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FEDERAL REGISTER

VOLUME 29 NUMBER 70

Washington, Thursday, April 9, 1964

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Codification Guide

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Rules and Regulations

Title 8—ALIENS AND NATIONALITY

Chapter I—Immigration and Naturalization Service, Department of Justice

CORRECTION OF CFR SUPPLEMENT AS OF JANUARY 1, 1964

Revised Part 343a and § 343b.11(b) of Part 343b were inadvertently omitted from the Title 8 Supplement as of January 1, 1964 following page 98. The omitted material reads as follows:

Part 343a—Naturalization and Citizenship Papers Lost, Mutilated, or Destroyed; New Certificate in Changed Name; Certified Copy of Repatriation Proceedings [Revised]

§ 343a.1 Application for replacement of or for new naturalization or citizenship paper.

(a) *Lost, mutilated, or destroyed naturalization papers.* A person whose declaration of intention, certificate of naturalization, citizenship, or repatriation, or whose certified copy of proceedings under the act of June 25, 1936, as amended, or under section 317(b) of the Nationality Act of 1940, or under section 324(c) of the Immigration and Nationality Act, or under the provisions of any private law, has been lost, mutilated, or destroyed, shall apply on Form N–565 for a new paper in lieu thereof.

(b) *New certificate in changed name.* A naturalized citizen whose name has been changed after naturalization by order of court or by marriage shall apply on Form N–565 for a new certificate of naturalization, or of citizenship, in the changed name.

(c) *Disposition.* If an application for a new certificate of naturalization, citizenship, or repatriation is approved, the new certificate shall be issued and delivered in person upon the applicant's signed receipt therefor. When an application for a new declaration of intention is approved, the new declaration of intention shall be issued and the original delivered to the applicant upon his signed receipt therefor. If an application for a new certified copy of the proceedings under the act of June 25, 1936, as amended, or under section 317(b) of the Nationality Act of 1940, or under section 324(c) of the Immigration and Nationality Act, or under the provisions of any private law is approved, there shall be issued a certified positive photocopy of the record of the proceedings filed with the Service. When subsequent to the naturalization or repatriation the applicant's name has been changed by marriage, the certification of the positive photocopy shall show both the name in which the proceedings were had and the changed name. The new certified copy shall be personally delivered to the applicant, upon his signed receipt therefor. If the application is denied, the applicant shall be notified of the reasons therefor and of his right to appeal in accordance with the provisions of Part 103 of this chapter.

(Sec. 103, 66 Stat. 173; 8 U.S.C. 1103. Interprets or applies secs. 324, 332, 343, 344, 405, 66 Stat. 246, 247, 252, 263, 264, 265, 280; 8 U.S.C. 1435, 1443, 1454, 1455, 1101 note) [23 F.R. 9125, Nov. 26, 1958]

NOTE: In the revision of Part 343a, former §§ 343a.1 and 343a.11 were superseded by § 343a.1. For amendments prior to this revision see the List of Sections Affected at the end of this Pocket Supplement.

Part 343b—Special Certificate of Naturalization for Recognition by Foreign State

Sec.

343b.11 Disposition of application. [Amended]

§ 343b.11 Disposition of application.

* * * * *

(b) *Application denied.* If the application is denied, the applicant shall be notified of the reasons therefor and of his right to appeal in accordance with the provisions of Part 103 of this chapter.

[Paragraph (b) amended, 23 F.R. 9126, Nov. 26, 1958]

Title 9—ANIMALS AND ANIMAL PRODUCTS

Chapter I—Agricultural Research Service, Department of Agriculture

SUBCHAPTER A—MEAT INSPECTION REGULATIONS

PART 18—REINSPECTION AND PREPARATION OF PRODUCTS

Use of Citric Acid or Sodium Citrate

On February 1, 1964, there was published in the FEDERAL REGISTER (29 F.R. 1657) a notice with respect to a proposal to amend paragraph (s), § 18.7, Part 18, Subchapter A, Chapter I, Title 9, Code of Federal Regulations. On February 19, 1964, there was published in the FEDERAL REGISTER (29 F.R. 2560) a correction of the text of the proposed amendment.

After due consideration of all relevant material submitted in connection with such notice, and pursuant to the provisions of the Meat Inspection Act, as amended (21 U.S.C. 71 et seq.), and section 306 of the Tariff Act of 1930, as amended (19 U.S.C. 1306), paragraph (s) of § 18.7 is hereby amended to read as follows:

§ 18.7 Use in preparation of meat food products of chemicals, antioxidants, coloring matter, flavoring, water, ice, cereal, vegetable starch, nonfat dry milk, etc.

* * * * *

(s) Ascorbic acid, erythorbic acid, sodium ascorbate, sodium erythorbate or a combination of one of these with citric acid or sodium citrate in which the citric acid or sodium citrate does not exceed 50 percent of the mixture may be used in the preparation of cured pork and beef products and cured comminuted meat food products as follows:

(1) Pickle used for pumping, curing or packing pork or beef products shall not contain more than 75 ounces of ascorbic acid or erythorbic acid or a mixture of one of these with citric acid or sodium citrate, or 87.5 ounces of sodium ascorbate or sodium erythorbate or a mixture of one of these with citric acid or sodium citrate, to each 100 gallons of pickle.

(2) With appropriate declaration as required under Parts 16 and 17 of this subchapter, ascorbic acid, erythorbic acid, sodium ascorbate or sodium erythorbate or a combination of one of these with citric acid or sodium citrate may be used in the preparation of cooked, cured, comminuted meat food products in an amount not to exceed ¾ ounce of ascorbic acid or erythorbic acid or a mixture of one of these with citric acid or sodium citrate, or ⅞ ounce of sodium ascorbate or sodium erythorbate or a mixture of one of these with citric acid or sodium citrate, for each 100 pounds of fresh meat or meat by-product. A solution containing not more than 10 percent ascorbic acid, erythorbic acid, sodium ascorbate or sodium erythorbate in water or brine may be applied to the outer surface of sliced and unsliced cured pork and beef product and cured comminuted meat food products prior to packaging. The use of such solutions shall not result in the addition of a significant amount of moisture to the product.

* * * * *

(34 Stat. 1260–1265, as amended, sec. 306, 46 Stat. 689, as amended; 19 U.S.C. 1306, 21 U.S.C. 71–91; 19 F.R. 74, as amended)

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

The amendment permits the use of limited amounts of citric acid or sodium citrate in the preparation of meat food products. The amendment relieves restrictions presently imposed and should be made effective immediately to be of maximum benefit to persons subject to the restrictions which are relieved. Accordingly, under section 4 of the Administrative Procedure Act (5 U.S.C. 1003), the amendment may be made effective in less than 30 days after publication in the FEDERAL REGISTER.

Done at Washington, D.C., this 6th day of April 1964.

M. R. CLARKSON,
Acting Administrator,
Agricultural Research Service.

[F.R. Doc. 64–3495; Filed, Apr. 8, 1964; 8:48 a.m.]

SUBCHAPTER C—INTERSTATE TRANSPORTATION OF ANIMALS AND POULTRY

PART 74—SCABIES IN SHEEP

Designation of Free, Infected and Eradication Areas

Pursuant to the provisions of sections 1 through 4 of the Act of March 3, 1905, as amended, sections 1 and 2 of the Act of February 2, 1903, as amended, and sections 4 through 7 of the Act of May 29, 1884, as amended (21 U.S.C. 111–113, 115, 117, 120, 121, 123–126), §§ 74.2 and 74.3 of Part 74, Subchapter C, Chapter I, Title 9, Code of Federal Regulations, as amended, are hereby amended to read, respectively, as follows:

§ 74.2 Designation of free and infected areas.

(a) Notice is hereby given that sheep in the following States, Territories, and District, or parts thereof as specified, are not known to be infected with scabies, and such States, Territories, District, and parts thereof, are hereby designated as free areas:

(1) Alabama, Alaska, Arizona, Arkansas, California, Colorado, Connecticut, Delaware, District of Columbia, Florida, Georgia, Hawaii, Idaho, Louisiana, Maine, Maryland, Massachusetts, Michigan, Mississippi, Montana, Nevada, New Hampshire, New Jersey, New York, North Carolina, North Dakota, Oklahoma, Oregon, Puerto Rico, Rhode Island, South Carolina, South Dakota, Texas, Utah, Vermont, Virgin Islands of the United States, Washington, Wisconsin, and Wyoming;

(2) The following counties in Illinois: Bond, Clay, Clinton, Lawrence, Madison, Marion, and Richland; and all counties in the State of Illinois lying south thereof;

(3) All counties in Kansas except Cloud, Ellsworth, Harper, Jewell, and Sedgewick;

(4) All counties in Minnesota except Lincoln and Rock;

(5) The following counties in Missouri: Cole, Cooper, Franklin, Gasconade, Jackson, Lafayette, Moniteau, Osage, St. Louis, and Saline; and all counties in the State of Missouri lying south thereof;

(6) The following counties in Nebraska: Arthur, Banner, Blaine, Brown, Chase, Cherry, Cheyenne, Deuel, Dundy, Garden, Grant, Hooker, Keith, Keya Paha, Kimball, Loup, Perkins, Rock, Scotts Bluff, Sheridan, and Thomas;

(7) All counties in New Mexico except those portions of Lincoln County and Socorro County lying within the area bounded by a line beginning at a point on U.S. Highway No. 54 where said highway crosses the Lincoln-Torrance county line at the town of Corona, New Mexico, and thence, running in a westerly direction along the Lincoln-Torrance county line and the Socorro-Torrance county line to New Mexico State Highway No. 10; thence, running in a southerly and southeasterly direction along New Mexico State Highway No. 10 to its intersection with U.S. Highway No. 54; thence, running in a southerly direction along U.S. Highway No. 54 to its intersection with U.S. Highway No. 380 at the town of Carrizozo, New Mexico; thence, running in a southeasterly direction along U.S. Highway No. 380 to its intersection with New Mexico State Highway No. 48 at the town of Capitan, N. Mex.; thence, running in an easterly direction along New Mexico State Highway No. 48 to its intersection with the Lincoln-Chaves county line; thence, running northward along the Lincoln-Chaves county line and the Lincoln-DeBaca county line to the northeast corner of Lincoln County; thence, running westerly along the Lincoln-Guadalupe county line to its intersection with the Lincoln-Torrance county line; thence, running southerly along the Lincoln-Torrance county line to the southeast corner of Torrance County; thence, running westerly along the Lincoln-Torrance county line to the point of beginning at the town of Corona, N. Mex.;

(8) All counties in Pennsylvania except Chester;

(9) All counties in Virginia except Augusta and Highland.

(b) Notice is hereby given also that sheep scabies exists in all States and Territories and parts of States not designated as free areas in paragraph (a) of this section, and they are hereby designated as infected areas.

§ 74.3 Designation of eradication areas.

(a) Notice is hereby given that sheep in the following States, or parts thereof as specified, are being handled systematically to eradicate scabies in sheep, and such States, and parts thereof, are hereby designated as eradication areas;

(1) Iowa, Kentucky, Ohio, Tennessee, and West Virginia;

(2) All counties in Illinois except Bond, Clay, Clinton, Lawrence, Madison, Marion, and Richland; and all counties in the State of Illinois lying south thereof;

(3) The following counties in Kansas: Cloud, Ellsworth, Harper, Jewell, and Sedgewick;

(4) The following counties in Minnesota: Lincoln and Rock;

(5) All counties in Missouri except Cole, Cooper, Franklin, Gasconade, Jackson, Lafayette, Moniteau, Osage, St. Louis, and Saline; and all counties in the State of Missouri lying south thereof;

(6) All counties in Nebraska except Arthur, Banner, Blaine, Brown, Chase, Cherry, Cheyenne, Deuel, Dundy, Garden, Grant, Hooker, Keith, Keya Paha, Kimball, Loup, Perkins, Rock, Scotts Bluff, Sheridan, and Thomas;

(7) The designated parts of the following counties in New Mexico: Those portions of Lincoln County and Socorro County lying within the area bounded by a line beginning at a point on U.S. Highway No. 54 where said highway crosses the Lincoln-Torrance county line at the town of Corona, N. Mex.; and thence, running in a westerly direction along the Lincoln-Torrance county line and the Socorro-Torrance county line to New Mexico State Highway No. 10; thence, running in a southerly and southeasterly direction along New Mexico State Highway No. 10 to its intersection with U.S. Highway No. 54; thence, running in a southerly direction along U.S. Highway No. 54 to its intersection with U.S. Highway No. 380 at the town of Carrizozo, N. Mex.; thence, running in a southeasterly direction along U.S. Highway No. 380 to its intersection with New Mexico State Highway No. 48 at the town of Capitan, N. Mex.; thence, running in an easterly direction along New Mexico State Highway No. 48 to its intersection with the Lincoln-Chaves county line; thence, running northward along the Lincoln-Chaves county line and the Lincoln-DeBaca county line to the northeast corner of Lincoln County; thence, running westerly along the Lincoln-Guadalupe county line to its intersection with the Lincoln-Torrance county line; thence, running southerly along the Lincoln-Torrance county line to the southeast corner of Torrance County; thence, running westerly along the Lincoln-Torrance county line to the point of beginning at the town of Corona, N. Mex.;

(8) The following county in Pennsylvania: Chester;

(9) The following counties in Virginia: Augusta and Highland.

(Secs. 4–7, 23 Stat. 32, as amended, secs. 1, 2, 32 Stat. 791–792, as amended, secs. 1–4, 33 Stat. 1264, as amended, 1265, as amended; 21 U.S.C. 111–113, 115, 117, 120, 121, 123–126; 19 F.R. 74, as amended)

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

The amendment adds the county of Chester in the State of Pennsylvania to the list of infected and eradication areas and deletes such county from the list of free areas as sheep scabies is known to exist therein. After the effective date of this amendment, the restrictions pertaining to the interstate movement of sheep from or into infected and eradication areas as contained in 9 CFR Part 74, as amended, will apply to such county.

