomas Corner Station, Norfolk, Va. Applicant's attorney: Harry C. Ames, Jr., Transportation Building, Washington 6, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meat, meat products, meat byproducts and articles distributed by meat packing-houses*, as described in Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766, from Smithfield, Va., to Cincinnati, Ohio and Indianapolis, Ind.

HEARING: November 12, 1963, at the Federal Building, 400 North Eighth Street, Richmond, Va., before Examiner Albert E. Luttrell.

No. MC 94350 (Sub-No. 25), filed August 22, 1963. Applicant: TRANSIT HOMES, INC., 210 West McBee Avenue, Post Office Box 1628, Greenville, S.C. Applicant's attorney Henry P. Willimon, Box 1075, Greenville, S.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Trailers designed to be drawn by passenger automobiles*, in initial movements, in truckaway service, from points in Maryland (except Berlin and Elkton, Md.), and points within five (5) miles of Elkton, Md., to points in the United States, including Alaska, but excluding Hawaii, and *damaged or rejected shipments*, on return.

HEARING: November 18, 1963, at the U.S. Court Rooms, Columbia, S.C., before Examiner Albert E. Luttrell.

No. MC 95212 (Sub-No. 34), filed July 24, 1963. Applicant: HELEN R. HENDERSON, doing business as H. R. HENDERSON, Post Office Box 327, Seneca, Ill. Applicant's attorney: Joseph M. Scanlan, 111 West Washington Street, Chicago 2, Ill. Authority sought to operate as a *contract carrier*, by motor

vehicle, over irregular routes, transporting: (1) *Sponge rubber products* (except commodities in bulk in tank vehicles) from the plant site of Sponge Cushion, Inc., located at Morris, Ill., to points in Ohio, New York, Massachusetts, Connecticut, Colorado, Rhode Island, New Jersey, Delaware, District of Columbia, Maryland, Virginia, West Virginia, North Carolina, South Carolina, Mississippi, Alabama, Georgia, Florida, Michigan (except Detroit and Grand Rapids), Iowa (except Des Moines), and Omaha, Nebr., and (2) *raw materials used in the manufacture of sponge rubber products* (except commodities in bulk in tank vehicles) from points in Georgia, Ohio, and New York to the plant site of Sponge Cushion, Inc., located at Morris, Ill.

HEARING: November 18, 1963, at the Midland Hotel, Chicago, Ill., before Examiner James O'D. Moran.

No. MC 103378 (Sub-No. 269), filed August 29, 1963. Applicant: PETROLEUM CARRIER CORPORATION, 369 Margaret Street, Jacksonville, Fla. Applicant's attorney: Martin Sack, 710 Atlantic Bank Building, Jacksonville 2, Fla. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Clay* (regular, processed or mixed), in bulk, from points in Aiken County, S.C. to points in Georgia and North Carolina.

HEARING: November 21, 1963, at the U.S. Court Rooms, Columbia, S.C., before Joint Board No. 130, or, if the Joint Board waives its right to participate, before Examiner Albert E. Luttrell.

No. MC 103993 (Sub-No. 176), filed July 24, 1963. Applicant: MORGAN DRIVE-AWAY, INC., 500 Equity Building, Elkhart, Ind. Applicant's attorney: John E. Lesow, 3737 North Meridian Street, Indianapolis 8, Ind. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Trailers*, designed to be drawn by passenger automobiles, in initial movements, in truckaway service, from points in Maryland (except from Berlin and Elkton, Md., and points within 5 miles of Elkton) to points in the United States, including Alaska, but excluding Hawaii, and *rejected shipments*, on return.

HEARING: November 13, 1963, at the Maryland Public Service Commission, Baltimore, Md., before Examiner H. Reece Harrison.

No. MC 107403 (Sub-No. 500), filed September 26, 1963. Applicant: E. BROOKE MATLACK, INC., 33d and Arch Streets, Philadelphia 4, Pa. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fish and sea animal oils, castor oil (not medicinal), soybean oil, foods of sediment oils, foundry core oils (other than petroleum), and other animal and vegetable oils*, in bulk, in tank vehicles, from Cleveland, Ohio, to points in Delaware, Illinois, Indiana, Kentucky, Maryland, Michigan, New Jersey, New York, North Carolina, Pennsylvania, Tennessee, Virginia, West Virginia, and the District of Columbia.

HEARING: October 31, 1963, at the Offices of the Interstate Commerce Com-

mission, Washington, D.C., before Examiner Laurence E. Masoner.

No. MC 107403 (Sub-No. 501), filed September 26, 1963. Applicant: E. BROOKE MATLACK, INC., 33d and Arch Streets, Philadelphia 4, Pa. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dry chemicals, including dry litharges, oxides and commodities derived from lead*, in bulk, in tank and hopper vehicles, from points in Kanawha County, W. Va., to points in Delaware, Kentucky, Maryland, New Jersey, New York, Ohio, Pennsylvania, Tennessee, and Virginia.

HEARING: October 21, 1963, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Examiner Charles B. Heinemann.

No. MC 107496 (Sub-No. 287), filed August 15, 1963. Applicant: RUAN TRANSPORT CORPORATION, 408 SE. 30th, Des Moines, Iowa. Applicant's attorney: H. L. Fabritz (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Hydrofluosilicic acid*, in bulk, in tank vehicles, from the site of the Des Plaines Chemical Co. plant at or near Morris, Ill., to points in Indiana, Iowa, Kentucky, Michigan, Minnesota, Missouri, Ohio, and Wisconsin.

NOTE: Common control may be involved.

HEARING: November 22, 1963, at the Midland Hotel, Chicago, Ill., before Examiner James O'D. Moran.

No. MC 108207 (Sub-No. 122), filed September 24, 1963. Applicant: FROZEN FOOD EXPRESS, 318 Cadiz Street, Dallas, Tex. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods*, from Chicago and Deerfield, Ill., to points in Kansas.

HEARING: October 24, 1963, at the Midland Hotel, Chicago, Ill., before Examiner W. Elliott Nefflen.

No. MC 109637 (Sub-No. 245), filed September 24, 1963. Applicant: SOUTHERN TANK LINES, INC., 4107 Bells Lane, Louisville, Ky., 40211. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Chemicals*, in bulk, in tank vehicles, from Cincinnati, Ohio, to points in Illinois, Indiana, Iowa, Michigan, Missouri, and Wisconsin.

HEARING: November 12, 1963, in Room 712, Federal Building, Cincinnati, Ohio, before Examiner Gerald F. Colfer.

No. MC 110157 (Sub-No. 22), filed September 23, 1963. Applicant: LANG TRANSIT COMPANY, 38th Street and Quirt Avenue, Lubbock, Tex. Applicant's attorney: Mert Starnes, 721 Brown Building, Austin, Tex. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), (1) between Plains, Tex., and Lovington, N. Mex., from Plains over Texas Highway 337 to the Texas-New Mexico State line, thence over New

Mexico Highway 337 to junction New Mexico Highway 18, and thence over New Mexico Highway 18 to Lovington, and return over the same route, serving all intermediate points in Texas, and (2) between Brownville, Tex., and Hobbs, N. Mex., from Brownfield, over U.S. Highway 380 to Tatum, N. Mex., and thence over New Mexico Highway 18 to Hobbs, and return over the same routes serving all intermediate points, and the off-route points of the plant sites of the Phillips Petroleum Company plant and refinery located near Buckeye, N. Mex., and the Sinclair Oil & Gas Company's Gas Products Plant No. 29, located near Tatum, N. Mex.

NOTE: Applicant is presently authorized to conduct operations in the transportation of the above-described commodities over the above-described routes. However, such authority is subject to the restriction "that Hobbs, N. Mex., shall not be served on traffic moving from, to, or through Brownfield or Lubbock, Tex." The purpose of this application is to eliminate said restriction. No duplicating operating rights are sought.

HEARING: November 6, 1963, at the Little Theater Room, Hobbs Senior High School, 1300 East Scarbauer, Hobbs, N. Mex., before Joint Board No. 33.

No. MC 110264 (Sub-No. 27), filed September 25, 1963. Applicant: ALBUQUERQUE PHOENIX EXPRESS, INC., 504 Veranda Road NW. (Post Office Box 404), Albuquerque, N. Mex. Applicant's attorney: Paul F. Sullivan, 1903 N Street NW., Washington, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities, including shipper-owned compressed gas trailers*, loaded with compressed gas (other than liquefied petroleum gas), or empty (but excepting commodities of unusual value, livestock, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), between Roswell, N. Mex., and Odessa, Tex.: (1) from Roswell over U.S. Highway 380 to Tatum, N. Mex., thence over New Mexico Highway 18 to junction New Mexico Highway 176, thence over New Mexico Highway 176 to New Mexico-Texas State line, thence over Texas Highway 176 to Andrews, Tex., thence over U.S. Highway 385 to Odessa, and return over the same route, serving all intermediate points, and (2) from Roswell over U.S. Highway 285 to Artesia, N. Mex., thence over New Mexico Highway 83 to Lovington, N. Mex., thence over New Mexico Highway 18 to Hobbs, N. Mex., thence over U.S. Highway 62 to junction New Mexico Highway 8, thence over New Mexico Highway 8 to junction New Mexico Highway 176, thence over New Mexico Highway 176 to junction New Mexico Highway 18, thence over New Mexico Highway 18 to New Mexico-Texas State line, thence over Texas Highway 18 to junction Texas Highway 302, thence over Texas Highway 302 to Odessa, and return over the same route, serving all intermediate points.

HEARING: November 6, 1963, at the Little Theater Room, Hobbs Senior High School, 1300 East Scarbauer, Hobbs, N. Mex., before Joint Board No. 33.

No. MC 111401 (Sub-No. 141), filed July 1, 1963. Applicant: GROENDYKE TRANSPORT, INC., Post Office Box 632, Enid, Okla. Applicant's attorney: Fred M. Standley, Petroleum Building, Santa Fe, N. Mex. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Liquid acids and chemicals, crude petroleum treating compound, fertilizer and fertilizer solutions, petroleum and petroleum products, road oil, and sugar, liquid and dry*, in bulk, in tank vehicles, and (2) *sand, gypsum, gravel, coal, cement, aggregate, and pulp wood*, in bulk, in tank or dump vehicles, between points in New Mexico and points in Arizona.

NOTE: Applicant has pending contract carrier application in MC 125020.

HEARING: December 2, 1963, at the New Mexico State Corporation Commission, Santa Fe, N. Mex., before Joint Board No. 129.

No. MC 111450 (Sub-No. 15), filed July 18, 1963. Applicant: GRANT TRUCKING, INC., Oak Hill, Ohio. Applicant's attorney: Paul F. Beery, 44 East Broad Street, Columbus 15, Ohio. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Clay, clay products, and refractory products*, from South Shore, Ky., to points in Alabama, Connecticut, Delaware, Florida, Georgia, Illinois, Indiana, Iowa, Kentucky, Maryland, Massachusetts, Michigan, Minnesota, Missouri, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, South Carolina, Tennessee, Virginia, West Virginia, Wisconsin, and Louisiana, and (2) *equipment, materials and supplies* used in the manufacture, packing and sale of clay, clay products, and refractory products, and *empty containers or other such incidental facilities* used in transporting the commodities specified, from points in Alabama, Connecticut, Delaware, Florida, Georgia, Illinois, Indiana, Iowa, Kentucky, Maryland, Massachusetts, Michigan, Minnesota, Missouri, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, South Carolina, Tennessee, Virginia, West Virginia, Wisconsin, and Louisiana, to South Shore, Ky.