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

Done at Washington, D.C., this 6th day of April 1964.

M. R. CLARKSON,
Acting Administrator,
Agricultural Research Service.

[F.R. Doc. 64-3496; Filed, Apr. 8, 1964; 8:48 a.m.]

Title 14—AERONAUTICS AND SPACE

Chapter I—Federal Aviation Agency

SUBCHAPTER E—AIRSPACE [NEW]

[Airspace Docket No. 63–EA–97]

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

Revocation of Federal Airway Segment

On January 17, 1964, a notice of proposed rule making was published in the FEDERAL REGISTER (29 F.R. 433) stating that the Federal Aviation Agency proposed to revoke VOR Federal airway No. 12 south alternate segment from Pittsburgh, Pa., to Johnstown, Pa.

Interested persons were afforded an opportunity to participate in the rule making through submission of comments. All comments received were favorable.

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

Section 71.123 (29 F.R. 557, 1009, 2336, 3226) is amended as follows: In V–12 ", including an S alternate via INT of Pittsburgh 120° and Johnstown 250° radials" is deleted.

This amendment shall become effective 0001 e.s.t., May 28, 1964.

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

Issued in Washington, D.C., on April 2, 1964.

DANIEL E. BARROW,
Acting Chief, Airspace Regulations and Procedures Division.

[F.R. Doc. 64–3453; Filed, Apr. 8, 1964; 8:45 a.m.]

[Airspace Docket No. 63–WE–86]

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

Revocation of Federal Airway Segment

On January 17, 1964, a notice of proposed rule making was published in the FEDERAL REGISTER (29 F.R. 435) stating that the Federal Aviation Agency (FAA) proposed to revoke VOR Federal airway No. 81 west alternate segment from Dalhart, Tex., via Clayton, N. Mex., to Tobe, Colo.

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 reason stated in the notice, the following action is taken:

Section 71.123 (29 F.R. 1009, 3226) is amended as follows: In V–8 ", including a W alternate from Dalhart to Tobe via Clayton, N. Mex." is deleted.

This amendment shall become effective 0001 e.s.t., May 28, 1964.

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

Issued in Washington, D.C., on April 2, 1964.

DANIEL E. BARROW,
Acting Chief, Airspace Regulations and Procedures Division.

[F.R. Doc. 64–3454; Filed, Apr. 8, 1964; 8:45 a.m.]

[Airspace Docket No. 63–SW–92]

PART 75—ESTABLISHMENT OF JET ROUTES [NEW]

Alteration of Jet Route

On January 17, 1964, a notice of proposed rule making was published in the FEDERAL REGISTER (29 F.R. 436) stating that the Federal Aviation Agency (FAA) proposed realignment and redesignation of Jet Route No. 104 from the San Simon, Ariz., VOR via the Socorro, N. Mex., VORTAC to the Las Vegas, N. Mex., VORTAC.

Interested persons were afforded an opportunity to participate in the rule making through submission of comments. All comments received were favorable.

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

In § 75.100 (29 F.R. 1287) Jet Route No. 104 is amended to read as follows:

Jet Route No. 104 (Tucson, Ariz., to Las Vegas, N. Mex.). From Tucson, Ariz., via San Simon, Ariz.; Socorro, N. Mex.; to Las Vegas, N. Mex.

This amendment shall become effective 0001 e.s.t., May 28, 1964.

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

Issued in Washington, D.C., on April 2, 1964.

DANIEL E. BARROW,
Acting Chief, Airspace Regulations and Procedures Division.

[F.R. Doc. 64–3455; Filed, Apr. 8, 1964; 8:45 a.m.]

Title 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

[Docket No. C–724]

PART 13—PROHIBITED TRADE PRACTICES

Maryland Aluminum Sales Co. et al.

Subpart—Advertising falsely or misleadingly: § 13.155 *Prices:* 13.155–10 Bait; 13.155–100 Usual as reduced, special, etc.; § 13.240 *Special or limited offers.* Subpart—Misrepresenting oneself and goods—Goods: § 13.1747 *Special or limited offers;* Misrepresenting oneself and goods—Prices: § 13.1779 *Bait;* § 13.1825 *Usual as reduced or to be increased.*

(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, The Maryland Aluminum Sales Company et al., Baltimore, Md., Docket C–724, Mar. 16, 1964]

In the Matter of The Maryland Aluminum Sales Company, a Corporation, and Milton Rabovsky, and Jerome Rabovsky, Individually and as Officers of Said Corporation

Consent order requiring Baltimore sellers to the public of home improvement materials, including storm-screen windows and doors, to cease—in statements by themselves and their salesmen and by newspaper advertising and other media—making "bait" offers to obtain leads to interested prospects, and representing falsely that aluminum windows and doors were on sale at a special reduced price for a limited time only.

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

It is ordered, That respondents, The Maryland Aluminum Sales Company, a corporation, and its officers, and Milton Rabovsky and Jerome Rabovsky, individually and as officers of said corporation and respondents' agents, representatives and employees, directly or through any corporate or other device, in connection with the offering for sale, sale or distribution of storm-screen windows and doors, or any other merchandise, or services, in commerce, as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

1. Using in any manner, a sales plan, scheme or device wherein false, misleading or deceptive statements or representations are made in order to obtain leads or prospects for the sale of merchandise or services.

2. Discouraging the purchase of, or disparaging, any merchandise or services which are advertised or offered for sale.

3. Representing, directly or indirectly, that any merchandise or services are offered for sale when such offer is not a bona fide offer to sell said merchandise or services.

4. Representing, directly or by implication, that:

(a) Merchandise is sold at a special or reduced price when the price quoted is the regular price at which such merchandise is sold.

(b) Merchandise is being offered for a limited time when such offer is not limited as to time.

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: March 16, 1964.

By the Commission.

[SEAL] JOSEPH W. SHEA,
Secretary.

[F.R. Doc. 64–3456; Filed, Apr. 8, 1964; 8:45 a.m.]

[Docket No. C-723]

PART 13—PROHIBITED TRADE PRACTICES

Seaberg Mills, Inc., et al.

Subpart—Furnishing false guaranties: § 13.1053 *Furnishing false guaranties:* 13.1053–30 Flammable Fabrics Act; 13.1053–80 Textile Fiber Products Identification Act. Subpart—Invoicing products falsely: § 13.1108–80 *Textile Fiber Products Identification Act.* Subpart—Misrepresenting oneself and goods—Goods: § 13.1590 *Composition:* 13.1590–70 Textile Fiber Products Identification Act.[1] Subpart—Neglecting, unfairly or deceptively, to make material disclosure: § 13.1845 *Composition:* 13.1845–70 Textile Fiber Products Identification Act. Subpart—Using misleading name—Vendor: § 13.2445 *Producer or laboratory status of seller.*

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended; 67 Stat. 111, as amended; 72 Stat. 1717; 15 U.S.C. 45, 70, 1191) [Cease and desist order, Seaberg Mills, Inc., et al., New York, N.Y., Docket C-723, Mar. 16, 1964]

In the Matter of Seaberg Mills, Inc., a Corporation, and George Greenberg and Norman Segal, Individually and as Officers of Said Corporation

Consent order requiring converter-jobbers of textile fabrics in New York City who bought from others the finished textile products they sold, to cease using the word "Mills" as part of their corporate name; to cease violating the Textile Fiber Products Identification Act by such practices as invoicing as "85% Celeperm and 15% Nylon", textile fiber products which contained substantially different amounts of acetate and nylon than so represented, failing to label and invoice fabrics with the required information, including the generic names and percentage by weight of constituent fibers, and furnishing false guarantees that fabrics were not misbranded; and to cease violating the Flammable Fabrics Act by representing falsely that they had on file with the Commission a continuing guaranty that certain fabrics were not so highly flammable as to be dangerous when worn.

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

It is ordered, That respondents Seaberg Mills, Inc., a corporation, and its officers, and George Greenberg and Norman Segal, individually and as officers of said corporation, and their representatives, agents and employees, directly or through any corporate or other device, in connection with the offering for sale, sale or distribution of textile fabrics in commerce as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from the use of the name "Seaberg Mills, Inc." unless and until there be used, the following language of qualification in the manner set out below:

1. As to letterheads, invoices, and labels: "Converters, Jobbers, and Distributors of Fabrics—Not Textile Manufacturers or Mill Owners" in type no smaller than ¾ the size of the type used in the trade name, and immediately under the trade name.

2. In all other printed matter, either the foregoing or in lieu thereof, preceded by an asterisk (*) or equivalent, the same qualification, at the foot of each sheet of printed matter upon which the trade name appears, said trade name being followed by an asterisk (*) or equivalent each time it appears in said printed matter, and said qualification being printed in type no smaller than ¾ the size of the type used in the trade name.

It is further ordered, That respondents Seaberg Mills, Inc., a corporation, and their officers, George Greenberg and Norman Segal, individually and as officers of said corporation, and respondents' representatives, agents and employees, directly or through any corporate or other device in connection with the introduction, delivery 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:

A. Misbranding textile fiber products by:

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

2. Failing to affix labels to such textile fiber products showing each element of information required to be disclosed by section 4(b) of the Textile Fiber Products Identification Act.

3. Failing to affix labels to such textile fiber products setting forth the generic names and percentages by weight of the constituent fibers present in the textile fiber product, exclusive of permissive ornamentation, in amounts of more than five percentum, in order of predominance by weight.

B. Furnishing false guaranties that textile fiber products are not misbranded or falsely invoiced under the provisions of the Textile Fiber Products Identification Act.

It is further ordered, That respondents Seaberg Mills, Inc., a corporation, and its officers, George Greenberg and Norman Segan, 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 sale or offering for sale, in commerce, or the importation into the United States, or the introduction, delivery for introduction, transportation or causing to be transported in commerce, or the transporting or causing to be transported for the purpose of sale or delivery after sale in commerce, of fabric, as "fabric" is defined in the Flammable Fabrics Act do forthwith cease and desist from furnishing to any person a guaranty with respect to any fabric which respondents, or any of them, have reason to believe may be introduced, sold or transported in commerce, which guaranty represents, contrary to fact, that reasonable and representative tests made under the procedures provided in section 4 of the Flammable Fabrics Act, as amended, and the rules and regulations thereunder, show that the fabric, covered by the guaranty, is not, in the form delivered or to be delivered by the guarantor, so highly flammable under the provisions of the Flammable Fabrics Act as to be dangerous when worn by individuals, provided, however, that this prohibition shall not be applicable to a guaranty furnished on the basis of, and in reliance upon, a guaranty to the same effect received by respondents in good faith signed by and containing the name and address of the person by whom the fabric was manufactured or from whom it was received.

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: March 16, 1964.

By the Commission.

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

[F.R. Doc. 64-3457; Filed, Apr. 8, 1964; 8:45 a.m.]

[1] New.

[Docket No. C-725]

PART 13—PROHIBITED TRADE PRACTICES

Union Circulation Co. et al.

Subpart—Advertising falsely or misleadingly: § 13.15 *Business status, advantages, or connections:* 13.15–10 Authorized distributor; 13.15–225 Personnel or staff; § 13.185 *Refunds, repairs, and replacements.* Subpart—Misrepresenting oneself and goods—Business Status, Advantages or Connections: § 13.1513 *Operations generally;* § 13.1520 *Personnel or staff;* Misrepresenting oneself and goods—Goods: § 13.1725 *Refunds.*

(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, Union Circulation Company et al., Atlanta, Ga., Docket C-725, Mar. 20, 1964]

In the Matter of Union Circulation Company, a Corporation and Charles E. Reinhardt, Elmer Loftin, Harry C. Jolly, R. L. Reinhardt, William Brady, Laura C. (Mrs. Louis W.) Spirite, and Lester T. Gay, Individually and as Officers of Said Corporation, and Lovel L. Masters, Individually and as Sales Manager of Said Corporation

Consent order requiring publishers' agents in Atlanta, Ga., engaged in the

sale of magazine subscriptions to the public by door-to-door solicitors whom they provided with order and receipt forms and identification cards bearing their name—thus holding out such salesmen as their authorized agents—to cease representing falsely, through statements of the salesmen and in said printed matter, that the salesmen were selected young people working for cash awards and competing for college scholarships, that they were authorized to take subscriptions for numerous magazines which they had no authority to sell, and that refunds were not available for subscriptions to magazines not on their authorized list but that subscribers must accept substitutes.

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

It is ordered, That respondent Union Circulation Company, a corporation, and its officers, and Charles E. Reinhardt, Elmer Loftin, Harry C. Jolly, R. L. Reinhardt, William Brady, Laura C. (Mrs. Louis W.) Spirite, and Lester T. Gay, individually and as officers of said corporation, and Lovel L. Masters, individually and as Sales Manager 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, periodicals, books or other publications 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 they are authorized to solicit or accept subscriptions to, or to sell any of, the aforesaid products other than those for which they are actually authorized to solicit or sell.

2. Accepting or taking subscriptions to, or selling any of, the aforesaid products other than those for which they are actually authorized to solicit or sell.

3. Representing, directly or by implication, that respondents' solicitors or agents are carefully selected from a group of young people to work for individual cash awards.

4. Representing, directly or by implication, that respondents' solicitors or agents are competing for scholarship awards.

5. Representing, directly or by implication, that refunds are not available to purchasers of the aforesaid subscriptions for articles which respondents had no authorization to sell.

6. Seeking, in any manner, to induce purchasers of any of the aforesaid subscriptions or articles which respondents had no authority to sell to accept in lieu thereof any other subscriptions or articles.

7. Furnishing, or otherwise placing in the hands of others, the means and instrumentalities by and through which they may mislead or deceive the public in the manner or as to the things hereinabove prohibited.

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: March 20, 1964.

By the Commission.

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

[F.R. Doc. 64-3458; Filed, Apr. 8, 1964; 8:45 a.m.]

Title 17—COMMODITY AND SECURITIES EXCHANGES

Chapter II—Securities and Exchange Commission

[Release 33-4682]

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

Change in Delegation

The Securities and Exchange Commission has amended 17 CFR 200.30-3(b)(4) (Article 30-3(b)(4) of Subpart A of its Statement of Organization, Conduct and Ethics, and Information Practices) to provide for delegation by the Commission to the Director of the Division of Trading and Markets of authority to approve applications of broker-dealers for admission to, or continuance of, membership in national securities associations where bars to such membership otherwise exist under pertinent sections of the Securities Exchange Act of 1934.

The Commission had previously delegated to the Director of the Division of Trading and Markets the authority to approve membership applications where bars existed under section 15A(b)(4) of the Securities Exchange Act of 1934. That section requires that rules of registered securities associations prohibit membership to a broker-dealer if the broker-dealer or any associated person has been suspended or expelled from a securities association for acts inconsistent with just and equitable principles of trade, has had his registration denied or revoked by the Commission, has been suspended or expelled by the Commission from a securities association or exchange, or has been found to be a cause of the imposition of any of the foregoing sanctions. Section 15A(b)(4) of the Act also allows for membership under any of these circumstances where the Commission approves as appropriate in the public interest.

The Commission had determined to extend the Director's authority to approve membership applications to situations where bars to membership exist under section 15A(b)(3) of the Securities Exchange Act. That section permits registered securities associations to restrict membership by rule on such basis as appears to the Commission to be necessary or appropriate in the public interest or for the protection of investors and to carry out the purpose of the section.

17 CFR 240.15ab-1 (Rule 15ab-1 of the Commission's rules pursuant to the Securities Exchange Act) provides for applications by broker-dealers for relief from any disqualifications that may exist under section 15A(b)(3) or section 15A(b)(4) of the Act.

The text of the Commission's action is as follows:

Section 200.30-3 of Title 17 of the Code of Federal Regulations is amended by striking the words "under section 15A(b)(4) of the Act, 15 U.S.C. 78o-3(b)(4)," from paragraph (b)(4).

As amended, § 200.30-3(b)(4) reads:

§ 200.30-3 Delegation of authority to Director of Division of Trading and Markets.

* * * * *

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

* * * * *

(4) Pursuant to Rule 15ab-1, § 240.15ab-1 of this chapter to approve applications for admission to, or continuance of, membership in national securities associations of brokers or dealers who would otherwise be disqualified from membership where such associations have recommended approval of the applications.

* * * * *

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

Accordingly, the foregoing action, which was taken pursuant to Public Law No. 87-592, 76 Stat. 394, becomes effective April 1, 1964.

By the Commission.

ORVAL L. DUBOIS, *Secretary.*

APRIL 1, 1964.

[F.R. Doc. 64-3459; Filed, Apr. 8, 1964; 8:45 a.m.]

[Release 33-4683, etc.]

PART 201—RULES OF PRACTICE

Service on Attorneys

The Securities and Exchange Commission has adopted a new rule of practice to provide that notices and other communications required to be given to participants in proceedings before the Commission shall also be furnished to attorneys who have filed appearances in such proceedings.

Rule 2(d) of the rules of practice (17 CFR 201.2(d)) provides for the filing of written notice of appearance by an attorney who appears before the Commission or a hearing officer in a representative capacity in a proceeding which involves a hearing or opportunity for hearing. Although, as a matter of practice, the Commission generally notifies both the participant and his attorney of any action taken in particular cases, the Commission's rules of practice have not required such notification to both the participant and his attorney in every instance. The new rule implements Recommendation No. 26 of the Adminis-

trative Conference of the United States[1] and requires the furnishing of notice or other written communications to an attorney who has filed an appearance in a Commission proceeding at all stages of the proceeding, regardless of whether the notice or communication has been furnished directly to his client. The rule applies only to proceedings which involve a hearing or opportunity for hearing.

The action of the Commission follows:

Section 201.2 of Title 17 of the Code of Federal Regulations is amended by adding a new paragraph (h) thereof to read as follows:

§ 201.2 Appearance and practice before the Commission.

* * * * *

(h) *Service on attorneys.* In any proceeding where an attorney has filed an appearance pursuant to paragraph (d) of this section, any notice or other written communication required to be served upon or furnished to the client should also be served upon or furnished to the attorney (or one of such attorneys if the client is represented by more than one attorney) in the same manner as prescribed for his client, regardless of whether such communication is furnished directly to the client.

The Commission finds that the foregoing rule change involves a matter of practice or procedure and that notice and subsequent procedure pursuant to section 4 of the Administrative Procedure Act are not required. Also, the Commission finds that the provisions of section 4(c) of the Administrative Procedure Act regarding the postponement of the effective date are inapplicable inasmuch as this is not a substantive rule.

Accordingly, the foregoing action is taken pursuant to the Securities Act of 1933, the Securities Exchange Act of 1934, the Public Utility Holding Company Act of 1935, the Trust Indenture Act of 1939, the Investment Company Act of 1940 and the Investment Advisers Act of 1940, and shall become effective April 15, 1964.

By the Commission.

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

APRIL 1, 1964.

[F.R. Doc. 64-3460; Filed, Apr. 8, 1964; 8:45 a.m.]

Title 19—CUSTOMS DUTIES

Chapter I—Bureau of Customs, Department of the Treasury

[T.D. 56142]

PART 6—AIR COMMERCE REGULATIONS

Change of Name of International Airport

The official name of the International Falls Municipal Airport, International Falls, Minnesota, which is designated an international airport (airport of entry), has been changed by the International Falls-Koochiching County Airport Commission, Koochiching County, to "Falls International Airport", effective February 22, 1962.

Section 6.13 of the Customs Regulations is amended by substituting the name "Falls International Airport" for the name "International Falls Municipal Airport" opposite International Falls, Minnesota.

(R.S. 161, sec. 1109, 72 Stat. 799; 5 U.S.C. 22, 49 U.S.C. 1509)

[SEAL] PHILIP NICHOLS, JR., *Commissioner of Customs.*

Approved: April 2, 1964.

JAMES P. HENDRICK, *Acting Assistant Secretary of the Treasury.*

[F.R. Doc. 64-3492; Filed, Apr. 8, 1964; 8:48 a.m.]

Title 21—FOOD AND DRUGS

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

SUBCHAPTER B—FOOD AND FOOD PRODUCTS

PART 121—FOOD ADDITIVES

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

HYDROXYETHYL CELLULOSE FILM

The Commissioner of Food and Drugs has received an objection to and a recommendation for the amendment of § 121.2567 *Hydroxyethyl cellulose film,* published in the FEDERAL REGISTER of February 6, 1963 (28 F.R. 1140, 1508). The basis of the objection to the order cited is the lack of an identity characteristic qualifying the regulated film as being water-insoluble.

The Commissioner has concluded that the objection is valid, and therefore, with a view to clarifying the food additive regulation involved, and pursuant to the authority contained in section 409 of the Federal Food, Drug, and Cosmetic Act (72 Stat. 1785; 21 U.S.C. 348a) delegated to him by the Secretary of Health, Education, and Welfare (21 CFR 2.90; 29 F.R. 471), and pursuant to § 121.74 of the food additive regulations, § 121.2567 is amended as follows:

1. The section title is changed to read:

§ 121.2567 Water-insoluble hydroxyethyl cellulose film.

2. The introduction to the section, and paragraphs (a), (b) (2), (3), and (4) ("Limitations" column in table), and (c) are amended by inserting therein the words "water-insoluble" preceding the words "hydroxyethyl cellulose film."

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, 72 Stat. 1785; 21 U.S.C. 348a)

Dated: April 3, 1964.

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

[F.R. Doc. 64-3477; Filed, Apr. 8, 1964; 8:47 a.m.]

Chapter II—Bureau of Narcotics, Department of the Treasury

[T.D. 74]

PART 305—OPIATES

Two Substances Classified as Opiates

Correction

In F.R. Doc. 64-3354 appearing in the issue for Tuesday, April 7, 1964, at page 4880, the second listing under the center heading April 7, 1964 of § 305.2(b) should read as follows:

(Fentanyl) 1-phenethyl-4-N-propionylanilinopiperidine.

Title 41—PUBLIC CONTRACTS

Chapter 2—Federal Aviation Agency

PART 2-16—PROCUREMENT FORMS

Subpart 2-16.2—Forms for Negotiated Supply Contracts

Subpart 2-16.2 is amended to read as follows:

SEC.

2-16.200	Scope of subpart.
2-16.250	Negotiated contract (cover sheet).
2-16.260	Cost and Price Analysis Form for negotiated procurements.
2-16.260-1	FAA Form 3515 (Cost and Price Analysis).
2-16.260-2	FAA Form 3515-1 (Cost and Price Analysis—Research and Development Contracts).

AUTHORITY: The provisions of this Subpart 2-16 issued under secs. 303, 313, 72 Stat. 747, 752; 49 U.S.C. 1344, 1354.

§ 2-16.200 Scope of subpart.

This subpart covers instructions concerning the forms to be used in procuring supplies and/or services by negotiation.

§ 2-16.250 Negotiated contract (cover sheet).

FAA Form 2965-1 (single sheet) or FAA Form 2965-1A (8 part set) shall be used as the contract cover and signature sheet for all Agency negotiated contracts for supplies and/or services. However,

[1] See Selected Reports of the Administrative Conference of the United States, Senate Doc. No. 24, 88th Cong., 1st Sess. (1963).

where contract award can appropriately be made solely on the basis of an offer and acceptance without further negotiation, use of the modified Standard Form 33 is authorized. The intent of FAA Form 2965–1 is to have the signature of both parties on one document and attached thereto the terms as finally negotiated. This Form shall not be used for concession or lease agreements.

§ 2–16.260 Cost and Price Analysis Forms for Negotiated Procurements.

FAA Forms 3515 and 3515–1 are designed for submission of cost data by prospective contractors on all negotiated procurements. Contractor reproduction of these forms is authorized.

§ 2–16.260–1 FAA Form 3515 (Cost and Price Analysis).

FAA Form 3515 (Cost and Price Analysis) shall be used whenever cost data is required in response to "Requests for Proposals" for the procurement of supplies and/or services other than research and development services. Departures from the FAA Form 3515 format are authorized:

(a) when the contractor can submit the necessary data in a format considered acceptable by the contracting officer and

(b) when the contractor *demonstrates* that his accounting system makes the use of this format impracticable.

§ 2–16.260–2 FAA Form 3515–1 (Cost and Price Analysis—Research and Development Contracts).

FAA Form 3515–1 (Cost and Price Analysis—Research and Development Contracts) shall be used whenever cost data is required in response to "Requests for Proposals" for the procurement of research, development, and design, services and feasibility studies. Departures from FAA Form 3515–1 format are authorized in accordance with § 2–16.260–1 (a) and (b).

Effective date. These regulations are effective May 1, 1964.

Dated: March 25, 1964.

J. E. PERNICE,
Chief, Procurement Division, Installation and Materiel Service.

[F.R. Doc. 64–3473; Filed, Apr. 8, 1964; 8:47 a.m.]

Title 43—PUBLIC LANDS: INTERIOR

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

SUBCHAPTER C—MINERALS MANAGEMENT

[Circular 2136]

PART 3100—PUBLIC DOMAIN LEASING UNDER 1920 ACT

PART 3120—OIL AND GAS

PART 3210—ACQUIRED LANDS LEASING ACT

Miscellaneous Amendments

On pages 9993 and 9994 of the FEDERAL REGISTER of October 11, 1962, there was published proposed amendments of 43 CFR, Parts 191 and 192. The purpose of the amendments was to clarify the regulations with respect to the evidence required of corporations filing applications for oil and gas leases and to require the submission of showings of qualifications of stockholders owning over 10 percent of the stock of the corporation; to permit certain offerors, including associations (partnerships) and attorneys-in-fact or agents to refer to previously filed evidence of qualifications or authority to act when filing subsequent oil and gas lease offers; to clarify the regulations pertaining to oil and gas royalty interest assignments; and to provide for the leasing of fractional oil and gas interests in public lands.

Interested persons were given 30 days within which to submit written comments, suggestions, or objections with regard to the proposed amendments. After consideration of all the comments and suggestions received during that period the proposed amendment of § 192.42(f) insofar as it relates to alien ownership of stock in corporations holding oil and gas leases, has been withdrawn.

In addition, § 192.141(b) has been amended to clarify its meaning and to permit an attorney-in-fact or agent signing an assignment of an oil and gas lease or an application for approval of an assignment to refer to a record where evidence of his authority to sign has previously been filed. Section 200.7 (d) has been amended to make its requirements uniform with those in § 192.-162(b). Since the amendments of these sections do not impose any additional requirements it is not considered necessary that they be published as proposed rule making.

The amendments are hereby adopted as set forth below and shall become effective at the beginning of the 30th calendar day following the date of this publication in the FEDERAL REGISTER.

The amendment has been converted to the new 43 CFR format as set forth in 29 F.R. 4302, March 31, 1964.

1. Section 3101.2 is amended to read as follows:

§ 3101.2 Rights of aliens.

Aliens may not acquire or hold any direct or indirect interest in permits or leases, except that they may own or control stock in corporations holding permits or leases if the laws of their country do not deny similar or like privileges to citizens of the United States. If any appreciable percentage of the stock of a corporation is held by aliens who are citizens of a country denying similar or like privileges to United States citizens, its application will be denied.

2. New paragraphs (c) and (d) are added to § 3122.1 as follows:

§ 3122.1 Classes and term.

* * * * *

(c) Competitive and noncompetitive oil and gas leases for lands in which the United States owns an undivided fractional oil and gas interest may be issued pursuant to the regulations in this part, subject to the provisions of this section.

(d) Rentals, minimum royalties and royalties payable for lands in which the United States owns an undivided fractional interest shall be in the same proportion to the rentals, minimum royalties and royalties provided in §§ 3125.1, 3125.2 and 3125.3, respectively, of this part, as the undivided fractional interest of the United States in the oil and gas underlying the leased lands is to the full mineral interest.

3. In § 3123.2 paragraphs (c)(1) and (g) are amended and paragraphs (e)(1) and (h) are added to read as follows:

§ 3123.2 What should accompany offer.