NOTE: Applicant states that it is controlled by Darrell D. Detty. Mr. Detty also controls Pennsylvania-Ohio Express, Inc., holder of interstate authority MC 18134.

HEARING: November 19, 1963, at the New Post Office Building, Columbus, Ohio, before Examiner Raymond V. Sar.

No. MC 111450 (Sub-No. 16), filed July 18, 1963. Applicant: GRANT TRUCKING, INC., Oak Hill, Ohio. Applicant's attorney: Paul F. Beery, 44 East Broad Street, Columbus 15, Ohio. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Clay, clay products, and refractory products*, (a) from Ashland, Ky., to points in Alabama, Connecticut, Delaware, Florida, Georgia, Illinois, Indiana, Iowa, Kentucky, Maryland, Massachusetts, Michigan, Minnesota, Missouri, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, South Carolina, Tennessee, Vir-

ginia, West Virginia, Wisconsin, and Louisiana, and (b) from Ironton, Ohio, to points in Alabama, Connecticut, Delaware, Florida, Georgia, Illinois, Indiana, Iowa, Kentucky, Maryland, Massachusetts, Michigan, Minnesota, Missouri, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, South Carolina, Tennessee, Virginia, West Virginia, Wisconsin, and Louisiana, and (2) *equipment, materials and supplies used in the manufacture, packing and sale of clay, clay products and refractory products*, from the destination points to origin points as shown above in (a) and (b).

NOTE: Common control may be involved.

HEARING: November 19, 1963, at the New Post Office Building, Columbus, Ohio, before Examiner Raymond V. Sar.

No. MC 111687 (Sub-No. 12) (AMENDMENT), filed May 24, 1963, published FEDERAL REGISTER issue of September 18, 1963, amended and republished, this issue. Applicant: BENJAMIN H. RUEGSEGGER, Route No. 1, Kawkawlin, Mich. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Malt beverages*; (1) from St. Louis, Mo., to Grayling, West Branch, Saginaw, Cadillac, Alpena, Adrian, Ann Arbor, Bad Axe, Battle Creek, Cheboygan, Detroit, Engadine, Escanaba, Flint, Grand Rapids, Greenville, Hastings, Holland, Iron Mountain, Jackson, Kalamazoo, Lansing, Ludington, Manistee, Monroe, Mt. Clemens, Munising, Muskegon, Negaunee, Niles, Owosso, Port Huron, Ramsay, St. Joseph, Sault Ste. Marie, Sturgis, Traverse City, Oscoda, Pontiac, and Wyandotte, Mich.; (2) from South Bend, Ind., to Grayling, Houghton Lake, West Branch, Cadillac, Prudenville, Tawas-East Tawas, Alpena, Petoskey, Pontiac, Lapeer, Adrian, Ann Arbor, Bad Axe, Battle Creek, Cheboygan, Detroit, Engadine, Escanaba, Flint, Grand Rapids, Greenville, Hastings, Holland, Iron Mountain, Jackson, Kalamazoo, Lansing, Ludington, Manistee, Monroe, Mt. Clemens, Munising, Muskegon, Negaunee, Niles, Owosso, Port Huron, Ramsay, St. Joseph, Sault Ste. Marie, Sturgis, Traverse City, and Wyandotte, Mich.; (3) from Milwaukee, Wis., to Cadillac, Traverse City, Pontiac, Petoskey, Tawas-East Tawas, Houghton Lake, Prudenville, Owosso, Alpena, Jackson, Greenville, Muskegon, and Whittemore, Mich.; (4) from Fort Wayne, Ind., to Jackson, Cadillac, and Alpena, Mich.; (5) from Sheboygan, Wis., to Bay City, Mich.; and (6) from Toledo and Findlay, Ohio, to Bay City, Cadillac, Jackson, Alpena, Greenville, and West Branch, Mich.; and (7) *empty used beverage containers*, on return.

NOTE: The purpose of this republication is to clarify the route description.

HEARING: Remains as assigned October 28, 1963, at the Federal Building, Lansing, Mich., before Examiner James A. McKiel.

No. MC 111812 (Sub-No. 216), filed August 9, 1963. Applicant: MIDWEST COAST TRANSPORT, INC., Box 747, Wilson Terminal Building, Sioux Falls, S. Dak. Applicant's attorney: Donald

L. Stern, 924 City National Bank Building, Omaha 2, Nebr. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Foodstuffs*, from points in Maine (except points in Aroostook County), to points in North Dakota, South Dakota, Nebraska, Missouri, Iowa, Minnesota, Wisconsin, Illinois, Indiana, Ohio, Michigan, Pennsylvania, and New York.

NOTE: Common control may be involved.

HEARING: November 20, 1963, at the Sheraton Atlantic Hotel, Broadway at 34th Street, New York, N.Y., before Examiner H. Reece Harrison.

No. MC 113362 (Sub-No. 26), filed July 14, 1963. Applicant: ELLSWORTH FREIGHT LINES, INC., 220 East Broadway, Eagle Grove, Iowa. Applicant's attorney: Donald L. Stern, 924 City National Bank Building, Omaha 2, Nebr. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Playground equipment*, from Jamestown, Pa., to points in Illinois, Iowa, Wisconsin, Minnesota, and Nebraska.

HEARING: November 13, 1963, at the Pittsburgh-Hilton Hotel, Pittsburgh, Pa., before Examiner Raymond V. Sar.

No. MC 114004 (Sub-No. 42) (AMENDMENT), filed April 12, 1963, published in FEDERAL REGISTER issue of September 5, 1963, amended October 1, 1963, and republished as amended this issue. Applicant: CHANDLER TRAILER CONVOY, INC., 8828 New Benton Highway, Little Rock, Ark. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Watercraft, not exceeding 23 feet in length, and watercraft accessories*, from Grabill, Syracuse, and Chesterton, Ind., to points in the United States, excluding Alaska and Hawaii, and *empty containers or other such incidental facilities* (not specified) used in transporting the above-described commodities on return.

NOTE: The purpose of this republication is to include origin point Chesterton, Ind., exclude points in Alaska as destination points and furnish new hearing information.

HEARING: October 28, 1963, at the Midland Hotel, Chicago, Ill., before Examiner Bernard J. Hasson, Jr.

No. MC 114091 (Sub-No. 57), filed August 27, 1963. Applicant: FLEET TRANSPORT CO. OF KY., INC., Fern Valley Road, Louisville 13, Ky. Applicant's attorney: Louis Reznick, 5009 Keokuk Street, Washington 16, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Alcohol* (other than denatured), *brandy, rum and wine*, in bulk, in tank vehicles, from Lake Alfred, Fla., to Detroit, Mich., Louisville, Ky., Minneapolis, Minn., Boston, Mass., Hartford, Conn., New York, N.Y., Baltimore, Md., Philadelphia, Pa., Cleveland, and Cincinnati, Ohio, St. Louis, Mo., Chicago, Pekin, and Peoria, Ill., and Pennington and Peterboro, N.J.; and *rejected shipments*, on return.

HEARING: November 14, 1963, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Examiner Theodore M. Tahan.

No. MC 115841 (Sub-No. 140), filed June 28, 1963. Applicant: COLONIAL REFRIGERATED TRANSPORTATION, INC., 1215 Bankhead Highway West, Post Office Box 2169, Birmingham, Ala. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Foods, foodstuffs, and food preparations* (except liquid commodities, in bulk, and in tank vehicles), in vehicles, equipped with mechanical refrigeration, from Pittsburgh, Pa., to points in Kentucky, Tennessee, Georgia, Alabama, Mississippi, Arkansas, and Louisiana.

HEARING: November 14, 1963, at the Pittsburgh-Hilton Hotel, Pittsburgh, Pa., before Examiner Raymond V. Sar.

No. MC 115946 (Sub-No. 26) (AMENDMENT), filed August 5, 1963, published FEDERAL REGISTER issue September 18, 1963, amended September 27, 1963, and republished as amended this issue. Applicant: GAY TRUCKING COMPANY, a corporation, 4800 August Road, Post Office Box 7055, Savannah, Ga. Applicant's attorney: James E. Wilson, Perpetual Building, 1111 E Street NW., Washington 4, D.C.

NOTE: The purpose of this republication is to show the proposed service as published previously will originate from the "plant site of the Southern Nitrogen Company located approximately seven (7) miles north of Port Wentworth, Ga."

HEARING: Remains as assigned October 30, 1963, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Examiner Frank J. Mahoney.

No. MC 116514 (Sub-No. 21), filed June 21, 1963. Applicant: EDWARDS TRUCKING, INC., Main Street, Hemingway, S.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Incandescent electric lamps* from Mullins, S.C., to points in Pennsylvania, New Jersey, and New York, and (2) *material to be used in the manufacture of incandescent electric lamps* from Wellsboro, Pa., and Central Falls, R.I., to Mullins, S.C.

HEARING: November 19, 1963, at the U.S. Court Rooms, Columbia, S.C., before Examiner Albert E. Luttrell.

No. MC 116763 (Sub-No. 34), filed July 25, 1963. Applicant: CARL SUBLER TRUCKING, INC., North West Street, Versailles, Ohio. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Pulp board boxes*, knocked down, flat, (1) from Jacksonville, Fla., to points in Tennessee, (2) from Garland, Tex., to points in Arkansas, Oklahoma, Tennessee, and points in Louisiana and Mississippi on and north of U.S. Highway 80, and (3) from Seymour, Ind., to points in Kentucky, Michigan, Ohio, Tennessee, and West Virginia.

HEARING: November 12, 1963, at the New Post Office Building, Columbus, Ohio, before Examiner Richard A. White.

No. MC 116763 (Sub-No. 37), filed September 2, 1963. Applicant: CARL SUBLER TRUCKING, INC., North West Street, Versailles, Ohio. Authority sought to operate as a *common carrier*,

by motor vehicle, over irregular routes, transporting: *Foodstuffs*, from points in Maine (except points in Aroostook County), to North Dakota, South Dakota, Nebraska, Missouri, Iowa, Minnesota, Wisconsin, Illinois, Indiana, Ohio, Michigan, Pennsylvania, and New York.

HEARING: November 20, 1963, at the Sheraton Atlantic Hotel, Broadway at 34th Street, New York, N.Y., before Examiner H. Reece Harrison.