* * * * *

(c)(1) Except in a case where an officer of a corporation signs an offer on behalf of the corporation (as to which see paragraph (g) of this section), evidence of the authority of the attorney-in-fact or agent to sign the offer and lease, if the offer is signed by such attorney or agent on behalf of the offeror. Where such evidence has previously been filed in the same land office where the offer is filed, a reference to the serial number of the record in which it has been filed, together with a statement by the attorney-in-fact or agent that such authority is still in effect will be accepted.

* * * * *

(e) * * *

(1) Where evidence of the authority to act of a guardian, trustee, an executor or administrator, or where articles of association, including partnership agreements, have previously been filed pursuant to regulations in this section, a reference by serial number to the record in which such evidence has previously been filed, together with a statement as to any amendments thereof will be accepted.

* * * * *

(g) If the offeror is a corporation, the offer must be accompanied by a statement showing (1) the State in which it is incorporated, (2) that it is authorized to hold oil and gas leases and that the officer executing the lease is authorized to act on behalf of the corporation in such matters, (3) the percentage of voting stock and of all the stock owned by aliens or those having addresses outside of the United States, and (4) the names and addresses of the stockholders holding more than 10 percent of the stock of the corporation. Where the stock owned by aliens is over 10 percent, additional information may be required by the Bureau before the lease is issued or production is obtained. A separate statement from each stockholder owning or controlling more than 10 percent of the stock of the corporation setting forth his citizenship and holdings must also be furnished. Where such material has previously been filed a reference by serial number to the record in which it has been filed, together with a statement as to any amendments will be accepted.

(h) An offer for a fractional interest noncompetitive oil and gas lease must be filed on a form approved by the Director in accordance with § 3123.1. The offer must be accompanied by a state-

ment showing the extent of the offeror's ownership of the operating rights to the fractional mineral interest not owned by the United States in each tract covered by the offer to lease. Ordinarily, the issuance of a noncompetitive fractional interest oil and gas lease to one who, upon such issuance, would own less than 50 percent of the operating rights in any such tract, will not be regarded as in the public interest, and an offer leading to such result will be rejected.

4. Subparagraph (a)(1) and paragraph (b) of § 3128.2 are amended to read as follows:

§ 3128.2 Requirements for filing of transfers.

(a)(1) Except for assignments of royalty interests all instruments of transfer of a lease or of an interest therein, including assignments of working interests, operating agreements, and subleases, must be filed for approval within 90 days from the date of final execution and, except for record title assignments, must contain all of the terms and conditions agreed upon by the parties thereto, together with similar evidence and statements as that required of an offeror under § 3123.2.

* * * * *

(b) Where an attorney-in-fact or agent, in behalf of the assignor or assignee, signs the instrument of transfer or the application for approval, evidence of the authority of the attorney-in-fact or agent to sign such assignment or application must be furnished. Where such evidence has previously been filed in the same land office where the assignment is filed, a reference to the serial number of the record in which it has been filed will be accepted. In those cases where the application for approval of an assignment is signed by an attorney-in-fact or agent there must also be submitted similar statements and evidence from the principal and the agent or attorney-in-fact to that required by § 3123.2.

5. Section 3128.6 is amended to read as follows:

§ 3128.6 Royalty interests in oil and gas leases and assignments thereof.

Royalty interests in oil and gas leases constitute holdings or control of lands and deposits within the meaning of section 27 of the act. In order that the holdings of the assignee may be verified, all assignments of royalty interests should be filed for record purposes within 90 days from the date of execution, but no formal approval will be given. Any such assignment will be deemed to be valid provided it is accompanied by a statement over the assignee's signature that he is a citizen of the United States and that his interests in oil and gas leases do not exceed the acreage limitation as provided in § 3120.1–2 and by the statement as to overriding royalties required by § 3125.4. If any portion of this statement is found to be false the assignment shall be invalid.

6. Paragraph (d) of § 3212.3 is amended to read as follows:

§ 3212.3 Leases of future or fractional interests.

* * * * *

(d) *Offers for fractional interest oil and gas leases other than future fractional interests.* An offer for a fractional present interest noncompetitive lease must be executed on a form approved by the Director and it must be accompanied by a statement showing the extent of the offeror's ownership of the operating rights to the fractional mineral interest not owned by the United States in each tract covered by the offer to lease. Ordinarily, the issuance of a lease to one who, upon such issuance, would own less than 50 percent of the operating rights in any such tract, will not be regarded as in the public interest, and an offer leading to such results will be rejected.

(30 U.S.C. 189 et seq., 43 U.S.C. 1201)

STEWART L. UDALL,
Secretary of the Interior.

MARCH 27, 1964.

[F.R. Doc. 64–3523; Filed, Apr. 8, 1964; 8:48 a.m.]

Title 50—WILDLIFE AND FISHERIES

Chapter I—Bureau of Sport Fisheries and Wildlife, Fish and Wildlife Service, Department of the Interior

PART 33—SPORT FISHING

Reelfoot National Wildlife Refuge, Tennessee

In FEDERAL REGISTER, Doc. 64–1666, appearing at page 2604 of the issue for February 20, 1964, § 33.5(b) is corrected as follows:

* * * * *

§ 33.5 Special regulations; sport fishing; for individual wildlife refuge areas.

(b) Open season: February 16, 1964 through October 23, 1964.

* * * * *

WALTER A. GRESH,
Regional Director, Bureau of Sport Fisheries and Wildlife.

[F.R. Doc. 64–3475; Filed, Apr. 8, 1964; 8:47 a.m.]

PART 33—SPORT FISHING

Horicon National Wildlife Refuge, Wisconsin

The following special regulation is issued and is effective on date of publication in the FEDERAL REGISTER.

§ 33.5 Special regulations; sport fishing; for individual wildlife refuge areas.

WISCONSIN

HORICON NATIONAL WILDLIFE REFUGE

Sport fishing on the Horicon National Wildlife Refuge, Wisconsin, is permitted only on the areas designated by signs as open to fishing. These open areas, comprising 32 acres or 0.3 percent of the total water area of the refuge, are delineated on a map available at the refuge headquarters and from the office of the Regional Director, Bureau of Sport Fisheries and Wildlife, 1006 West Lake Street, Minneapolis 8, Minnesota. Sport fishing is subject to the following conditions:

(a) Species permitted to be taken: Northern pike, bullheads, and other minor species permited by State regulations.

(b) Open season: May 9, 1964, through September 30, 1964, daylight hours only.

(c) Daily creel limits: Northern pike—5; bullheads—no limit; other minor species limits as prescribed by State regulations.

(d) Methods of fishing:

(1) No more than two lines or two poles with one line attached to each pole, and with one hook or bait on each line, may be used for fishing, except that fishermen using only one line or one pole with one line attached thereto may use not more than two lures or two hooks.

(2) No snag hook, snag line or snag pole may be used to take fish.

(3) One dip net per person may be used for the taking, catching or killing of rough fish, except suckers.

(4) The use of boats is prohibited.

(5) See State regulations for additional details.

(e) Other provisions:

(1) The provisions of this special regulation supplement the regulations which govern fishing on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 33.

(2) A Federal permit is not required to enter the public fishing area.

(3) The provisions of this special regulation are effective to October 1, 1964.

R. W. BURWELL,
Regional Director.

APRIL 3, 1964.

[F.R. Doc. 64–3476; Filed, Apr. 8, 1964; 8:47 a.m.]

PART 33—SPORT FISHING

Modoc National Wildlife Refuge, California

The following special regulation is issued and is effective on date of publication in the FEDERAL REGISTER.

§ 33.5 Special regulations; sport fishing; for individual wildlife refuge areas.

Sport fishing on the Modoc National Wildlife Refuge, California, is permitted only on the area designated by signs as open to fishing. This open area, comprising 600 acres, is delineated on maps available at the refuge headquarters and from the office of the Regional Director, Bureau of Sport Fisheries and Wildlife, 1002 Northeast Holladay St., Portland, Oreg., 97208. Sport fishing shall be in accordance with all applicable State regulations, subject to the following special conditions:

(1) Sport fishing will be permitted the entire year except closed during migratory waterfowl hunting season.

(2) The use of boats, with or without motors, may be used for fishing.

The provisions of this special regulation supplement the regulations which govern fishing on wildlife refuge areas generally, which are set forth in Title 50, Code of Federal Regulations, Part 33, and are effective to March 1, 1965.

J. T. BARNABY,
Acting Regional Director, Bureau of Sport Fisheries and Wildlife.

MARCH 31, 1964.

[F.R. Doc. 64-3487; Filed, Apr. 8, 1964; 8:48 a.m.]

Proposed Rule Making

DEPARTMENT OF THE INTERIOR

Bureau of Mines

[30 CFR Parts 12, 18]

REVISION OF FEES

Correction

In Federal Register Document 64–3345, published at page 4885 in the FEDERAL REGISTER of Tuesday, April 7, 1964, the following corrections should be made:

1. In § 12.4(c) item 3(i) should read:

(i) Air-supply line (hose)---------- 120

2. In § 18.3 the notes under items (a) and (b) were inadvertently transposed. Items (a) and (b) should read as follows:

(a) Detailed inspection of each explosion-proof enclosure---------- $60

NOTE: When less than 20 explosion tests are required, the inspection fee shall be $30.

(b) Explosion tests of each explosion-proof enclosure---------- 50

NOTE: When less than 20 explosion tests are required, the fee shall be $25.

National Park Service

[36 CFR Part 7]

GRAND TETON NATIONAL PARK, WYOMING

Fishing Regulations

Notice is hereby given that pursuant to the authority contained in section 3 of the Act of August 25, 1916 (39 Stat. 535; 16 U.S.C. 3), 245 DM–1 (27 F.R. 6395), National Park Service Order No. 14 (19 F.R. 8824), Regional Director, Midwest Region Order No. 3 (21 F.R. 1494), as amended, it is proposed to amend § 7.22 of Title 36, Code of Federal Regulations, as set forth below. The purpose of this amendment is to allow fishing under conditions which conform, insofar as possible, with State laws and regulations.

It is the policy of the Department of the Interior whenever practicable, to afford the public an opportunity to participate in the rule making process. Accordingly, interested persons may submit written comments, suggestions, or objections with respect to the proposed amendment to the Superintendent, Grand Teton National Park, Moose, Wyoming, within thirty days of the date of publication of this notice in the FEDERAL REGISTER.

FRED C. FAGERGREN,
Superintendent,
Grand Teton National Park.

Paragraph (b) of § 7.22 is amended in its entirety to read as follows:

§ 7.22 Grand Teton National Park.

* * * * *

(b) *Fishing—Open Season.* All waters within the park shall be open to fishing in conformance with the laws and regulations of the State of Wyoming applying to the Snake River Drainage, subject to the following conditions or exceptions:

(1) *Closed Waters.* The following waters within the park shall be closed to fishing at all times: The Snake River for a distance of 150 feet below the downstream face of Jackson Lake Dam; Swan Lake; Hedrick's Ponds; Christian Ponds; and Cottonwood Creek from the outlet of Jenny Lake downstream to the Saddle Horse Concession Bridge.

(2) During any period of emergency, or to prevent overuse by fishermen, or to protect the habitat or nesting areas of waterfowl, the superintendent may close to fishing all or any part of such open waters for such periods of time as may be necessary, provided that notice thereof shall be given by the posting of appropriate signs or markers.

(3) Fishing from any bridge or boat dock in the park is prohibited.

(4) *Creel Limits.* The limit of catch per person per day or in possession shall be 12 game fish or 10 pounds and 1 game fish, except in Jackson Lake where the limit of catch shall be 6 game fish or 10 pounds and 1 game fish. In addition, the catch limit of whitefish shall be 25 per day with a possession limit of 3 days' catch.

(5) *Bait.* The use or possession of fish eggs or fish for bait is prohibited in all waters within the park, except it shall be permissible to use or have in possession dead, nongame fish for use as bait on or along the shores of Jackson Lake. Authorized marina bait dealers at Jackson Lake may retain live bait fish in containers, provided the live bait fish have been taken from Jackson Lake or from waters draining into Jackson Lake, and provided further that such bait fish are dead when sold.

[F.R. Doc. 64–3472; Filed, Apr. 8, 1964; 8:47 a.m.]

DEPARTMENT OF AGRICULTURE

Agricultural Stabilization and Conservation Service

[7 CFR Part 855]

MAINLAND CANE SUGAR AREA; FARM PROPORTIONATE SHARES, 1965 CROP

Notice of Proposed Rule

Notice is hereby given that pursuant to the provisions of section 302 of the Sugar Act of 1948, as amended (7 U.S.C. 1132), the need for the establishment of proportionate shares for farms in the Mainland Cane Sugar Area with respect to the 1965 crop of sugarcane is being considered by the Department. For purposes of determining 1965-crop farm proportionate shares, if deemed necessary, it appears that the consideration to be given to past production and ability to produce on such farms with respect to the 1964 crop of sugarcane should be limited to acreages of sugarcane planted on or before April 15, 1964, and marketed or processed for the extraction of sugar, or harvested for seed.

As planting of a crop of sugarcane is normally completed before April 15 in the Mainland Cane Sugar Area, any planting after such date would appear to be primarily for purposes other than the production of sugar therefrom in the 1964-crop year, and any consideration for acreages of the 1964 crop of sugarcane planted after April 15, 1964, for historical purposes, would be inequitable for the vast majority of sugarcane producers.

All persons who desire to submit comments and views regarding the limitation set forth above with respect to sugarcane planted after April 15, 1964, may submit the same in writing and in duplicate to the Director of the Sugar Policy Staff, Agricultural Stabilization and Conservation Service, United States Department of Agriculture, Washington, D.C., 20250, postmarked no later than midnight May 1, 1964.

Signed at Washington, D.C., on April 3, 1964.

H. D. GODFREY,
Administrator, Agricultural Stabilization and Conservation Service.

[F.R. Doc. 64–3494; Filed, Apr. 8, 1964; 8:48 a.m.]