No. MC 117119 (Sub-No. 110), filed September 19, 1963. Applicant: WILLIS SHAW FROZEN EXPRESS, INC., Elm Springs, Ark. Applicant's attorneys: John H. Joyce, 26 North College, Fayetteville, Ark., and A. Alvis Layne, Pennsylvania Building, Washington 4, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen dough and frozen pies*, (1) from Anaheim and Los Angeles, Calif., to Durango, Colo., Phoenix, Ariz., Albuquerque, N. Mex., and El Paso, Tex., and (2) from Seattle, Wash., to Phoenix, Ariz., Albuquerque, N. Mex., El Paso, Tex., and Durango, Colo.

HEARING: November 4, 1963, at the New Mexico State Corporation Commission, Santa Fe, New Mexico, before Examiner Leo M. Pellerzi.

No. MC 117119 (Sub-No. 113), filed September 26, 1963. Applicant: WILLIS SHAW FROZEN EXPRESS, INC., Elm Springs, Ark. Applicant's attorney: John H. Joyce, 26 North College, Fayetteville, Ark. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Canned goods*, (1) from points in California to points in Kansas on and east of U.S. Highway 75, and (2) from points in Utah to points in Kansas.

HEARING: November 7, 1963, at the Hotel Lassen, Wichita, Kans., before Examiner James Anton.

No. MC 117119 (Sub-No. 114), filed September 26, 1963. Applicant: WILLIS SHAW FROZEN EXPRESS, INC., Elm Springs, Ark. Applicant's attorney: John H. Joyce, 26 North College, Fayetteville, Ark. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Canned goods*, from points in Utah, Oregon, Idaho, and Washington, to points in Kansas.

HEARING: November 6, 1963, at the Hotel Lassen, Wichita, Kans., before Examiner James Anton.

No. MC 117119 (Sub-No. 115), filed September 26, 1963. Applicant: WILLIS SHAW FROZEN EXPRESS, INC., Elm Springs, Ark. Applicant's attorney: John H. Joyce, 26 North College, Fayetteville, Ark. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen citrus products, frozen juices, and frozen citrus concentrates, in mixed loads with frozen fruits, frozen berries, and frozen vegetables*, from Sanger, Calif., and points in that part of California bounded on the north by U.S. Highway 40, on the east by U.S. Highway 99, on the south by Los Angeles and on the west by the Pacific Ocean, including points on the indicated portions of the specified highways, to

points in Kansas, Kansas City, Mo., and Oklahoma City, Okla.

HEARING: November 8, 1963, at the Hotel Lassen, Wichita, Kans., before Examiner James Anton.

No. MC 117119 (Sub-No. 116), filed September 30, 1963. Applicant: WILLIS SHAW FROZEN EXPRESS, INC., Elm Springs, Ark. Applicant's attorney: John H. Joyce, 26 North College, Fayetteville, Ark. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Canned foods, dairy products, meat products and meat byproducts*, as described in paragraphs A and B of Appendix I in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209, 766, *frozen foods, cured meats, fresh meats and frozen and fresh poultry*, from points in Minnesota and Wisconsin, to points in New York, Massachusetts, Pennsylvania, New Jersey, Maryland, Rhode Island, Connecticut, Maine, New Hampshire, Vermont, Delaware, and the District of Columbia.

HEARING: October 31, 1963, at the Midland Hotel, Chicago, Ill., before Examiner Bernard J. Hasson, Jr.

No. MC 117183 (Sub-No. 3), filed September 1, 1963. Applicant: 3-B TRUCKING COMPANY, INC., 35 Getty Avenue, Paterson, N.J. Applicant's attorney: A. David Millner, 1060 Broad Street, Newark 2, N.J. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Syrups and nonalcoholic beverages*, in containers, from Paterson, N.J., to points in Westchester and Rockland Counties, N.Y., and *empty containers* used to transport the commodities specified above, and *skids*, on return.

NOTE: The proposed service will be restricted to a transportation service to be performed under a continuing contract, or contracts, with Cantrell & Cochrane, a division of Great American Industries, Inc., New York, N.Y., in connection with service to and from the plant site of this shipper located at Paterson, N.J.

HEARING: November 20, 1963, at the Park Sheraton Hotel, New York, N.Y., before Examiner William A. Royall.

No. MC 117344 (Sub-No. 106), filed July 19, 1963. Applicant: THE MAXWELL CO., 10380 Evendale Drive, Cincinnati 15, Ohio. Applicant's attorneys: Herbert Baker and James R. Stiverson, 50 West Broad Street, Columbus 15, Ohio. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Chemicals*, in bulk, in tank vehicles, from Columbus, Ohio, to points in Missouri.

HEARING: November 18, 1963, at the New Post Office Building, Columbus, Ohio, before Examiner Raymond V. Sar.

No. MC 117574 (Sub-No. 84), filed September 20, 1963. Applicant: DAILY EXPRESS, INC., Post Office Box 39, Mail Route No. 3, Carlisle, Pa. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Compressors, engines, motors, machinery, generators, turbines, and (2) parts, attachments and accessories of the items named in (1) above*, loose or in packages, from the plant sites of Worthing-

ton Corporation located at Buffalo and Wellsville, N.Y., to points in Arizona, Arkansas, California, Colorado, Idaho, Illinois (except Chicago, Ill., and Illinois points in the Chicago Commercial Zone), Iowa, Kansas, Louisiana, Minnesota, Missouri (except St. Louis, Mo., and points in the St. Louis Commercial Zone), Montana, Nebraska, Nevada, New Mexico, North Dakota, Oklahoma, Oregon, South Dakota, Texas, Utah, Washington, Wisconsin, and Wyoming.

HEARING: November 14, 1963, at the offices of the Interstate Commerce Commission, Washington, D.C., before Examiner Bernard J. Hasson, Jr.

No. MC 117578 (Sub-No. 4), filed August 7, 1963. Applicant: PETROLEUM TRANSIT CORPORATION OF VIRGINIA, Lumberton, N.C. Applicant's attorney: James E. Wilson, 1111 E Street NW., Perpetual Building, Washington 4, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Mineral filler and dolomitic limestone*, in bulk, in tank and hopper type vehicles, from points in Botetourt County, Va., to points in North Carolina, South Carolina, Georgia, and West Virginia.

HEARING: November 14, 1963, at the Federal Building, 400 North Eighth Street, Richmond, Va., before Examiner Albert E. Luttrell.

No. MC 118993 (Sub-No. 7), filed August 29, 1963. Applicant: L. R. McDONALD & SONS, LTD., 843 Sydney Street, Cornwall, Ontario, Canada. Applicant's attorney: Morton E. Kiel, 140 Cedar Street, New York 6, N.Y. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk and those requiring special equipment), between the port of entry located on the international boundary line between the United States and Canada on the Cornwall-Massena international bridge, on the one hand, and, on the other, points in the town of Massena, N.Y., on the United States end or plaza of the Cornwall-Massena international bridge and carriers' terminals in the town of Massena, N.Y. **RESTRICTION:** The proposed operations will be restricted to traffic destined to or originating in Canada.

HEARING: November 12, 1963, at the Federal Building, Albany, N.Y., before Examiner William A. Royall.

No. MC 119005 (Sub-No. 2) (CORRECTION), filed September 8, 1963, published FEDERAL REGISTER, issue of October 2, 1963 and corrected this issue. Applicant: GLENN R. OHLER, doing business as OHLER'S TOWING SERVICE, 1610 Elson, Adelphi, Md. Applicant's attorney: Paul A. Sherier, 613 Warner Building, 13th and E Streets NW., Washington 4, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Disabled motor vehicles* (except trailers designed to be drawn by passenger automobiles), and *replacement tractors, trailers and trucks*, between points in North Carolina, Virginia, West Virginia,

Maryland, Delaware, Pennsylvania, New Jersey, New York, and the District of Columbia.

NOTE: The purpose of this republication is to show the correct docket number as above in lieu of MC 119005 (Sub-No. 1) published in error.

HEARING: Remains as assigned, November 4, 1963, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Examiner David Waters.

No. MC 119531 (Sub-No. 18), filed July 17, 1963. Applicant: DIECKBRADER EXPRESS, INC., 5391 Eastern Avenue, Cincinnati, Ohio. Applicant's attorney: Charles W. Singer, 33 North La Salle Street, Suite 3600, Chicago 2, Ill. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Glass bottles, and materials and supplies* used in the manufacture, sale and distribution thereof, (a) between Lawrenceburg, Ind., on the one hand, and, on the other, points on the Lower Peninsula of Michigan and Ohio (except Cincinnati, Ohio), and (b) between Streator, Ill., on the one hand, and, on the other, Toledo and Cleveland, Ohio; and (2) *metal cans and materials and supplies* used in the manufacture, sale and distribution thereof, from Cincinnati, Ohio, to Detroit and Frankenmuth, Mich.

HEARING: November 15, 1963, at the Midland Hotel, Chicago, Ill., before Examiner James O'D. Moran.

No. MC 119778 (Sub-No. 46), filed September 16, 1963. Applicant: REDWING CARRIERS, INC., Post Office Box 34, Powderly Station, Birmingham, Ala. Applicant's attorney: James E. Wilson, Perpetual Building, 1111 E Street NW., Washington 4, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Chemicals*, in bulk, in tank vehicles, from Sheffield, Ala., and points within fifteen (15) miles thereof, to points in the United States (except Alaska and Hawaii).

NOTE: Common control may be involved.

HEARING: November 13, 1963, at the Offices of the Interstate Commerce Commission, Washington, D.C., before Examiner J. Thomas Schneider.

No. MC 119778 (Sub-No. 50), filed September 25, 1963. Applicant: REDWING CARRIERS, INC., Post Office Box 34, Powderly Station, Birmingham, Ala. Applicant's attorney: J. Douglas Harris, Montgomery, Ala. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum and petroleum products*, in bulk, in tank vehicles, from Birmingham and Birmingham, Ala., to points in Mississippi, Tennessee, North Carolina, South Carolina, Georgia, and Florida.

NOTE: Common control may be involved.

HEARING: October 31, 1963, at the Hotel Thomas Jefferson, Birmingham, Ala., before Examiner Theodore M. Tahan.

No. MC 119778 (Sub-No. 51), filed September 25, 1963. Applicant: REDWING

CARRIERS, INC., Post Office Box 34, Powderly Station, Birmingham, Ala. Applicant's attorney: J. Douglas Harris, 413-414 Bell Building, Montgomery, Ala. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum and petroleum products*, in bulk, in tank vehicles, from Tuscaloosa, Ala., to points in Georgia, Kentucky, and Tennessee.

NOTE: Common control may be involved.

HEARING: October 31, 1963, at the Hotel Thomas Jefferson, Birmingham, Ala., before Examiner Theodore M. Tahan.

No. MC 119934 (Sub-No. 67), filed July 15, 1963. Applicant: ECOFF TRUCKING, INC., Fortville, Ind. Applicant's attorney: Robert C. Smith, 512 Illinois Building, Indianapolis 4, Ind. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Hydrofluosilicic acid*, in bulk, in tank vehicles, from the plant site of the Des Plaines Chemical Company located at or near Morris, Ill., to points in Indiana, Iowa, Kentucky, Michigan, Minnesota, Missouri, Ohio, and Wisconsin, and *damaged or rejected shipments thereof*, on return.

HEARING: November 22, 1963, at the Midland Hotel, Chicago, Ill., before Examiner James O'D. Moran.

No. MC 123375 (Sub-No. 7), filed July 19, 1963. Applicant: KIRK TRUCKING SERVICE, INC., 3766 William Penn Highway, Monroeville, Pa. Applicant's attorney: Paul F. Beery, 44 East Broad Street, Columbus 15, Ohio. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Machinery, steel and steel products*, restricted as to the transportation of steel and steel products as require specialized handling and rigging, between points in Columbiana, Mahoning, Trumbull, Jefferson, Belmont, Harrison, and Carroll Counties, Ohio, points in Pennsylvania west of U.S. Highway 15, and West Virginia, on the one hand, and, on the other, New York, N.Y., and points in New Jersey on and north of New Jersey Highway 33.

NOTE: Applicant is presently authorized to perform this service under MC 123375 and Subs therein by operating through a gateway at Philadelphia, Pa.

HEARING: November 12, 1963, at the Pittsburgh-Hilton Hotel, Pittsburgh, Pa., before Examiner Raymond V. Sar.

No. MC 123927 (Sub-No. 3), filed August 26, 1963. Applicant: JOHN F. KIRKSEY, doing business as KIRKSEY TRUCKING, 101 Ruthers Road, Richmond, Va. Applicant's attorney: Paul A. Sherier, 613 Warner Building, 13th and E Streets NW., Washington 4, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Truck refuse bodies, refuse containers and repair parts thereof*, from Buffalo, N.Y., to points in Maine, New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island, New Jersey, Delaware, Pennsylvania, Ohio, Indiana, Michigan, Wisconsin, Illinois, Kentucky, West Virginia, Maryland, Virginia, North Carolina, South Carolina, Tennessee, Mississippi, Ala-

hama, Georgia, Florida, and the District of Columbia.

HEARING: November 12, 1963, at the Federal Building, 400 North Eighth Street, Richmond, Va., before Examiner Albert E. Luttrell.

No. MC 123943 (Sub-No. 1), filed August 28, 1963. Applicant: ARNOLD B. HAIRE, 88 Forest Street, Gloversville, N.Y. Applicant's attorney: John J. Brady, Jr., 75 State Street, Albany 7, N.Y. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Rough lumber*, from points in Fulton County, N.Y., Nelliston (Montgomery County) N.Y., Edinburg, Hagadorn Mills and Middle Grove (Saratoga County), N.Y., to points in the States of Vermont, New Hampshire, Massachusetts, Pennsylvania, New Jersey, and New York, and *refused or rejected shipments* of the same commodity on return.

HEARING: November 14, 1963, at the Federal Building, Albany, N.Y., before Examiner William A. Royall.

No. MC 124186 (Sub-No. 3) (AMENDMENT), filed August 2, 1963 published in FEDERAL REGISTER issue September 11, 1963, amended September 20, 1963, and republished as amended this issue. Applicant: J-WAYS TRUCKING CO., INC., 533 McClaine Street, Post Office Box 237, Silverton, Oreg. Applicant's attorney: Earle V. White, Fifth Avenue Building, 2130 Southwest Fifth Avenue, Portland 1, Oreg. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: *Fertilizer, dry*, (1) from the plant site of The Best Fertilizers Co., located at or near Lathrop, Calif., to points in Oregon, (2) from the plant sites of Collier Carbon & Chemical Corporation, located at or near Los Angeles, Brea Chem (Orange County), Richmond and Nichols, Calif., to points in Oregon, and (3) from the plant sites of Shell Chemical Company located at or near Los Angeles, Nichols, Nitroshell, Shell Point, and Dominguez, Calif., to points in Oregon.

Note: The purpose of this republication is to show the addition of (2) and (3) above.

HEARING: Remains as assigned November 6, 1963, in the Interstate Commerce Commission Hearing Room, 410 Southwest 10th Avenue, Portland, Oreg., before Joint Board No. 11, or, if the Joint Board waives its right to participate, before Examiner C. Evans Brooks.

No. MC 124221 (Sub-No. 5), filed June 28, 1963. Applicant: HOWARD BAER, 821 East Dunne Street, Morton, Ill. Applicant's attorney: Robert W. Loser, 409 Chamber of Commerce Building, Indianapolis, Ind. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: (1) *Milk products, milk by-products, and fruit juices, fruit drinks and fruit segments*, in containers, in mechanically refrigerated vehicles, (a) between Louisville, Ky., and Cincinnati, Ohio, (b) between Louisville, Ky., and Nashville, Tenn., and (c) between St. Louis, Mo., and Memphis, Tenn., and (2) *ice cream, sherbets, water ices, and ice cream products and water ice products*, in containers, in mechanically refrigerated vehicles,

from Hamilton, Ohio, to Milan, Tenn., Grenada, Miss., and South Bend, Ind.

HEARING: November 12, 1963, at the Midland Hotel, Chicago, Ill., before Examiner James O'D. Moran.

No. MC 124515 (Sub-No. 1), filed August 1, 1963. Applicant: FEDERATED CARRIERS, INC., 720 Stewart Avenue, Garden City, Nassau County, N.Y. Applicant's attorney: Jerome G. Greenspan, 404 Clarendon Road, Uniondale, N.Y. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: (1) *Stoves, ranges, surface units for ranges*, for retail stores and consumer home deliveries, from points in Nassau County, N.Y., to points in Connecticut, (2) *gas and electrical appliances*, crated and uncrated for consumer home delivery, (a) from points in Westchester and Nassau Counties, N.Y., to points in Fairfield County, Conn., and (b) from points in Nassau County, N.Y., to points in Connecticut, and (3) *gas and electrical appliances*, crated and uncrated (between warehouses), between points in Nassau County, N.Y. and points in Connecticut.

HEARING: November 19, 1963, at the Park Sheraton Hotel, New York, N.Y., before Examiner William A. Royall.

No. MC 125170 (Sub-No. 1), filed September 6, 1963. Applicant: CLINE W. STURKIE, Perry, S.C. Applicant's attorney: E. Pickens Rish, Lexington, S.C. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Fertilizer, fertilizer materials, cotton seed meal and soybean meal*, from Augusta and Savannah, Ga., to Columbia, Barnwell, Edgefield, Aiken, Johnston, McCormick, Wagener, Salley, Pelion, Perry, Saluda, Batesburg, Leesville, West Columbia, Lexington, New Holland, Swansea, Cayce, Williston, Blackville, Denmark, Bamberg, Monetta, Kitchings Mill, Springfield, Neeses, Orangeburg, Trenton, North, Yemassee, Branchville, Tarboro, Fairfax, Allendale, and Clarks Hill, S.C., and *exempt commodities*, on return.

HEARING: November 20, 1963, at the U.S. Court Rooms, Columbia, S.C., before Joint Board No. 131, or, if the Joint Board waives its right to participate, before Examiner Albert E. Luttrell.

No. MC 125400, filed May 26, 1963. Applicant: CANNONBALL, INC., 412 North Wells Street, Chicago, Ill. Applicant's attorney: Harold E. Marks, 208 South LaSalle Street, Chicago 4, Ill. Authority sought to operate as a common carrier, by motor vehicle, over regular routes, transporting: *General commodities, packaged and/or wrapped, not exceeding 100 pounds in weight per item*, between points in the Milwaukee, Wis., Commercial Zone, on the one hand, and, on the other, points in the Chicago, Ill., Commercial Zone.

NOTE: Applicant states that it proposes to pick up packages of less than 100 pounds by motor vehicle in the Chicago Commercial Zone, give them to a messenger in its employ who will take the Chicago & Northwestern R.R. to Milwaukee, Wis., and deliver the packages to an agent of applicant (a motor carrier) who will deliver the packages to the consignee. Return trips will operate in exactly the same way. Packages will be made

in the Milwaukee Commercial Zone, shipments will be given to an employee who will take the train to Chicago and delivery will be made by the applicant in the Chicago Commercial Zone. Shippers will have the option of delivering their shipments to the employee of the applicant directly; thus completely eliminating any carriage by motor vehicle.

HEARING: November 20, 1963, at the Midland Hotel, Chicago, Ill., before Joint Board No. 17, or, if the Joint Board waives its right to participate, before Examiner James O'D. Moran.

No. MC 125438, filed June 4, 1963. Applicant: MEDFORD T. ROSS AND JESSE C. BROWN, doing business as, AUTO TRANSPORTERS, 5100 Two Notch Road, Columbia, S.C. Applicant's attorney: J. Lewis Cromer, Suite 203, The Singley Building, Columbia, S.C. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: *Automobiles, trucks, and other motor vehicles*, between points in South Carolina, on the one hand, and, on the other, points in States east of the Mississippi River, namely; points in Alabama, Connecticut, Delaware, Florida, Georgia, Illinois, Indiana, Kentucky, Maine, Maryland, Massachusetts, Michigan, Mississippi, New Hampshire, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, Tennessee, Vermont, Virginia, West Virginia, and Wisconsin.

HEARING: November 19, 1963, at the U.S. Court Rooms, Columbia, S.C., before Examiner Albert E. Luttrell.

No. MC 125501 (Sub-No. 2), filed August 13, 1963. Applicant: DRIVE AWAY AUTO TRANSPORT, INC., 1583 Jerome Avenue, Bronx 52, New York, N.Y. Applicant's representative: William D. Traub, 10 East 40th Street, New York 16, N.Y. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Used automobiles*, in driveaway service, between points in the New York, N.Y., Commercial Zone, as defined by the Commission, on the one hand, and, on the other, points in New York, New Jersey, Pennsylvania, Delaware, Maryland, Connecticut, Massachusetts, Rhode Island, and the District of Columbia.

HEARING: November 18, 1963, at the Sheraton Atlantic Hotel, Broadway at 34th Street, New York, N.Y., before Examiner H. Reece Harrison.

No. MC. 125557, filed July 25, 1963. Applicant: GEORGE F. RUNG, doing business as RUNG TRANSPORT, 12225 Flambeau Drive, Palos Heights, Ill. Applicant's attorney: Peter B. Atwood, 10 South LaSalle Street, Chicago 3, Ill. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: *Petroleum lubricating oils, proprietary lubricating products, special lubricant fractions*, classified in "Petroleum Products", in bulk, in tank vehicles, from points in the Chicago, Ill., Commercial Zone to points in Illinois, Michigan, Ohio, Indiana, Iowa, and Wisconsin.

HEARING: November 18, 1963, at the Midland Hotel, Chicago, Ill., before Examiner James O'D. Moran.

No. MC 125572, filed July 31, 1963. Applicant: ACE TERMINALS, INC., 420

Bond Street, Brooklyn, N.Y. Applicant's attorney: Arthur J. Piken, 160-16 Jamaica Avenue, Jamaica 32, N.Y. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Pig lead, steel wire rods and steel sheet coils*, on flat trucks, from piers in the New York, N.Y., Commercial Zone, as defined by the Commission in Fifth Supplemental Report, *Commercial Zones and Terminal Areas*, 53 M.C.C. 451, to Hicksville, Long Island, N.Y.; and (2) *wrought steel pipe and copper rods*, on flat trucks, from Hicksville, Long Island, N.Y., to New York, N.Y.