Agricultural Research Service

[9 CFR Parts 1, 9, 10, 11]

DEFINITIONS; ANTE-MORTEM INSPECTION; POST-MORTEM INSPECTION; DISPOSAL OF DISEASED CARCASSES AND PARTS

Notice of Proposed Rule Making

Notice is hereby given in accordance with section 4(a) of the Administrative Procedure Act (5 U.S.C. 1003(a)) that the Department of Agriculture is considering amending Parts 1, 9, 10 and 11 of the Federal Meat Inspection Regulations (9 CFR Parts 1, 9, 10 and 11) pursuant to the authority conferred by the Meat Inspection Act, as amended and extended (21 U.S.C. 71–96), and sections 306 (b) and (c) of the Tariff Act of 1930, as amended (19 U.S.C. 1306 (b) and (c)), as indicated below:

Part 1—Definitions

§ 1.1 [Amended]

1. In § 1.1, paragraph (e) would be amended to read:

(e) *Administrator.* The Administrator of the Agricultural Research Service or any officer or employee of the Department to whom authority has heretofore

been delegated or may hereafter be delegated to act in his stead.

2. In § 1.1, a new paragraph (bb) would be added to read:

(bb) *Director of Division.* The Director of the Division or any officer or employee of the Agricultural Research Service to whom authority has heretofore been delegated or may hereafter be delegated to act in his stead.

PART 9—ANTE-MORTEM INSPECTION

§ 9.2 [Amended]

1. In § 9.2, *Animals suspected of being diseased; disposition of on post-mortem inspection or otherwise; marking suspects; temperatures where disease suspected,* paragraph (e) would be amended to read:

(e) When any animal tagged "U.S. Suspect" is released for any purpose or reason, as provided in this part, the tag shall be removed by a Division employee and his action reported to the inspector in charge. When a suspect is to be released under the provisions of this part for a purpose other than slaughter, the official establishment or the owner of the animal shall first obtain permission for the removal of such animal from the local, State or Federal livestock sanitary official having jurisdiction.

2. In § 9.6, the section heading and paragraph (a) would be amended to read respectively:

§ 9.6 Animals showing symptoms of anaplasmosis, ketosis, leptospirosis, listeriosis, parturient paresis, pseudorabies, rabies, scrapie, tetanus, grass tetany, or transport tetany.

(a) All animals showing, on ante-mortem inspection, symptoms of anaplasmosis, ketosis, leptospirosis, listeriosis, parturient paresis, pseudorabies, rabies, scrapie, tetanus, grass tetany, or transport tetany shall be marked "U.S. Condemned" and disposed of in accordance with § 9.16, except that cattle showing symptoms of anaplasmosis, ketosis, leptospirosis, listeriosis, parturient paresis, grass tetany, or transport tetany may be set apart and held for treatment under Division or other responsible official supervision. If, at the expiration of the treatment period, the animals upon examination are found to be free from disease, they may be released for any purpose in accordance with § 9.16, except that when released for slaughter at the official establishment, animals which have been previously affected with listeriosis shall be marked "U.S. Suspect."

* * * * *

3. Section 9.13 would be amended to read:

§ 9.13 Onset of parturition.

Any animal showing signs of the onset of parturition shall be withheld from slaughter until after parturition and passage of the placenta. Slaughter or other disposition may then be permitted if the animal is otherwise acceptable.

§ 9.16 [Amended]

4. In § 9.16 *Disposition of condemned animals,* the fifth sentence would be amended to read: "Any animal condemned on account of hog cholera, ketosis, swine erysipelas, vasicular diseases, grass tetany, transport tetany, parturient paresis, anasarca, anaplasmosis, leptospirosis, listeriosis, or inflammatory condition including pneumonia, enteritis, and peritonitis, may be set apart and held for treatment under Division or other responsible official supervision."

5. A new § 9.19 would be added to read:

§ 9.19 Animals used for investigation.

No animal used in research investigation shall be passed for slaughter unless the sponsor or investigator has submitted acceptable data demonstrating that such use will not result in the presence of any unwholesome condition in the edible parts of such animal.

PART 10—POST-MORTEM INSPECTION

§ 10.1 [Amended]

1. In § 10.1 *Extent and time of post-mortem inspection,* the second sentence would be amended to read: "Such inspection and examination shall be made at the time of slaughter, except in cases of emergencies provided for in § 11.29 of this subchapter and in cases provided for in Part 12 of this subchapter."

2a. Section 10.7 would be amended to read:

§ 10.7 Removal of spermatic cords, pizzles and preputial diverticuli.

Spermatic cords and pizzles shall be removed from all carcasses. Preputial diverticuli shall be removed from hog carcasses.

§ 10.8 [Amended]

2b. Section 10.8 would be amended by adding at the end thereof the following sentences: "In all cases where carcasses showing localized lesions are passed for food or for cooking and 'U.S. Retained' tags are attached to the carcasses, the affected tissues shall be removed and condemned before the tags are removed. 'U.S. Retained' tags shall be removed only by a Division employee."

3. In § 10.10 the section heading and the second sentence would be amended to read, respectively:

§ 10.10 Carcasses with skin or hide on; cleaning before evisceration; removal of larvae of Hypodermae, external parasites and other pathological skin conditions.

* * * The skin shall be removed at the time of post-mortem inspection from any calf carcass infested with the larvae of the "oxwarble" fly (Hypoderma lineata and Hypoderma bovis), or external parasites, or affected with other pathological skin conditions.

§ 10.15 [Deleted]

4. Section 10.15 would be deleted.

§ 10.17 [Amended]

5. In § 10.17 *Inspection of cattle, calf, and sheep lungs; hog lungs not to be saved as edible,* the second sentence in paragraph (a) would be amended to read: "The main bronchi and branches shall be slit by employees of the establishment and, if ingesta or other objectionable foreign matter has entered these passages, the lungs shall be condemned."

6. Section 10.18 would be amended to read:

§ 10.18 Inspection of mammary glands.

(a) Lactating mammary glands and diseased mammary glands of cattle, sheep, swine and goats shall be removed without opening the milk ducts or sinuses. If pus or other objectionable material is permitted to come in contact with the carcass, the parts of the carcass thus contaminated shall be removed and condemned.

(b) Nonlactating cow udders may be saved for food purposes provided suitable facilities for handling and inspecting them are provided. Examination of udders by palpation and when necessary by incision in sections no greater than two inches in thickness shall be done by establishment employees. All udders showing disease lesions shall be condemned by a Division employee. Each udder shall be properly identified with its respective carcass and kept separate and apart from other udders until its disposal has been accomplished in accordance with the provisions of Part 11 of this subchapter.

(c) Lactating mammary glands of cattle, sheep, swine and goats shall not be saved for edible purposes.

(d) The udders from cows officially designated as "Brucellosis reactors" or as "Mastitis elimination cows" shall be condemned.

7. Part 10 would be further amended by adding thereto a new § 10.19 to read:

§ 10.19 Contamination of carcasses, organs or parts.

Carcasses, organs and parts shall be handled in a sanitary manner to prevent contamination with fecal material, urine, bile, hair, dirt, or foreign matter. Accidental contamination of this type shall be promptly removed by washing or trimming in a manner satisfactory to the inspector.

PART 11—DISPOSAL OF DISEASED CARCASSES AND PARTS

§ 11.1 [Amended]

1. Paragraph (a) of § 11.1 would be amended by adding the following sentence at the end of the paragraph: "The inspector in charge shall exercise his judgment regarding the disposition of all carcasses or parts of carcasses under this part in a manner which will insure that only wholesome product is passed for food."

§ 11.2 [Deleted]

2. Section 11.2 would be deleted.

3. Section 11.3 would be amended to read:

§ 11.3 Tuberculosis; disposition of carcasses and parts.

Carcasses of animals affected with tuberculosis shall be disposed of as follows:

(a) *Carcasses condemned.* The entire carcass shall be condemned if any of the following conditions occur:

(1) When the lesions of tuberculosis are generalized. Tuberculosis is considered to be generalized when the lesions are distributed in a manner made possible only by entry of the bacilli into the systemic circulation.

(2) When the animal was observed to have a fever on ante-mortem inspection which was found to be associated with a active tuberculous lesion on post-mortem inspection.

(3) When there is an associated cachexia.

(4) When tuberculous lesions are found in the muscles or intermuscular tissues, or bones, or joints, or in the body lymph nodes as a result of draining the muscles, bones, or joints.

(5) When the lesions are extensive in organs and tissues of either the thoracic or the abdominal cavity.

(6) When the lesions are multiple, acute, and actively progressive.

(7) When the lesions are more extensive than those described under paragraph (c) of this section and the character or extent of the lesions are not indicative of a localized condition.

(b) *Disposition of organs or parts.* An edible organ or other part of a carcass affected by localized tuberculosis shall be condemned when it contains lesions of tuberculosis.

(c) *Carcasses passed for food.* The following principles shall apply to the disposition for food of carcasses not required to be condemned under paragraph (a) of this section. Because there is a difference in the pathogenesis of tuberculosis in swine and cattle, a distinction shall be made in the disposition of carcasses of animals affected with tuberculosis in these two species.

(1) The disease in swine usually affects the digestive system primarily. The carcass may be passed for food after disposal of the affected parts as required by paragraph (b) of this section, when the lesions are slight, localized, and calcified or encapsulated, and confined to the primary seats of infection, such as the cervical lymph modes, mesenteric lymph nodes, and hepatic lymph nodes.

(2) The disease in cattle usually affects the respiratory system primarily. The carcass may be passed for food after disposal of the affected parts as required by paragraph (b) of this section, when the lesions are slight, localized, and calcified or encapsulated, and confined to the primary seats of infection, such as the cervical lymph nodes, the bronchial lymph nodes and the mediastinal lymph nodes and have not progressed beyond the mesenteric lymph nodes.

(3) In the case of other animals, carcasses demonstrating lesions of tuberculosis shall not be passed for food.

(d) *Carcasses passed for cooking.* Carcasses which reveal lesions more severe or more numerous than those described in subparagraph (1) or (2) of paragraph (c) of this section, but not so severe nor so numerous as the lesions described in paragraph (a) of this section, may be passed for cooking in accordance with Part 15 of this subchapter, if the character or extent of the lesions are indicative of a localized condition and are calcified or encapsulated and the affected organ or part is condemned.

4. Section 11.4 would be amended to read:

§ 11.4 Hog Cholera; disposition of hog carcasses.

(a) The carcass of all hogs affected with hog cholera shall be condemned.

(b) Inconclusive but suspicious symptoms of hog cholera observed during the ante-mortem inspection shall be duly considered in connection with post-mortem findings and when the carcass of such a "suspect" shows lesions in the kidneys and the lymph nodes which resemble lesions of hog cholera, they shall be regarded as those of hog cholera and the carcass shall be condemned.

(c) Inasmuch as lesions resembling those of hog cholera may occur in the kidneys and lymph nodes of hogs which appeared normal on ante-mortem inspection, such carcasses shall be further inspected for corroborative lesions. If on such further inspection, characteristic lesions of hog cholera are found in some organ or tissue in addition to those in the kidneys or in the lymph nodes or in both, then all lesions shall be regarded as those of hog cholera and the carcass shall be condemned.

5. Section 11.8 would be amended to read:

§ 11.8 Arthritis; disposition of carcasses and parts.

(a) Carcasses affected with arthritis which is localized and not associated with systemic change may be passed for food after removal and condemnation of all affected parts. Affected joints with corresponding lymph nodes shall be removed and condemned. In order to avoid contamination of the meat which is passed, a joint capsule shall not be opened until after the affected joint is removed.

(b) Carcasses affected with arthritis shall be condemned when accompanied by evidence of systemic involvement.

§ 11.10 [Amended]

6. Section 11.10 would be amended by substituting the word "node" for the word "gland" and the word "nodes" for the word "glands" in paragraphs (c) and (d).

7. Section 11.11 would be amended to read:

§ 11.11 Anthrax, babesiosis, bacillary hemoglobinuria in cattle, blackleg, blue tongue in sheep, hemorrhagic septicemia, icterohematuria in sheep, infectious bovine rhinotracheitis, leptospirosis, malignant epizootic catarrh, and unhealed vaccine lesions; disposition of carcasses.

(a) Carcasses of animals affected with or showing lesions of any of the following named diseases or conditions shall be condemned:

(1) Anthrax.

(2) Blackleg.

(3) Unhealed vaccine lesions (vaccinia).

(b) Carcasses of animals affected with or showing lesions of any of the following named diseases or conditions shall be condemned, except when recovery has occurred to the extent that only localized lesions persist, in which case the carcass may be passed for food after removal and condemnation of the affected organs or parts.

(1) Bacillary hemoglobinuria in cattle.

(2) Babesiosis (anaplasmosis, piroplasmosis).

(3) Blue tongue in sheep.

(4) Hemorrhagic septicemia.

(5) Icterohematuria in sheep.

(6) Infectious bovine rhinotracheitis.

(7) Leptospirosis.

(8) Malignant epizootic catarrh.

8. Section 11.12 would be amended to read:

§ 11.12 Neoplasms; disposition of carcasses and parts.

An individual organ or other part of a carcass affected with a neoplasm shall be condemned. If there is evidence of metastasis or the general condition of the animal has been adversely affected by the size, position or nature of the neoplasm, the entire carcass shall be condemned.

9. Section 11.14 would be amended to read:

§ 11.14 Pigmentary conditions: Melanosis, Xanthosis, Ochronosis, etc.; disposition of carcasses and part.

(a) Except as provided in § 11.20, carcasses of animals showing generalized pigmentary deposits shall be condemned.

(b) The affected parts of carcasses showing localized pigmentary deposits of such character as to be unwholesome or otherwise unfit for food shall be removed and condemned.

10. Section 11.15 would be amended to read:

§ 11.15 Abrasions, bruises, abscesses, pus, etc.; disposition of carcasses and parts.

All slight, well-limited abrasions on the tongue and inner surface of the lips and mouth, when without lymph node involvement, shall be carefully excised, leaving only sound, normal tissue, which may be passed. Any organ or other part of a carcass which is badly bruised or which is affected by an abscess, or a suppurating sore shall be condemned; and when the lesions are of such character or extent as to affect the whole carcass, the whole carcass shall be condemned. Portions of carcasses which are contaminated by pus or other diseased material shall be condemned.

11. Section 11.17 would be amended by changing the section heading and paragraph (a) to read, respectively:

§ 11.17 Carcasses so infected that consumption of the meat may cause food poisoning.

(a) All carcasses of animals so infected that consumption of the products thereof may give rise to food poisoning shall be condemned. This includes all carcasses showing signs of:

(1) Acute inflammation of the lungs, pleura, pericardium, peritoneum, or meninges.

(2) Septicemia or pyemia, whether puerperal, traumatic, or without any evident cause.

(3) Gangrenous or severe hemorrhagic enteritis or gastritis.

(4) Acute diffuse metritis or mammitis.

(5) Phlebitis of the umbilical veins.
(6) Septic or purulent traumatic pericarditis.
(7) Any acute inflammation, abscess, or suppurating sore, if associated with acute nephritis, fatty and degenerated liver, swollen soft spleen, marked pulmonary hyperemia, general swelling of lymph nodes, diffuse redness of the skin, cachexia, icteric discoloration of the carcass, or the like, either singly or in combination.
(8) Salmonellosis.

§ 11.18 [Amended]

* * * * *

12. Section 11.18 *Necrobacillosis, pyemia, septicemia; disposition of carcasses,* would be amended so that the second sentence would read: "On the other hand, when emaciation, cloudy swelling of the parenchymatous tissue of organs or enlargement of the lymph nodes is associated with the affection, it is evident that the disease has progressed beyond the condition of localization to a state of toxemia, and the entire carcass shall therefore be condemned as both unwholesome and noxious."

§ 11.19 [Amended]

13. Section 11.19 would be amended by substituting the word "nodes" for the word "glands" whenever the word "glands" appears in the section.

14. Section 11.20 would be amended to read:

§ 11.20 Icterus; disposition of carcasses.

Carcasses showing any degree of icterus with a parenchymatous degeneration of organs, the result of infection or intoxication, and those which show a pronounced yellow or greenish yellow discoloration without evidence of infection or intoxication, shall be condemned. Other carcasses affected with icterus-like discoloration which disappears upon chilling may be passed for food. If the discoloration does not disappear upon chilling, the meat from the carcasses may be passed for use in comminuted meat food product or for rendering. No carcass retained under this section may be passed for food unless final inspection thereof is completed under natural light.

15. Section 11.21 would be amended to read:

§ 11.21 Sexual odor of swine; disposition of carcasses.

(a) Carcasses of swine which give off a pronounced sexual odor shall be condemned.
(b) The meat of swine carcasses which give off a sexual odor less than pronounced may be passed for use in comminuted cooked meat food product or for rendering. Otherwise it shall be condemned.

16. Section 11.24 would be amended to read:

§ 11.24 Tapeworm cysts in cattle.

(a) Carcasses of cattle affected with tapeworm cysts shall be disposed of as follows:
(1) Carcasses of cattle infested with tapeworm cysts shall be condemned if the infestation is excessive or if the meat is watery or discolored. Carcasses shall be considered excessively infested if incisions in various parts of the musculature expose one or more cysts on most of the cut surfaces.
(2) A cattle carcass in which tapeworm cyst infestation is limited to one dead and degenerated cyst may be passed for food after removal and condemnation of the cyst.
(3) Carcasses of cattle showing a slight or moderate tapeworm cyst infestation other than that indicated in subparagraph (2) of this paragraph but not so extensive as indicated in subparagraph (1) of this paragraph, as determined by a careful examination of the heart, muscles of mastication, diaphragm and its pillars, tongue, and portions of the carcass rendered visible by the process of dressing, may be passed for food after removal and condemnation of the cysts with surrounding tissues: *Provided,* That the carcasses, appropriately identified by retained tags, are held in cold storage at a temperature not higher than 15 degrees F. continuously for a period of not less than 10 days: *And provided further,* That the boned meat from such carcasses when in boxes, tierces, or other containers, appropriately identified by retained tags, is held at a temperature of not higher than 15 degrees F. continuously for a period of not less than 20 days. As an alternative to retention in cold storage as provided in this subparagraph, such carcasses and meat may be heated throughout to a temperature of at least 140 degrees F.
(b) The edible viscera of carcasses passed for food or for refrigeration or heating under paragraph (a) (2) or (3) of this section may be passed for food without refrigeration or heating if they are found to be free from cysts on final inspection. This shall not include the lungs, fat, muscles of the oesophagus and the heart, which shall be disposed of in the same manner as the rest of the carcasses under paragraph (a) of this section. The intestines, oesophagi and bladders from beef carcasses affected with tapeworm cysts which have been passed for food or refrigeration or heating under paragraph (a) (2) or (3) of this section may be used for casings after they have been subjected to the usual methods of preparation. They may be passed for such purpose upon completion of the final inspection.

17. Section 11.26 would be amended to read:

§ 11.26 Parasites not transmissible to man; tapeworm cysts in sheep; hydatid cysts; flukes; gid bladderworms; disposition of carcasses and parts.

(a) In the disposal of carcasses, edible organs, and other parts of carcasses showing evidence of infestation with parasites not transmissible to man, the following general rules shall govern except as otherwise provided in this section: If the lesions are localized in such manner and are of such character that the parasites and the lesions caused by them can be completely removed, the nonaffected portion of the carcass, organ or other part of the carcass may be passed for food after the removal and condemnation of the affected portions. If an organ or other part of a carcass shows numerous lesions caused by parasites, or if the character of the infestation is such that complete extirpation of the parasitic infestation or invasion renders the part in any way unfit for food, the affected part shall be condemned. If parasites are found to be distributed in a carcass in such a manner or to be of such a character that their removal and the removal of the lesions caused by them is impracticable, no part of the carcass shall be passed for food. If the infestation is excessive, the carcass shall be condemned. If the infestation is moderate, the carcass may be passed for cooking, but in case such carcass is not cooked as required by Part 15 of this subchapter, it shall be condemned.
(b) In the case of sheep carcasses affected with tapeworm cysts (Cysticercus ovis, so-called sheep measles, not transmissible to man), the carcass may be passed after the removal and condemnation of the affected portions: *Provided, however,* That if, upon the final inspection of sheep carcasses retained on account of measles, the total number of cysts found embedded in any muscle, or in immediate relation with muscular tissue, excluding the heart, exceed five, this shall be taken to indicate that the cysts are so generally distributed and so numerous that their removal would be impracticable, and the entire carcass shall be condemned or passed for cooking after removal and condemnation of the affected portions according to the degree of infestation.
(c) Carcasses found infested with gid bladderworms (Coenurus cerebralis, Multiceps multiceps) may be passed after condemnation of the affected organ (brain or spinal cord).
(d) Organs or other parts of carcasses infested with hydatid cysts (echinococcus) shall be condemned.
(e) Livers infested with flukes or fringed tapeworms shall be condemned.

18. Section 11.27 would be amended to read:

§ 11.27 Emaciation; disposition of carcasses.

Carcasses of animals too emaciated to produce wholesome meat, and carcasses which show a serious infiltration of muscle tissues, or a serous or mucoid degeneration of the fatty tissues shall be condemned. A gelatinous change of the fat about the heart and kidneys of well-nourished carcasses and mere leanness shall not be classed as emaciation.

§ 11.28 [Deleted]

19. Section 11.28 would be deleted.

20. Section 11.34 would be amended to read:

§ 11.34 Vesicular diseases; disposition of carcasses and parts.

(a) Any carcass affected with vesicular disease shall be condemned if the condition is acute and if the extent of the condition is such that it affects the entire carcass or there is evidence of absorption or secondary change.

(b) Any carcass affected with vesicular disease to a lesser extent than as described in paragraph (a) of this section may be passed for food after removal and condemnation of the affected parts, if the carcass is otherwise in good condition.

§ 11.35 [Deleted]

21. Section 11.35 would be deleted and § 11.36 would be amended to read:

§ 11.36 Listeriosis.

Carcasses of animals marked "U.S. Suspect" because of a history of listeriosis shall be passed for food after condemnation of the head if the carcass is otherwise normal.

22. Section 11.37 would be deleted and a new § 11.37 would be added to read:

§ 11.37 Anemia; disposition of carcasses.

Carcasses of animals too anemic to produce wholesome meat shall be condemned.

23. A new § 11.38 would be added to read:

§ 11.38 Muscular inflammation, degeneration, infiltration; disposition of carcasses and parts.

(a) If muscular lesions are found to be distributed in such a manner or to be of such character that removal is impractical, the carcass shall be condemned.

(b) After it has been established that localized muscular lesions are not evidence of a systemic disease process, the following rules shall govern the disposal of the carcasses, edible organs and other parts of carcasses showing such muscular lesions: If the lesions are localized in such a manner and are of such a character that the affected tissues can be removed, the nonaffected parts of the carcass may be passed for food after the removal and condemnation of the affected portion. If a part of the carcass shows numerous lesions, or if the character of the lesion is such that complete extirpation is difficult and uncertainly accomplished, or if the lesion renders the part in any way unfit for food, the part shall be condemned.

(c) If the lesions are slight or of such character as to be insignificant from a standpoint of wholesomeness, the carcass or parts may be passed for food after removal and condemnation of the visibly affected portions providing the balance of the carcass or part is used in the manufacture of comminuted cooked product.

24. A new § 11.39 would be added to read:

§ 11.39 Coccidioidal granuloma; disposition of carcasses and parts.

(a) Carcasses which are affected with generalized coccidioidal granuloma or which show systemic changes because of such disease shall be condemned.

(b) Carcasses affected with localized lesions of this disease may be passed for food after the affected parts are removed and condemned.

25. A new § 11.40 would be added to read:

§ 11.40 Odors, foreign and urine; disposition of carcasses and parts.

(a) Carcasses which give off a pronounced odor of medicinal, chemical, or other foreign substance shall be condemned.

(b) Carcasses which give off a pronounced urine odor shall be condemned.

(c) Carcasses, organs or parts affected by odor to a lesser degree than that described in paragraphs (a) and (b) of this section and in which the odor can be removed by trimming or chilling may be passed for food, after removal of affected parts or dissipation of the condition.

26. A new § 11.41 would be added to read:

§ 11.41 Meat from animals which have been exposed to radiation; disposition.

Meat from animals which have been exposed to radiation wherein the radioactive material is retained or the radioactivity has not decayed to the normal radiation background level shall be condemned. Meat from animals which have been exposed to radiation will not be considered unwholesome because of this fact if the animals are otherwise sound and if the radioactive material is not retained in the exposed animal or the radioactivity has decayed to the normal radiation background level.

Any interested persons who wish to submit written data, views, or arguments on the proposed amendments may do so by filing them with the Director, Meat Inspection Division, Agricultural Research Service, United States Department of Agriculture, Washington, D.C., 20250, within 60 days after publication hereof in the FEDERAL REGISTER.

Done at Washington, D.C., this 6th day of April 1964.

M. R. CLARKSON,
Acting Administrator,
Agricultural Research Service.

[F.R. Doc. 64-3497; Filed, Apr. 8, 1964; 8:48 a.m.]

DEPARTMENT OF THE TREASURY

Internal Revenue Service

[26 CFR Part 1]

INCOME TAX

Earnings and Profits of Controlled Foreign Corporations; Notice of Hearing

Proposed regulations under section 964(a) of the Code, relating to earnings and profits of controlled foreign corporations, were published in the FEDERAL REGISTER for March 20, 1964 (29 F.R. 3577).

A public hearing on these proposed regulations will be held on Tuesday, April 28, 1964, at 10:00 a.m., e.d.s.t., in Room 3313, Internal Revenue Building, 12th and Constitution Avenue NW., Washington, D.C.

Persons who plan to attend the hearing are requested to notify the Commissioner of Internal Revenue, Attention: Technical Planning Division, Washington, D.C., 20224, by April 24, 1964.

[SEAL] MAURICE LEWIS,
Director, Technical Planning Division, Internal Revenue Service.

[F.R. Doc. 64-3535; Filed, Apr. 8, 1964; 8:48 a.m.]

FEDERAL TRADE COMMISSION

[16 CFR Parts 35, 60, 61, 118, 154]

DECEPTIVE PRICING

Notice of Proposed Rule Making

Part 35—Wall Coverings Industry, Part 60—Metallic Watch Band Industry, Part 61—Stationers Industry, Part 118—Mirror Industry, Part 154—Luggage and Related Products Industry.

Notice is hereby given that pursuant to the Federal Trade Commission Act, as amended, 15 U.S.C. 41, et seq., and provisions of Part 1, Subpart F, of the Commission's procedures and rules of practice (July 11, 1963), the Federal Trade Commission proposes to revise §§ 35.15, 60.6, 61.4, 118.6, 154.19 (Deceptive Pricing) of the above-entitled trade practice rules each of which section is to read as follows:

It is an unfair trade practice for any member of the industry to represent directly or indirectly in advertising or otherwise that an industry product may be purchased for a specified price, or at a saving, or at a reduced price, when such is not the fact; or otherwise deceive purchasers or prospective purchasers with respect to the price of any product offered for sale; or furnish any means or instrumentality by which others engaged in the sale of industry products may make any such representation.

NOTE: On December 20, 1963 the Commission adopted guides against deceptive pricing which became effective on January 8, 1964 and which supersede the guides on this subject as adopted October 2, 1958. Copies of the guides will be furnished upon request.

Interested or affected parties may submit their views, suggestions, objections or other information concerning the proposed revision to the Chief, Division of Trade Practice Conferences and Guides, Bureau of Industry Guidance, Federal Trade Commission, Sixth Street and Pennsylvania Avenue NW., Washington, D.C., 20580, in writing not later than May 11, 1964. Due consideration will be given by the Commission to all comments received before final action is taken in this matter.