NOTE: Applicant states the proposed service will be performed for the account of Circle Wire & Cable Corp.

HEARING: November 18, 1963, at the Park Sheraton Hotel, New York, N.Y., before Examiner William A. Royall.

No. MC 125573 (Sub-No. 1), filed August 5, 1963. Applicant: EDMUND E. GAPP, 70-18 57th Road, Maspeth, N.Y. Applicant's attorney: Morton E. Kiel, 140 Cedar Street, New York 6, N.Y. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Architectural aluminum products*, and, in connection therewith, *hardware*, used in the installation thereof, unpackaged and packaged, from Carlstadt, N.J., to points in Connecticut, Delaware, District of Columbia, Maryland, New York, and Pennsylvania, and *returned shipments*, on return.

NOTE: Applicant states the proposed operations will be restricted to service under contract with American Metal Climax, Inc., New York, N.Y.

HEARING: November 18, 1963, at the Park Sheraton Hotel, New York, N.Y., before Examiner William A. Royall.

No. MC 125575 (Sub-No. 1), filed August 18, 1963. Applicant L. J. KENNEDY TRUCKING CORPORATION, 342 Schuyler Avenue, Kearny, N.J. Applicant's representative: Bert Collins, 140 Cedar Street, New York 6, N.Y. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Empty glass bottles* in cardboard containers from Royersford, Pa., to the plant site of The Distillers Co., Ltd., located at Linden, N.J., and *rejected, returned or damaged shipments* on return. RESTRICTION: The proposed service will be under contract with The Distillers Co., Ltd.

NOTE: Common control may be involved.

HEARING: November 20, 1963, at the Park Sheraton Hotel, New York, N.Y., before Examiner William A. Royall.

MOTOR CARRIERS OF PASSENGERS

No. MC 29592 (Sub-No. 14) (REPUBLICATION), filed August 1, 1963, published FEDERAL REGISTER, issue of September 18, and republished this issue to show advanced hearing date. Applicant: ARROW STAGE LINES, INC., 1113 McDonald Street, Sioux City 3, Iowa. Applicant's attorney: Donald E. Leonard, Box 2028, Lincoln, Nebr. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular

routes, transporting: *Passengers and their baggage*, on individual tickets sold by the carrier, in special and charter service, between points in Woodbury County, Iowa, and points in Antelope, Brown, Burt, Cherry, Cuming, Dakota, Dawson, Dixon, Dodge, Holt, Lancaster, Madison, Pierce, Rock, Saunders, Sheridan, Stanton, Thurston, Washington, and Wayne Counties, Nebr., on the one hand, and, on the other, points in the United States and Ports of Entry on the International Boundary line between the United States and Canada.

HEARING: Advanced to November 5, 1963, at the U.S. Court Rooms, Sioux City, Iowa, before Examiner John S. Messer.

No. MC 125277 (Sub-No. 1), filed August 28, 1963. Applicant: CAROL FUHR, doing business as WAGONS WEST CAMP-TOUR, Box 103, Stone Ridge, N.Y. Applicant's attorney: Richard J. Drake, 233 Liberty Street, Newburgh, N.Y. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Passengers* (between the ages of 12 and 18 years), and accompanying chaperones, and *baggage* of such passengers, in vehicles equipped with a seating capacity not exceeding eight (8) passengers not including the driver, in special round-trip operations, during the season from June 15 to September 15, inclusive of each year, beginning and ending at Stone Ridge, N.Y., and extending to points in Pennsylvania, Indiana, Missouri, Kansas, Colorado, Wyoming, South Dakota, Montana, Washington, Oregon, California, Nevada, Utah, Arizona, New Mexico, Texas, Oklahoma, Louisiana, Mississippi, Alabama, Nebraska, Arkansas, Tennessee, and North Carolina.

HEARING: November 15, 1963, at the Federal Building, Albany, N.Y., before Examiner William A. Royall.

No. MC 125569 (Sub-No. 3), filed September 18, 1963. Applicant: VALLEY TRANSPORTATION COMPANY, a corporation, 829 State Street, Lemoyne, Pa. Applicant's attorney: S. Harrison Kahn, Suite 733, Investment Building, Washington, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Passengers and their baggage* in special operations during the authorized racing season of each year, between Harrisburg, Camp Hill, Lemoyne, and York, Pa., on the one hand, and, on the other, Hagerstown Race Course, Hagerstown, Md.

HEARING: November 6, 1963, at the Pennsylvania Public Utility Commission, Harrisburg, Pa., before Joint Board No. 74, or, if the Joint Board waives its right to participate, before Examiner Leo A. Riegel.

No. MC 125591, filed August 9, 1963. Applicant: LAWSON TRANSPORTATION CORPORATION, Heathsville, Va. Applicant's attorney: Lawrence M. Traylor, Professional Building, Heathsville, Va. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Passengers and their baggage*, in the same vehicle with passengers, in charter operations, beginning and ending at points in Virginia, and extending to points in

Pennsylvania, Delaware and the District of Columbia, Maryland, New Jersey, and New York.

HEARING: November 15, 1963, at the Federal Building, 400 North Eighth Street, Richmond, Va., before Examiner Albert E. Luttrell.

APPLICATIONS FOR BROKERAGE LICENSES

MOTOR CARRIERS OF PASSENGERS

No. MC 12867, filed May 22, 1963. Applicant: BESSEMER-HILLSVILLE BUS COMPANY, a corporation, 310 East Liberty Street, Lowellville, Ohio. For a license (BMC 5) to engage in operations as a *broker* at Lowellville, Ohio, in arranging for transportation by motor vehicle, in interstate or foreign commerce of *Passengers and their baggage*, beginning and ending at points in Mahoning County, Ohio, and Lawrence County, Pa., and extending to points in the United States, including ports of entry on the International Boundary line between the United States and Canada.

NOTE: Applicant is authorized to conduct passenger operations under Certificate MC 31422 in Ohio and Pennsylvania.

HEARING: November 21, 1963, at the New Post Office Building, Columbus, Ohio, before Joint Board No. 117, or, if the Joint Board waives its right to participate, before Examiner Raymond V. Sar.

APPLICATIONS IN WHICH HANDLING WITHOUT ORAL HEARING HAS BEEN ELECTED

MOTOR CARRIERS OF PROPERTY

No. MC 2228 (Sub-No. 43), filed July 28, 1963. Applicant: MERCHANTS FAST MOTOR LINES, INC., Post Office Drawer 270, Abilene, Tex. Applicant's attorney: Reagan Sayers, Century Life Building, Fort Worth 2, Tex. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities*, between Pampa and Clarendon, Tex.; from Pampa over Texas Highway 70 to Clarendon, and return over the same route, serving no intermediate points.

No. MC 41432 (Sub-No. 93), filed September 19, 1963. Applicant: EAST TEXAS MOTOR FREIGHT LINES, INC., 623 North Washington Avenue, Post Office Box 26040, Dallas, Tex., 75226. Applicant's attorney: Rollo E. Kidwell (same address as applicant's). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, livestock, rock, gravel, sand, household goods as defined by the Commission, commodities in bulk and those requiring special equipment), serving the plant site of Texas Power and Light Company generating plant at or near Stryker Creek, Tex., as an off-route point in connection with applicant's authorized regular route operations to and from Henderson, Tex., for a limited term expiring June 30, 1966.

NOTE: Applicant states the purpose of this application is to provide service at the Texas Power and Light Company, Stryker Creek, Tex., generating plant for the period of construction of an addition to the plant.

No. MC 47142 (Sub-No. 80), filed September 18, 1963. Applicant: C. I. WHITTEN TRANSFER COMPANY, a corporation, 200 19th Street, Huntington, W. Va. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Classes A and B explosives*, between the Iowa Ordnance Plant, located at Burlington, Iowa, and Seneca, Ill.

No. MC 61440 (Sub-No. 88) (CORRECTION), filed September 2, 1963, published in FEDERAL REGISTER issue of September 18, 1963, and republished as corrected this issue. Applicant: LEE WAY MOTOR FREIGHT, INC., 3000 West Reno, Oklahoma City, Okla. Applicant's attorney: Richard H. Champlin (same address as applicant's). Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except light and bulky articles, gold bullion, paper money, silver, articles of virtu, commodities injurious or contaminating to other lading, commodities of unusual value, livestock, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment and Classes A and B explosives), between Fort Worth, Tex., and the Texas-Oklahoma State line, approximately two miles south of Terrel, Okla., from Fort Worth over U.S. Highway 81 to the Texas-Oklahoma State line, approximately two miles south of Terrel, and return over the same route, serving no intermediate points, as an alternate route for operating convenience only, in connection with applicant's authorized regular route operations. Restriction: The proposed operations are to be restricted to preclude the transportation of any traffic moving between Wichita Falls, Tex., and points within 25 miles of Wichita Falls, Tex., on the one hand, and, on the other, other points in Texas.

Note: Common control may be involved. The purpose of this republication is to specify *Wichita Falls, Texas*, in the restriction in lieu of *Wichita*, as previously published.

No. MC 103378 (Sub-No. 277), filed September 30, 1963. Applicant: PETROLEUM CARRIER CORPORATION, 369 Margaret Street, Jacksonville, Fla. Applicant's attorney: Martin Sack, Jr., 710 Atlantic National Bank Building, Jacksonville 2, Fla. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Turpentine*, in bulk, from Lake City, Fla., to Valdosta, Ga.

No. MC 111159 (Sub-No. 157), filed September 23, 1963. Applicant: MILLER TRANSPORTERS, LTD., Post Office Box 1123, Jackson, Miss. Applicant's attorney: Harold D. Miller, Jr., Post Office Box 1250, Jackson, Miss. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid fertilizer solutions*, in bulk, in tank vehicles, from Eudora, Ark., to points in Mississippi and Louisiana.

Note: Common control may be involved.

No. MC 119086 (Sub-No. 8), filed September 27, 1963. Applicant: WILBUR F. MILLER, JR., 80 York Street, Taney-

town, Md. Applicant's representative: Donald E. Freeman, 172 East Green Street, Westminster, Md. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Commercial baking pans, trays, baskets and covers* (for cleaning, straightening and reglazing), between Coraopolis, Pa., on the one hand, and, on the other, points in Maryland, New Jersey, West Virginia, and those in Pennsylvania on and east of U.S. Highways 15 and 220, Binghamton, N.Y., Wilmington, and Dover, Del., Arlington, Alexandria, Charlottesville, Fredericksburg, Harrisonburg, Richmond, and Roanoke, Va., and Washington, D.C.

NOTE: Applicant states the proposed operation will be for the account of Bundy Industries Inc.

No. MC 120449 (Sub-No. 2), filed August 21, 1963. Applicant: PETER P. DeCASPER, JR., AND HERMAN DeCASPER, a partnership, doing business as DeCASPER DELIVERY, 18 River Street, Bradford, Pa. Applicant's attorney: Joseph Graff, 20 Main Street, Bradford, Pa. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities*, between Bradford, McKean County, Pa., and points in Pennsylvania within 30 miles of Bradford.

NOTE: The proposed operations will be subject to the following conditions: Commodities in bulk, in tank vehicles or in hopper-type vehicles will not be transported. Brick, tile and clay products will not be transported, except from Bradford to points within 30 miles thereof, and return.

No. MC 124661 (Sub-No. 2), filed September 20, 1963. Applicant: GEORGE R. HIX, Rural Delivery 1, Reinholds, Pa. Applicant's attorney: David R. Eaby, 45 North Duke Street, Lancaster, Pa. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Uncrated kitchen units and cabinets*, from Reading, Berks County, Pa., to Baltimore, Baltimore County, Md., Arlington, Va., Falls Church, Va., Alexandria, Va., Easton, Md., Ocean City, Md., and Millsboro, Del., and *empty containers or other such incidental facilities* (not specified) used in transporting the above described commodities, and *refused, rejected and damaged kitchen units and cabinets*, on return.

NOTE: Applicant states the proposed operations will be for Pioneer Craftsmen Inc.

No. MC 125689, filed September 18, 1963. Applicant: HUBERT McGUIRE and GLENDON NOLAN, doing business as McGUIRE AND NOLAN TRUCKING, Beattyville, Ky. Applicant's attorney: Ollie L. Merchant, 140 South Fifth Street, Louisville 2, Ky. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum lubricating oil and grease, petroleum naphtha, petroleum refined oil, lighting fluid, buffing or polishing compounds, cleaning compounds, rust preventing compounds, radiator cement insecticides, brake fluid, petroleum, petroleum asphalt, petroleum distillate fuel oil, petroleum transformer oil, pe-*

troleum oil, proprietary anti-freeze preparations, and anti-freeze alcohol, in packages, from Roxanna, Ill., to Beattyville and Ravenna, Ky.

MOTOR CARRIERS OF PASSENGERS

No. MC 29957 (Sub-No. 83), filed September 23, 1963. Applicant: CONTINENTAL SOUTHERN LINES, INC., 425 Bolton Avenue, Post Office Box 4407, Alexandria, La. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *Passengers and their baggage, and express and newspapers*, in the same vehicle with passengers, between Scooba, Miss., and Junction Alabama Highway 2 and U.S. Highway 82, in Alabama: from Scooba over Mississippi Highway 16 to Mississippi-Alabama State line, thence over Alabama Highway 30 to junction Alabama Highway 17, thence over Alabama Highway 17 to junction Alabama Highway 116, thence over Alabama Highway 116 to Gainesville, Ala., thence over Alabama Highway 39 to Clinton, Ala., thence over Alabama Highway 51 to junction Alabama Highway 2, thence over Alabama Highway 2 to junction Alabama Highway 2 and U.S. Highway 82 (near Coker), Ala., and return over the same route, serving all intermediate points.

NOTE: Common control may be involved.

APPLICATIONS UNDER SECTIONS 5 AND 210a(b)

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

MOTOR CARRIERS OF PROPERTY

No. MC-F-8563. Authority sought for control by CLARENCE L. CALLAWAY, 6222 Alhambra Street, New Orleans 17, La., of D. A. BEARD TRUCK LINES CO., 6220 Harvey-Wilson Drive, Houston, Tex. Applicants' attorney: William D. White, Jr., 2420 Republic National Bank Building, Dallas, Tex. Operating rights sought to be controlled: *General commodities*, excepting, among others, household goods and commodities in bulk, as a *common carrier* over irregular routes, from Houston, Tex., to Lake Charles and Shreveport, La., and those points in Texas on and east of U.S. Highway 277 from the Red River through Wichita Falls and Abilene, Tex., to San Angelo, Tex., thence U.S. Highway 87 to San Antonio, Tex., and thence U.S. Highway 81 to Laredo, Tex.; and *cotton, cotton linters, wool, and mohair*, from the above-described destination points to Houston, Tex. CLARENCE L. CALLAWAY holds no authority from this Commission. However, he is affiliated with ENGLAND TRANSPORTATION COMPANY, INC., 6222 Alhambra Street, New Orleans 17, La., which is authorized to operate as a *common carrier* in Louisiana and Mississippi. Application has not been filed for temporary authority under section 210a(b).

No. MC-F-8565. Authority sought for control by JULIUS BLUMOFF, JACK G. BLUMOFF, IVAN BLUMOFF and DAVID BLUMOFF, 731 Campbell Avenue and 6328 Ouida Street, St. Louis 15, Mo., of PIC-WALSH FREIGHT CO., 731 Campbell Avenue, St. Louis 15, Mo., and ILLINOIS MOTOR EXPRESS, INC., 6328 Ouida Street, St. Louis 15, Mo. Applicants' attorneys: B. W. LaTourette, Jr., and G. M. Rebman, 314 North Broadway, St. Louis 2, Mo. Operating rights sought to be controlled: (PIC-WALSH FREIGHT CO.) *General commodities*, excepting, among others, household goods and commodities in bulk, as a *common carrier*, over regular routes, between Kansas City, Mo., and Chicago, Ill., serving certain intermediate and off-route points, between Hannibal, Mo., and Bowling Green, Mo., between Lincoln, Ill., and Peoria, Ill., serving no intermediate points, between St. Louis, Mo., and Springfield, Ohio, serving certain intermediate and off-route points, the intermediate point of Dayton, Ohio, restricted to traffic moving from St. Louis, Mo., in truck load lots only, between Indianapolis, Ind., and Cincinnati, Ohio, serving certain intermediate and off-route points, with service at Indianapolis, Ind., restricted against traffic originating at, or destined to, St. Louis, Mo., between Chicago, Ill., and St. Louis, Mo., serving certain intermediate and off-route points, between Kansas City, Mo., and Lake City, Mo., and the site of the Lake City Ordnance Plant near Lake City, serving no intermediate points, between St. Louis, Mo., and the site of the Weldon Springs Ordnance Plant and Weldon Springs, Mo., serving certain off-route points, between St. Charles, Mo., and the site of the Weldon Springs Ordnance Plant, and Weldon Springs, Mo., serving no intermediate points, between Lebanon, Ohio, and Cincinnati, Ohio, serving all intermediate points, between Stuttgart, Ark., and Little Rock, Ark., serving the intermediate points of Rose City, and North Little Rock, Ark., between Amory, Miss., and Tupelo, Miss., serving the intermediate point of Nettleton, Miss., between Memphis, Tenn., and Fulton, Miss., serving all intermediate points except those between Memphis, Tenn., and New Albany, Miss., and the off-route points of Mantachie and Birmingham Ridge, Miss.; between St. Louis, Mo., and Vandalia, Ohio, serving no intermediate points, between Indianapolis, Ind., and Vandalia, Ohio, serving no intermediate points, RESTRICTION: The authority granted above is subject to the restriction that no service may be rendered over the routes described above on traffic originating at, destined to, or interchanged at Kansas City, Mo.-Kansas City, Kans., or points in the Kansas City, Mo.-Kansas City, Kans., Commercial Zone, as defined by the Commission, or points within ten miles of Kansas City, Mo.-Kansas City, Kans.; between Fulton, Miss., and Tremont, Miss., serving the intermediate point of Clay, Miss., over two alternate routes for operating convenience only; *general commodities*, excepting, among others, household goods, but not excepting commodities in bulk, between St. Louis, Mo., and Jonesboro, Ark., serving certain intermediate

and off-route points, between Jonesboro, Ark., and Memphis, Tenn., serving all intermediate points, between Jonesboro, Ark., and Gilkerson, Ark., serving no intermediate points, over four alternate routes for operating convenience only; *general commodities*, between Memphis, Tenn., and Pine Bluff, Ark., between Stuttgart, Ark., and DeWitt, Ark., serving all intermediate points; *general commodities*, excepting, among others, household goods and commodities in bulk, over irregular routes, between points in the St. Louis, Mo.-East St. Louis, Ill., Commercial Zone, as defined by the Commission, Robertson, and Ferguson, Mo., the site of the Ford Motor Company plant near Robertson, and the site of the Lambert Airfield also near Robertson, between Lebanon, Ohio, on the one hand, and, on the other, points in Ohio, from Memphis, Tenn., to points in that part of Mississippi, bounded on the east by the Mississippi-Alabama State line, on the north by the Mississippi-Tennessee State line, on the west by Mississippi Highway 15, and on the south by U.S. Highway 82, including points on the indicated portions of the highways specified (except Amory and Nettleton, Miss.); between Vandalia, Ohio, on the one hand, and, on the other, points in Ohio, RESTRICTION: The authority granted immediately above is restricted against the transportation of traffic originating at or destined to Vandalia, Ohio, from Cedar Hill, Miss. (located about five miles northwest of Guntown, Miss., on Mississippi Highway 348), to Memphis, Tenn., from Marietta, Miss., to Memphis, Tenn.; *glass bottles*, between points in La Salle County, Ill., on the one hand, and, on the other hand, Clinton, Davenport, Muscatine, Burlington, Fort Madison, and Keokuk, Iowa, and points in that part of Indiana on and north of U.S. Highway 24 and on and west of U.S. Highway 31, *roofing and building materials*, between Marseilles, Ill., on the one hand, and, on the other, points in that part of Indiana, north of U.S. Highway 40, and west of U.S. Highway 31, and that part of Iowa east of U.S. Highway 63, including points on the indicated portions of the highways specified, *scrap rags and paper*, from Indianapolis, Ind., to Marseilles, Ill., *glass containers*, from Seneca, Streator, and Ottawa, Ill., to points in Missouri (except points in the St. Louis, Mo.-East St. Louis, Ill., Commercial Zone), Iowa, and the lower peninsula of Michigan, *fiberboard or paperboard boxes*, from Streator, Ill., to points in Missouri (except points in the St. Louis, Mo.-East St. Louis, Ill., Commercial Zone), Iowa and the lower peninsula of Michigan, *empty containers and pallets*, from points in Missouri (except points in the St. Louis, Mo.-East St. Louis, Ill., Commercial Zone), Iowa, and the lower peninsula of Michigan, to Streator, Seneca, and Ottawa, Ill., RESTRICTION: No single portion of the authority contained in the above specified commodities shall be tacked or joined directly or indirectly with any other authority contained in the above specified commodities, for the purpose of performing any through service; (ILLINOIS MOTOR EXPRESS, INC.) *general commodities*, except livestock and articles of extraor-

dinary value, as a *common carrier* over a regular route, between Alton, Ill., and St. Louis, Mo., serving all intermediate and off-route points in St. Louis County, Mo., within the St. Louis-East St. Louis Commercial Zone, as defined in St. Louis, Mo.-East St. Louis, Ill., Commercial Zone, 1 M.C.C. 656, and 2 M.C.C. 285, over an alternate route for operating convenience only. Application has not been filed for temporary authority under section 210a(b).