Approved: March 23, 1964.

By direction of the Commission.

[SEAL] JOSEPH W. SHEA,
Secretary.

[F.R. Doc. 64-3488; Filed, Apr. 8, 1964; 8:48 a.m.]

Notices

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[Classification Order No. 88]

ARIZONA

Small Tract Classification

1. Pursuant to authority delegated to me by Bureau Order No. 684, dated August 28, 1961 (26 F.R. 8216), I hereby classify the following described public lands, totaling 125 acres in Yuma County, Arizona, as suitable for disposal under the provisions of the Small Tract Act of June 1, 1938 (52 Stat. 609, 43 USC 682a) as amended:

GILA AND SALT RIVER MERIDIAN

T. 4 N., R. 19 W.,
Sec. 21, SW¼NW¼, W½SW¼SE¼NW¼;
Sec. 27, SW¼SW¼;
Sec. 28, SE¼SE¼.

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

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

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

Dated: April 2, 1964.

RAYMOND C. CLEGHORN,
Acting State Director.

[F.R. Doc. 64-3474; Filed, Apr. 8, 1964; 8:47 a.m.]

MINIDOKA TOWNSITE, IDAHO

Notice of Sale

APRIL 3, 1964.

1. Notice is hereby given that the remaining lots in the Minidoka Townsite, Government Addition, will be disposed of under section 2381, United States Revised Statutes (43 U.S.C. sec. 712), to the highest bidder at 1:30 p.m. on May 8, 1964, in room 327 of the Federal Building, Boise, Idaho.

2. All of the lots listed below will be sold as one unit at not less than the total appraised value of $5,800. No bids will be accepted for individual lots or blocks. Any bids exceeding the appraised value must be made in multiples of $10.00. The following lots are offered:

Block:	*Lot*
1 through 10, 12, 13, 15, 17, 20, and 22 through 29.	All lots. Lots 1 to 11; inclusive. Lots 1 to 11; inclusive. Lots 1 to 11; inclusive.
11	Lots 1 to 7; inclusive, and lot 10.
14	
18	Lots 2 to 8; inclusive, and lot 12.
19	
21	

3. Bids for the entire unit of lots may be made by an individual person, his agent, or a corporation at the sale. When there are no further offers, the entire unit of lots will be declared sold to the last and highest offer, subject to the immediate payment of the full amount of the bid. Payment may be made by personal check.

4. If the unit of lots is not sold on May 8, 1964, the sale will be adjourned until 1:30 p.m. the following Friday and continued on each succeeding Friday at 1:30 p.m. until the unit of lots is sold or until the sale is otherwise terminated.

5. The purchaser, if an individual, will be required to furnish evidence that he is a citizen of the United States or has declared his intention to become such; and if a corporation, it will be required to furnish evidence, including a certified copy of its articles of incorporation, showing that it is a corporation organized under the laws of the United States or of any State, Territory, or possession thereof and it is authorized to acquire and hold real estate in the State of Idaho.

6. A patent to the entire unit of lots, when issued, will contain the reservations of rights-of-way for ditches and canals in accordance with the Act of August 30, 1890 (26 Stat. 391) and provisions, reservations, conditions, and limitations of the Act of July 17, 1914 (38 Stat. 509; 30 U.S.C. secs. 121–123) as to the oil and gas deposits. Ten lots in the townsite were previously patented. Any patent to the lots and blocks now offered will be subject to egress and ingress rights of the present owners of the patented lots across and along the designated streets and alleys as shown on the plat of survey approved April 19, 1923.

7. All persons are warned against forming any combination or agreement which will prevent the unit of lots from selling advantageously, or which will in any way hinder or prevent the sale, and all persons so offending will be prosecuted under 18 U.S.C. 1860.

8. Inquiries concerning these lands should be addressed to the Bureau of Land Management, Idaho State Office, P.O. Box 2237, Boise, Idaho.

ORVAL G. HADLEY,
Acting Land Office Manager.

[F.R. Doc. 64-3486; Filed, Apr. 8, 1964; 8:48 a.m.]

Fish and Wildlife Service

REGIONAL DIRECTOR, REGION 1, BUREAU OF COMMERCIAL FISHERIES

Delegation of Authority

The regulations issued herein are based on the authority of the Director, Bureau of Commercial Fisheries, to issue such regulations (see 64 Stat. 421, 16 U.S.C. 916, 22 F.R. 826, and 50 CFR 230.11). The requirements herein set forth apply as a portion of the Bureau Manual directives' system. Material that relates solely to internal management has not been included.

SERIES 5000—RESOURCE DEVELOPMENT

TITLE 5400—RESOURCE MANAGEMENT

Chapter 5450—*Whaling*

* * * * *

§ 5452 *Delegation of authority.* (a) The authority to execute, on behalf of the Bureau of Commercial Fisheries, annual licenses required for whale catchers and whale land stations conducting whaling operations along the Pacific Coast, is hereby delegated to the Regional Director, Pacific Northwest Region (Region 1), Bureau of Commercial Fisheries, Seattle, Washington.

(b) The authority delegated in section (a) may not be redelegated by the Regional Director.

H. E. CROWTHER,
Acting Director.

[F.R. Doc. 64-3493; Filed, Apr. 8, 1964; 8:48 a.m.]

Geological Survey

WYOMING

Sodium Land Classification Order, Wyoming No. 1

Pursuant to authority under the Act of March 3, 1879 (20 Stat. 394; 43 U.S.C. 31), and as delegated to me by Departmental Order 2563, May 2, 1950, under authority of Reorganization Plan No. 3 of 1950 (64 Stat. 1262), the following described lands, insofar as title thereto remains in the United States, are hereby classified as follows:

SIXTH PRINCIPAL MERIDIAN, WYOMING

SODIUM LANDS

T. 14 N., R. 107 W.,
Sec. 4, lot 4, SW¼NW¼;
Sec. 5, lots 1, 2, 3, 4, S½N½, SW¼, W½SE¼;
Sec. 6;
Sec. 7;
Sec. 8, W½, W½NE¼;
Sec. 17, N½NW¼;
Sec. 18;
Sec. 19, lots 1, 2, E½NW¼.

T. 15 N., R. 107 W.,
Sec. 4, lots 3, 4, S½NW¼, SW¼;
Secs. 5 to 8, inclusive;
Sec. 9, W½;
Sec. 16, W½;
Secs. 17 to 20, inclusive;
Sec. 21, W½;
Sec. 28, W½;
Secs. 29 to 32, inclusive;
Sec. 33, NW¼, W½SW¼.

T. 16 N., R. 107 W.,
Sec. 5, lot 4, SW¼;
Secs. 6 and 7;
Sec. 8, W½, W½SE¼;
Secs. 17 to 20, inclusive;
Sec. 21, W½W½;
Sec. 28, W½NW¼, SW¼;
Secs. 29 to 32, inclusive;
Sec. 33, W½.

T. 17 N., R. 107 W.,
Sec. 7, lots 5, 6, 7, 8, E½W½;
Sec. 18, lots 5, 6, 7, 8, E½W½, SE¼;
Sec. 19;
Sec. 20, SW¼;

Sec. 29, W½, SE¼;
Secs. 30, 31, and 32;
Sec. 33, W½W½.
T. 14 N., R. 108 W.,
Secs. 1 to 24, inclusive;
Sec. 25, lots 2, 3, 4, and 7, NW¼NW¼;
Secs. 26 to 33, inclusive;
Sec. 34, N½, SW¼;
Sec. 35, lots 1, 2, 3, and 4.
Tps. 15, 16, and 17 N., R. 108 W.
T. 18 N., R. 108 W.,
Sec. 1, SW¼;
Sec. 2, lots 7, 8, S½NW¼, S½;
Secs. 3 to 11, inclusive;
Sec. 12, W½;
Sec. 13, W½;
Secs. 14 to 23, inclusive;
Sec. 24, W½;
Sec. 25, W½;
Secs. 26 to 35, inclusive;
Sec. 36, W½.
T. 19 N., R. 108 W.,
Secs. 5, 6, 7, and 8;
Secs. 16 to 22, inclusive;
Secs. 27 to 34, inclusive;
Sec. 35, W½.
T. 20 N., R. 108 W.,
Secs. 5, 6, 7, and 8;
Secs. 17, 18, 19, and 20;
Secs. 29, 30, 31, 32.
T. 21 N., R. 108 W.,
Sec. 14, SW¼;
Sec. 15, S½;
Sec. 16, S½;
Sec. 17, S½;
Secs. 19, 20, 21, and 22;
Sec. 23, W½;
Sec. 26, W½;
Secs. 27 to 34, inclusive;
Sec. 35, W½.
T. 14 N., R. 109 W.
T. 15 N., R. 109 W.
T. 16 N., R. 109 W.
T. 17 N., R. 109 W.
T. 18 N., R. 109 W.
T. 19 N., R. 109 W.
T. 20 N., R. 109 W.
T. 21 N., R. 109 W.
Sec. 25, E½, SW¼;
Sec. 26, S½;
Sec. 27, S½;
Secs. 31 to 36, inclusive.
T. 14 N., R. 110 W.
T. 15 N., R. 110 W.
T. 16 N., R. 110 W.
T. 17 N., R. 110 W.
T. 18 N., R. 110 W.
T. 19 N., R. 110 W.
T. 20 N., R. 110 W.
T. 21 N., R. 110 W.
Secs. 34, 35, and 36.
T. 14 N., R. 111 W.,
Secs. 1 to 30, inclusive;
Sec. 32, N½N½;
Secs. 33, 34, 35, and 36.
T. 15 N., R. 111 W.
T. 16 N., R. 111 W.
T. 17 N., R. 111 W.
T. 18 N., R. 111 W.
T. 19 N., R. 111 W.,
Secs. 1 and 2;
Sec. 3, lots 1, 2, S½NE¼, SE¼;
Sec. 10, E½;
Secs. 11, 12, 13, and 14;
Sec. 15, E½;
Sec. 21, E½, SW¼;
Secs. 22 to 28, inclusive;
Sec. 29, E½, SW¼;
Secs. 31 to 36, inclusive.
T. 20 N., R. 111 W.,
Sec. 1;
Sec. 2, lots 5, 6, S½NE¼, SE¼;
Secs. 11, 12, 13, and 14;
Sec. 15, E½;
Sec. 22, E½;
Secs. 23, 24, 25, and 26;
Sec. 27, E½;
Sec. 34, lots 3, 4, NE¼, N½SE¼;
Secs. 35 and 36.
T. 14 N., R. 112 W.,
Secs. 1 to 5, inclusive;
Secs. 9 to 15, inclusive;
Secs. 23 and 24;
Sec. 25, N½.
T. 15 N., R. 112 W.
T. 16 N., R. 112 W.
T. 17 N., R. 112 W.,
Sec. 1;
Sec. 11, S½;
Secs. 12, 13, and 14;
Sec. 15, E½, SW¼;
Secs. 22 to 28, inclusive;
Sec. 32, E½;
Secs. 33, 34, 35, and 36.
T. 18 N., R. 112 W.,
Sec. 1, lots 1, 2, S½NE¼, S½;
Sec. 2, SE¼;
Sec. 11, E½;
Sec. 12;
Sec. 13;
Sec. 14, NE¼;
Sec. 24;
Sec. 25;
Sec. 36.
T. 15 N., R. 113 W.,
Secs. 1, 12, 13, 24;
Sec. 25, E½.
T. 16 N., R. 113 W.,
Sec. 1, lots 1, 2, S½NE¼, SE¼;
Secs. 12, 13, 24, 25, and 36.

The area described aggregates 657,472 acres, more or less.

Dated: April 1, 1964.

THOMAS B. NOLAN,
Director.

[F.R. Doc. 64-3471; Filed, Apr. 8, 1964; 8:46 a.m.]

FEDERAL RESERVE SYSTEM

BARNETT NATIONAL SECURITIES CORP.

Notice of Amended Application for Approval of Acquisition of Shares of a Bank

Notice is hereby given that an amended application has been filed with the Board of Governors of the Federal Reserve System pursuant to section 3(a)(2) of the Bank Holding Company Act of 1956 (12 U.S.C. 1842(a)(2)), by Barnett National Securities Corporation, which is a bank holding company located in Jacksonville, Florida, for the prior approval of the Board of the acquisition by Applicant of 80 percent or more of the voting shares of the San Jose Barnett Bank, Jacksonville, Florida, a proposed new bank. This application amends an earlier filed application notice of which was published in the FEDERAL REGISTER on September 10, 1963 (28 F.R. 9852).

In determining whether to approve this application submitted pursuant to section 3(a)(2) of the Bank Holding Company Act, the Board is required by that Act to take into consideration the following factors: (1) The financial history and condition of the company and the bank concerned; (2) their prospects; (3) the character of their management; (4) the convenience, needs, and welfare of the communities and the area concerned; and (5) whether or not the effect of such acquisition would be to expand the size or extent of the bank holding company system involved beyond limits consistent with adequate and sound banking, the public interest, and the preservation of competition in the field of banking.

Not later than thirty (30) days after the publication of this notice in the FEDERAL REGISTER, comments and views regarding the proposed acquisition may be filed with the Board. Communications should be addressed to the Secretary, Board of Governors of the Federal Reserve System, Washington, D.C., 20551.

Dated at Washington, D.C., this 2d day of April 1964.

By order of the Board of Governors.

[SEAL] MERRITT SHERMAN,
Secretary.

[F.R. Doc. 64-3452; Filed, Apr. 8, 1964; 8:45 a.m.]

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Food and Drug Administration

CERTAIN CANNED VEGETABLES DEVIATING FROM IDENTITY STANDARDS

Notice of Issuance of Temporary Permit To Market Test

Pursuant to § 10.5(j) of Title 21 of the Code of Federal Regulations, concerning temporary permits to facilitate market testing of foods varying from the requirements of the 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 Libby, McNeill and Libby, 200 South Michigan Avenue, Chicago 4, Illinois. This permit covers interstate marketing tests of three canned vegetables, peas, corn, and lima beans, with added butter and propylene glycol alginate, ingredients that are not provided for in the respective food standards (21 CFR 51.1, 51.20, 51.990). Labels will name the ingredients used, and where the name of the canned vegetable is prominently displayed on labels it will be followed by the statement "seasoned with butter."