No. MC-F-8566. Authority sought for purchase by NORWALK TRUCK LINES, INC., 180 Milan Avenue, Norwalk, Ohio, of the operating rights of MARTIN F. ROLFES, Luckey, Ohio, and for acquisition by CHARLES W. HOKE, 180 Milan Avenue, Norwalk, Ohio, EWING T. BOLES, 51 North High Street, Columbus, Ohio, JOHN W. CHRISTENSON, 8 East Long Street, Columbus, Ohio, GEORGE W. BYERS, SR., 658 Fairway Boulevard, Columbus, Ohio, ELMER J. KLAMFOTH, 753 Bedford Avenue, Columbus, Ohio, and ARTHUR E. WHITE, 5775 Carrington Court, Worthington, Ohio, of control of such rights through the purchase. Applicants' representative: Marion M. Emery, 6055 Flanders Road, Sylvania, Ohio. Operating rights sought to be transferred: *General commodities*, except those of unusual value, and except dangerous explosives, livestock, household goods (when transported as a separate and distinct service in connection with so-called "household movings"), commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading, as a *common carrier* over a regular route, between Toledo, Ohio, and Luckey, Ohio, serving no intermediate points. Vendee is authorized to operate as a *common carrier* in Ohio, Illinois, Michigan, Indiana, Pennsylvania, New York, West Virginia, and Wisconsin. Application has not been filed for temporary authority under section 210a(b).

No. MC-F-8567. Authority sought for purchase by BELL LINES, INC., 6414 McCorkle Avenue SE., Charleston, W. Va., of a portion of the operating rights of BISON FAST FREIGHT, INC., 1010 West Lee Street, Greensboro, N.C., and for acquisition by JOHN E. AMOS, 1 Morris Street, Charleston, W. Va., and FRED SCLAVI, 2004 Kanawha Boulevard, East Charleston, W. Va., of control of such rights through the purchase. Applicants' attorneys: Francis W. McInerney and James W. Lawson, 1000 16th Street NW., Washington, D.C., 20006. Operating rights sought to be transferred, which covers the remaining portion in No. MC-F-7758: *Roofing, builders' supplies, and hardware*, as a *common carrier*, over irregular routes, from Cincinnati, Ohio, to Sanford, Mount Airy, Laurinburg, Raeford, Selma, Durham, and Laurel Hill, N.C.; *rock, granite, rock memorial products and granite memorial products*, from Winnsboro, S.C., and points in South Carolina within 20 miles of Winnsboro, to Richmond, Springfield, Gary, and Hammond, Ind., from points in South Carolina within 20 miles of Winnsboro, S.C., not including Winnsboro and Rion, to Charleston,

Parkersburg, Huntington, Clarksburg, Berkeley Springs, Princeton, Gauley Bridge, Monogah, Snow Hill, Belle, and Bluefield, W. Va.; Marietta, Newcomers-town, Kent, Bedford, Cleveland, Lorain, Lancaster, Newark, New London, Versailles, Washington Court House, Dayton, Columbus, Akron, Jackson, Newport, Cincinnati, and Wapakoneta, Ohio, and Chicago and Peoria, Ill.; *cotton yarn and fabrics*, from Laurel Hill, Laurinburg, and Bladenboro, N.C., and McColl, S.C., to Cleveland, Cincinnati, Warren, and Dayton, Ohio, and Sycamore and Chicago, Ill.; *empty spools for cotton yarn and fabrics*, from the above-specified destination points to Laurel Hill, Laurinburg, and Bladenboro, N.C., and McColl, S.C.; *bottling machinery, beer and wine and advertising matter incidental thereto, and bottle caps*, from Cincinnati, Ohio, to Lumberton, and Rockingham, N.C.; *empty containers for beer and wine*, from Lumberton and Rockingham, N.C., to Cincinnati, Ohio. Vendee is authorized to operate as a *common carrier* in Indiana, North Carolina, Ohio, West Virginia, Pennsylvania, Virginia, Kentucky, and South Carolina. Application has not been filed for temporary authority under section 210a(b).

NOTE: This proceeding is assigned for hearing (with No. MC-F-8449, PILOT FREIGHT CARRIERS, INC. — PURCHASE (PORTION)—BISON FAST FREIGHT, INC.), before Examiner George A. Dahan, on October 21, 1963, at the Charlotte Public Library, 310 Tryon Street, Charlotte, N.C.

MOTOR CARRIERS OF PASSENGERS

No. MC-F-8564. Authority sought for control by ERNEST CAPITANI, ERNEST A. CAPITANI, JR., MARY CAPITANI, and AMELIA CAPITANI GERACE, 126 North Washington Avenue, Bergenfield, N.J., of NORTH BOULEVARD TRANSPORTATION CO., 9261 Hudson Boulevard, North Bergen, N.J. Applicants' attorney: S. S. Eisen, 140 Cedar Street, New York 6, N.Y. Operating rights sought to be controlled: *Passengers and their baggage, as a common carrier over regular routes, between North Bergen, N.J., and Manhattan, New York, N.Y., between Jersey City, N.J., and Manhattan, New York, N.Y., serving all intermediate points except those in New Jersey not on Hudson County Boulevard or Marginal Street, between North Bergen, N.J., and Fort Lee, N.J., between Underwood Place and Journal Square, both in Jersey City, N.J., serving all intermediate points; passengers and their baggage, restricted to traffic originating in the territory indicated, in charter operations, over irregular routes, from points in Hudson and Bergen Counties, N.J., to New York, N.Y., and points in Orange, Rockland, Sullivan, Westchester, and Nassau Counties, N.Y.* ERNEST CAPITANI, ERNEST A. CAPITANI, JR., MARY CAPITANI, and AMELIA CAPITANI GERACE, hold no authority from this Commission. However, they own all stock of the following motor *common carriers*, which are authorized to operate in the States respectively: (1) THE HUDSON BUS TRANSPORTATION CO., INC., 437 Tonnelle Avenue, Jersey City, N.J.; New Jersey, New York, Con-

necticut, Virginia, Pennsylvania, Maryland, Delaware, and the District of Columbia; (2) ROCKLAND COACHES, INC., 126 North Washington Avenue, Bergenfield, N.J.; All States in the United States (except Hawaii), and the District of Columbia; (3) ROCKLAND TRANSIT CORPORATION, 126 North Washington Avenue, Bergenfield, N.J.; New York and New Jersey; and (4) HILL BUS COMPANY, 126 North Washington Avenue, Bergenfield, N.J.; New York and New Jersey. Application has not been filed for temporary authority under section 210a(b).

By the Commission.

[SEAL] HAROLD D. MCCOY,
Secretary.

[F.R. Doc. 63-10694; Filed, Oct. 8, 1963; 8:47 a.m.]

[Notice No. 567]

MOTOR CARRIER APPLICATIONS AND CERTAIN OTHER PROCEEDINGS

OCTOBER 4, 1963.

The following publications are governed by the Interstate Commerce Commission's general rules of practice including special rules (49 CFR 1.241) governing notice of filing of applications by motor carriers of property or passengers or brokers under sections 206, 209, and 211 of the Interstate Commerce Act and certain other proceedings with respect thereto.

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

APPLICATIONS ASSIGNED FOR ORAL HEARING OR PREHEARING CONFERENCE

MOTOR CARRIERS OF PROPERTY

The applications immediately following are assigned for hearing at the time and place designated in the notice of filing as here published in each proceeding. All of the proceedings are subject to the special rules of procedure for hearing outlined below:

SPECIAL RULES OF PROCEDURE FOR HEARING

(1) All of the testimony to be adduced by applicant's company witnesses shall be in the form of written statements which shall be submitted at the hearing at the time and place indicated.

(2) All of the written statements by applicant's company witnesses shall be offered in evidence at the hearing in the same manner as any other type of evidence. The witnesses submitting the written statements shall be made available at the hearing for cross-examination, if such becomes necessary.

(3) The written statements by applicant's company witnesses, if received in evidence, will be accepted as exhibits. To the extent the written statements refer to attached documents such as copies of operating authority, etc., they should be referred to in written statements as numbered appendices thereto.

(4) The admissibility of the evidence contained in the written statements and

the appendices thereto, will be at the time of offer, subject to the same rules as if the evidence were produced in the usual manner.

(5) Supplemental testimony by a witness to correct errors or to supply inadvertent omissions in his written statement is permissible.

No. MC 111138 (Sub-No. 36), filed September 19, 1963. Applicant: COLONIAL & PACIFIC FRIGIDWAYS, INC., Post Office Box 459, Storm Lake, Iowa. Applicant's attorney: Charles W. Singer, 33 North LaSalle Street, Suite 3600, Chicago 2, Ill. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, meat by-products, and articles distributed by meat packinghouses*, as defined by the Interstate Commerce Commission, from Sterling, Ill., to points in Arizona, California, Nevada, Oregon, Washington, Billings, and Butte, Mont., Boise, Idaho, and Salt Lake City, Utah.

NOTE: Applicant states the "authority requested above is restricted to (a) shipments originating at the plant site of Armour & Company at or near Sterling, Illinois; and (b) against commodities in bulk, in tank vehicles."

HEARING: November 18, 1963, at the Midland Hotel, Chicago, Ill., before Examiner W. Elliott Neffien.

By the Commission.

[SEAL] HAROLD D. MCCOY,
Secretary.

[F.R. Doc. 63-10695; Filed, Oct. 8, 1963; 8:47 a.m.]

FOURTH SECTION APPLICATIONS FOR RELIEF

OCTOBER 4, 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. 38575: *Iron or steel pipe from Minnequa, Colo.* Filed by Southwestern Freight Bureau, Agent (No. B-8540), for interested rail carriers. Rates on iron or steel pipe, in carloads, from Minnequa, Colo., to Corpus Christi, Tex. Grounds for relief: Market competition.

Tariff: Supplement 310 to Southwestern Freight Bureau, Agent, tariff I.C.C. 4116.

FSA No. 38576: *Salt from Baldwin, La., to Anniston, Ala.* Filed by Southwestern Freight Bureau, Agent (No. B-8454), for interested rail carriers. Rates on salt, in carloads, from Baldwin, La., to Anniston, Ala.

Grounds for relief: Rate relationship. Tariff: Supplement 38 to Southwestern Freight Bureau, Agent, tariff I.C.C. 4431.

By the Commission.

HAROLD D. MCCOY,
Secretary.

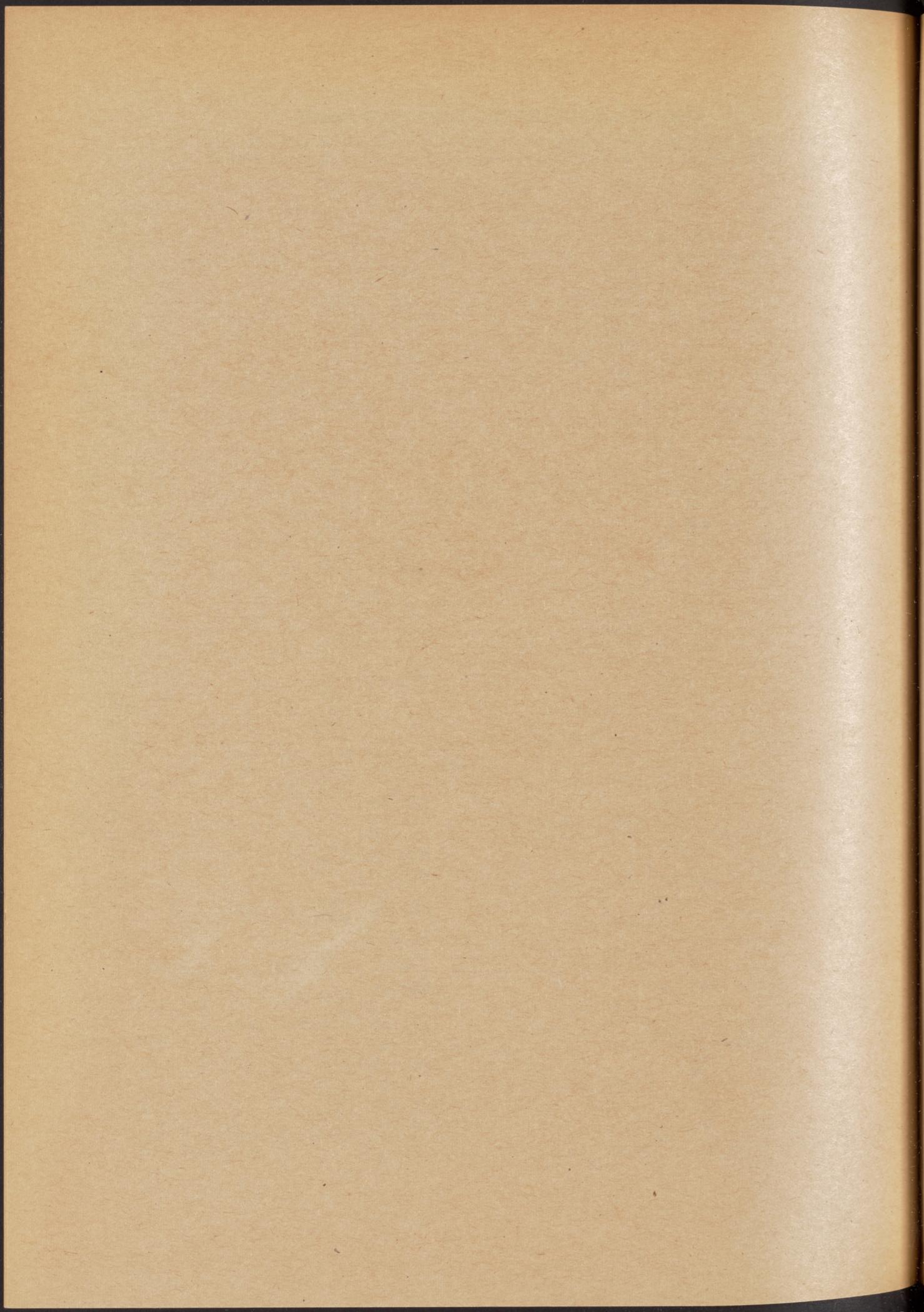
[F.R. Doc. 63-10691; Filed, Oct. 8, 1963; 8:47 a.m.]

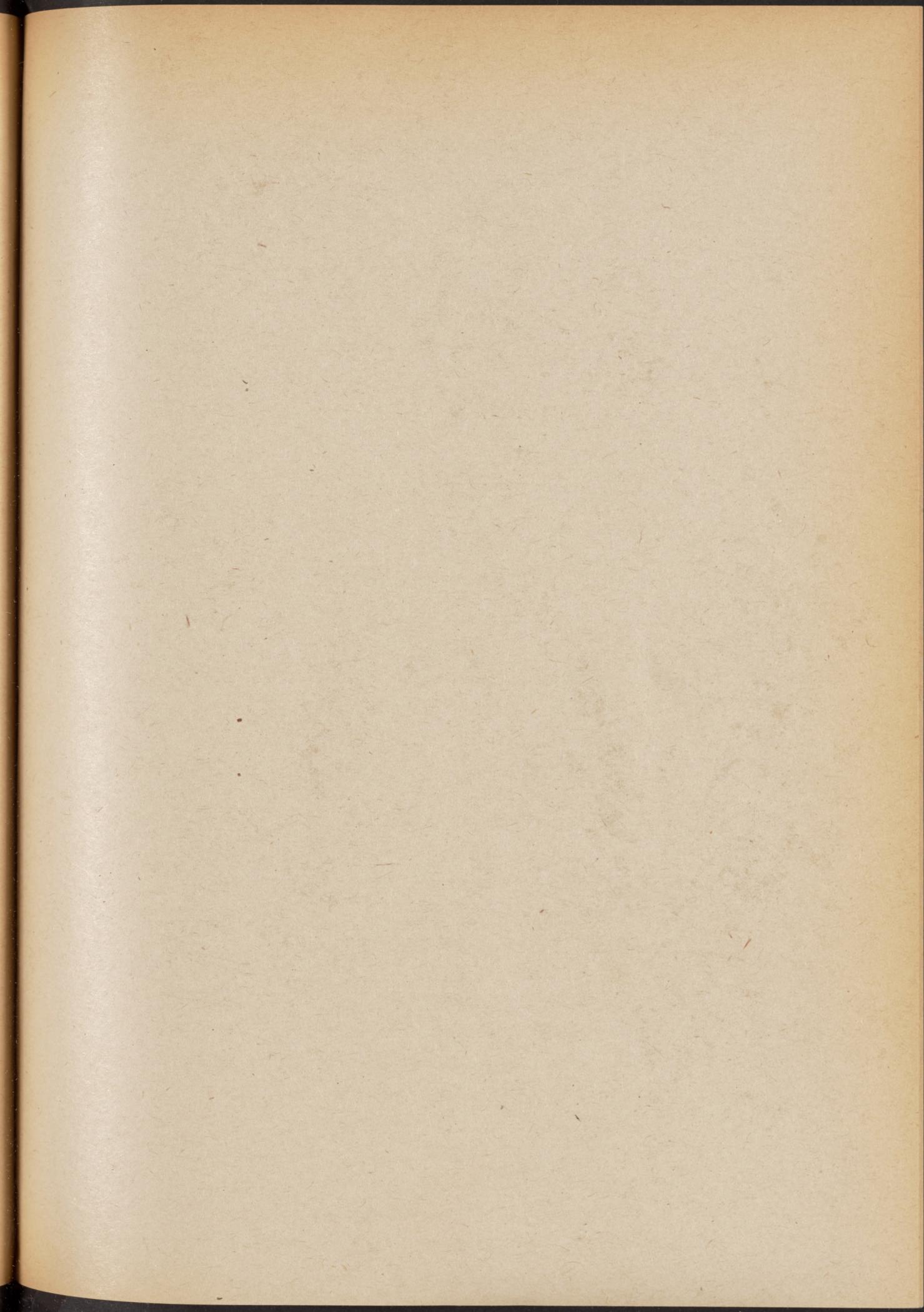
CUMULATIVE CODIFICATION GUIDE—OCTOBER

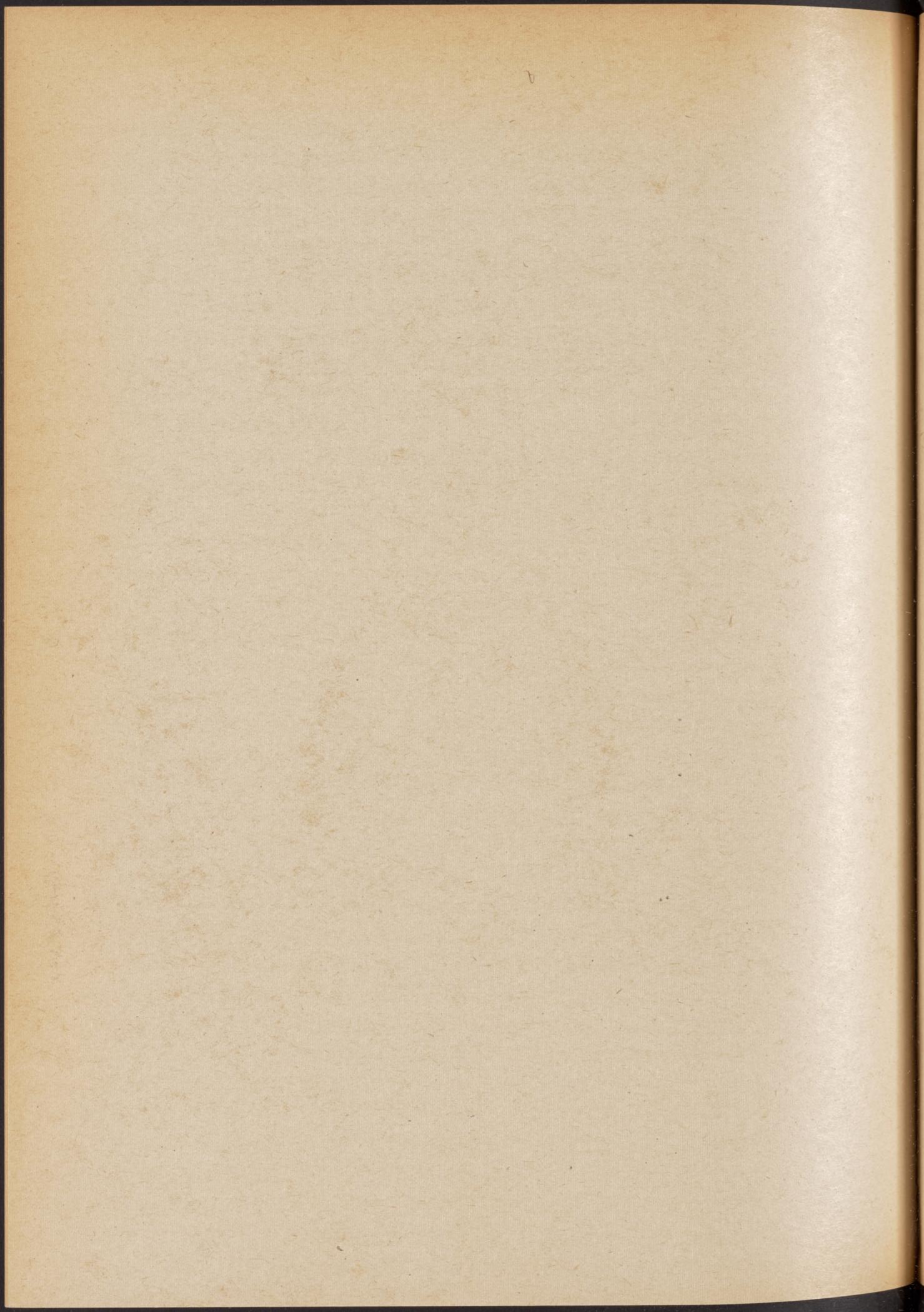
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