Dated: April 3, 1964.

This permit expires April 1, 1965.

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

[F.R. Doc. 64-3478; Filed, Apr. 8, 1964; 8:47 a.m.]

AMERICAN CYANAMID CO.

Notice of Filing of Petition Regarding Food Additives Chlortetracycline, Sodium Sulfate

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 1327) has been filed by American Cyanamid Company, P.O. Box 400, Princeton, New Jersey, 08540, proposing the amendment of § 121.208(d) to provide for the safe use of chlortetracycline and sodium sulfate by changing items 7 and 8 in table 1 to read as follows:

TABLE 1—CHLORTETRACYCLINE IN FINISHED CHICKEN AND TURKEY FEEDS

Principal ingredient [1]	Gm. per ton	Combined with—	Gm. per ton	Limitations	Indications for use
• • •	• • •	• • •	• • •	• • •	• • •
7. Chlortetracycline..	100–200	----------	----------	For chickens; not to be fed to laying chickens; as chlortetracycline hydrochloride; in low calcium feed containing 0.8% dietary calcium, not to be fed continuously for more than 8 weeks, or in low calcium feed containing 0.8% dietary calcium and 1.5% sodium sulfate, not to be fed continuously for more than first 3 weeks of life, followed by 5 weeks of low calcium feed containing 0.8% dietary calcium; in low calcium feed containing 0.40% to 0.55% dietary calcium, not to be fed continuously for more than 5 days.	Treatment of chronic respiratory disease (air-sac infection), blue comb (nonspecific infectious enteritis); prevention of synovitis.
8. Chlortetracycline..	200	----------	----------	For chickens; not to be fed to laying chickens; as chlortetracycline hydrochloride; in low-calcium feed containing 0.8% dietary calcium, not to be fed continuously for more than 8 weeks, or in low-calcium feed containing 0.8% dietary calcium and 1.5% sodium sulfate, not to be fed continuously for more than first 3 weeks of life, followed by 5 weeks of low-calcium feed containing 0.8% dietary calcium.*	Prevention and control of coccidiosis caused by E. necatrix and E. tenella.

[1] The term "Principal ingredient," as used in this section, refers to the additive named in the title of this section and is not intended to imply that the ingredient is of a greater value than other additives named in this section.

Dated: April 3, 1964.

MALCOLM R. STEPHENS,
Assistant Commissioner for Regulations.

[F.R. Doc. 64–3479; Filed, Apr. 8, 1964; 8:47 a.m.]

SWIFT AND CO.

Notice of Withdrawal of Petition for Food Additive

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

In accordance with § 121.52 *Withdrawal of petitions without prejudice* of the procedural food additive regulations (21 CFR 121.52), Swift and Company, Exchange and Packers Avenue, Chicago, Illinois, 60609, has withdrawn its petition (FAP 1192), published in the FEDERAL REGISTER of August 6, 1963 (28 F.R. 7998), proposing that § 121.2520 *Adhesives* be amended by inserting alphabetically in the list in paragraph (c)(5) the new item: Terphenyl, chlorinated, softening point above 97° C.

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

Dated: April 3, 1964.

MALCOLM R. STEPHENS,
Assistant Commissioner for Regulations.

[F.R. Doc. 64–3480; Filed, Apr. 8, 1964; 8:47 a.m.]

CIVIL AERONAUTICS BOARD

[Docket No. 14945; Agreement C.A.B. 17687; Order E–20655]

INTERNATIONAL AIR TRANSPORT ASSOCIATION

Agreement Adopted Relating to Use of Containers and Pallets

Adopted by the Civil Aeronautics Board at its office in Washington, D.C., on the 6th day of April 1964.

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

The agreement rescinds Resolution 597a—Carriage of Radioactive Materials effective April 1, 1964. This action will permit the application of quantity discounts on shipments of radioactive materials.

The Board, acting pursuant to sections 102, 204(a), and 412 of the Act, does not find Resolutions 100(Mail 364)003, 200 (Mail 487)003, 300(Mail 169)003, JT23 (Mail 122)003, JT31(Mail 94)003, and JT123(Mail 364)003, which are incorporated in the above-described agreement, to be adverse to the public interest or in violation of the Act.

Accordingly, it is ordered, That:

Agreement C.A.B. 17687, be and hereby is approved.

Any air carrier party to the agreement, or any interested person, may, within 15 days from the date of service of this order, submit statements in writing containing reasons deemed appropriate, together with supporting data, in support of or in opposition to the Board's action herein. An original and nineteen copies of the statements should be filed with the Board's Docket Section. The Board may, upon consideration of any such statements filed, modify or rescind its action herein by subsequent order.

This order will be published in the FEDERAL REGISTER.

By the Civil Aeronautics Board.

[SEAL] HAROLD R. SANDERSON,
Secretary.

[F.R. Doc. 64–3490; Filed, Apr. 8, 1964; 8:48 a.m.]

[Docket No. 14813; Order E–20651]

BRANIFF AIRWAYS, INC., ET AL.

Order of Investigation and Suspension

Adopted by the Civil Aeronautics Board at its office in Washington, D.C., on the 6th day of April 1964.

Revisions of first-class and family-plan fares proposed by Braniff Airways, Inc., Delta Air Lines, Inc., Eastern Air Lines, Inc.; Docket No. 14813.

By tariff revisions [1] marked to become effective on April 8, 12, 17, and 26, 1964, Braniff Airways, Inc., and Delta Air Lines, Inc., propose to reduce their first-class fares on various segments while continuing to apply a 50-percent family-plan discount to the reduced fares. In addition, Delta proposes certain new fares at the reduced-fare level of other carriers, and Delta and Eastern Air Lines, Inc., propose to cancel certain specific first-class family dependent fares which reflect a 25-percent discount from corresponding regular fares.

American Airlines, Inc., has filed a complaint stating that the effect of the proposed tariff revisions would be to permit a 50-percent family-plan discount applicable to first-class fares that were previously reduced; that the applicability of a 50-percent discount to the proposed reduced fares, or to the fares previously reduced, is in violation of Order E–20324; and that such tariff revisions will result in fares that are discriminatory, unjust, and unreasonable.

In Order E–20324, December 31, 1963, the Board ordered an investigation of the first-class fare-reduction proposals and family-fare-plan modifications of several domestic trunkline carriers, but suspended similar first-class fare proposals of Braniff, Delta, Eastern, National, and Northwest because these carriers contemplated a 50-percent family-fare discount in conjunction with reduced first-class fares. The Board indicated, however, that it would permit to become effective first-class fare reduction proposals of these carriers as long as a family-fare plan was contemplated in conjunction therewith similar to that proposed by American and other carriers (i.e., restricted applicability of a discount no greater than 25 percent).

The Board is aware that the present tariff provisions involving joint fares and related first-class family-plan discounts may in certain instances be inconsistent with Order E–20324. The instant filings purport to meet some of these situations. The Board, however, maintains the view expressed in its ear-

[1] Revisions to Agent C. C. Squire's C.A.B. No. 44, filed on March 9, 12, 13, and 18, 1964.

lier order that a 50-percent family-plan discount when applied to reduced first-class fares is uneconomic. We will, therefore, suspend the proposed tariff revisions to avoid the spread of such uneconomic fares. Furthermore, the Board hopes that the industry, in its self-interest, will promptly take steps to correct the situation.

Accordingly, pursuant to the Federal Aviation Act of 1958, and particularly sections 204(a), 403, 404, and 1002 thereof.

It is ordered, That:

1. An investigation be instituted to determine whether the fares and provisions described in appendix A,[2] are or will be unjust or unreasonable, unjustly discriminatory, unduly preferential, unduly prejudicial, or otherwise unlawful, and if found to be unlawful to determine and prescribe the lawful fares and provisions;

2. Pending hearing and decision by the Board, the fares and provisions described in appendix A are suspended and their use deferred to and including July 6, 1964, unless otherwise ordered by the Board, and that no changes be made therein during the period of suspension except by order or special permission of the Board;

3. The complaint of American Airlines, Inc., in Docket 15102, to the extent granted herein, be consolidated in Docket 14813;

4. This investigation be consolidated in Docket 14813 and be assigned for hearing before an Examiner of the Board at a time and place hereafter to be designated; and

5. A copy of this order be filed with the aforesaid tariffs and be served upon American Airlines, Inc., Braniff Airways, Inc., Delta Air Lines, Inc., and Eastern Air Lines, Inc., which are hereby made parties to the proceeding in Docket 14813; and provided further that service of this order be made to all the parties in Dockets 14813 and 14951.

This order will be published in the FEDERAL REGISTER.

By the Civil Aeronautics Board.[3]

[SEAL] HAROLD R. SANDERSON,
Secretary.

[F.R. Doc. 64-3489; Filed, Apr. 8, 1964; 8:48 a.m]

FEDERAL MARITIME COMMISSION

ALASKA STEAMSHIP CO. ET AL.

Notice of Agreement Filed for Approval

Notice is hereby given that Alaska Steamship Company, Puget Sound-Alaska Van Lines, Alaska Freight Lines, Inc., Alaska Division of Consolidated Freightways and Weaver Brothers, Inc. have filed with the Federal Maritime Commission for approval pursuant to Section 15, Shipping Act, 1916 (39 Stat. 733, 75 Stat. 763, 46 U.S.C. 814), Agreement No. DC-12.

Agreement DC-12 would provide for the emergency period resulting from the earthquake and tidal wave of March 27, 1964, that the parties to the Agreement who offer service by water in the Alaska trade would coordinate sailings and sailing schedules; coordinate the handling of priority cargoes; apportion traffic among the carriers; and regulate the volume and character of traffic to be carried.

Interested parties may submit not later than the close of business, April 15, 1964, by telegraph, telephone, letter or other means with reference to the Agreement, their position as to approval, disapproval, or modification. All such communications should be directed to Edward Schmeltzer, Director, Bureau of Domestic Regulation, Federal Maritime Commission, Washington, D.C., 20573.

By order of the Federal Maritime Commission.

Dated: April 7, 1964.

THOMAS LISI,
Secretary.

[F.R. Doc. 64-3573; Filed, Apr. 8, 1964; 11:03 a.m.]

FEDERAL POWER COMMISSION

[Docket No. G-18077 etc.]

H. L. HAWKINS ET AL.

Order Severing Proceedings, Consolidating Proceedings, and Fixing Date for Prehearing Conference

MARCH 30, 1964.

H. L. Hawkins and H. L. Hawkins, Jr., Operator, et al., Docket No. G-18077; W. S. Kilroy (Operator), et al., Docket No. G-18175; John A. Newman, Operator, et al., Docket No. G-18481; Shell Oil Company, Docket No. G-18805; Callery Properties, Inc., Docket No. G-18857; Gregory J. Gallagher, Docket No. G-19308; The Sparta Oil Company, Docket No. G-19964; Skelly Oil Company, Docket No. G-20155; The Superior Oil Company, Docket No. G-20359; Gregory J. Gallagher, Docket No. G-20385; Socony Mobil Oil Company, Inc., Docket No. G-18384; Pan American Petroleum Corporation, Docket No. CI63-1445; H. B. Lively (Operator), et al., Docket No. CI62-1220; The Atlantic Refining Company, Docket No. CI60-459; Robert Mosbacher, Operator, et al., Docket No. CI60-343; North Central Oil Corporation, Operator, Docket No. CI60-434; Woods Exploration and Producing Company, et al., Docket No. CI60-495; C. W. Coffey and North Central Oil Corporation, Docket No. CI60-496; Ben H. Schnapp (Operator), et al., Docket No. CI60-642; The Superior Oil Company, Docket No. CI63-584; Humble Oil & Refining Company, Docket No. CI63-1057; Tidewater Oil Company, Docket No. CI63-1134; Marathon Oil Company, Docket No. CI60-497; Stewart & Couger Drilling Company, et al., Docket No. CI60-541; Kirby Petroleum Company, Operator, Docket No. CI60-610; Oil Reserves Corporation, Operator, Docket No. CI61-468; George R. Brown, Docket No. CI61-1688; A. F. Childers, Jr. (Operator), et al., Docket No. CI62-1152; Skelly Oil Company, Docket No. CI63-672; Sun Oil Company, Docket No. CI60-348; Kilroy Properties, Inc., Docket No. CI60-478; Humble Oil & Refining Company, Docket No. CI64-677; H. L. Hunt, Operator, et al., Docket No. CI61-1221; H. L. Hunt, Docket No. CI61-1282; Hassie Hunt Trust, Operator, et al., Docket No. CI61-1283; Caroline Hunt Sands, Docket No. CI61-1343; Caroline Hunt Trust Estate, Docket No. CI61-1344; Lamar Hunt Trust Estate, Docket No. CI61-1345; Nelson Bunker Hunt, Docket No. CI61-1346; Placid Oil Company, Operator, et al., Docket No. CI61-1682.

Each of the above-captioned proceedings concerns an application for a certificate of public convenience and necessity (or an application to amend a certificate by adding acreage) filed under section 7 of the Natural Gas Act to sell natural gas produced in the State of Texas (Railroad District No. 3) for resale in interstate commerce, all as more fully described in the appendix attached hereto and in the respective applications (and supplements or amendments thereto) which are on file with the Commission and open to public inspection.

The Commission finds:

(1) It is appropriate and in the public interest to sever the matters in Docket Nos. G-18077, G-18175, G-18481, G-18805, G-18857, G-19308, G-19964, G-20155, G-20359, G-20385, and G-18384 from the proceedings in Florida Gas Transmission Company, et al., Docket Nos. G-18338, et al.[1]

(2) By its opinion and order issued December 9, 1963, Docket Nos. CI61-1221, CI61-1282, CI61-1283, CI61-1343, CI61-1344, CI61-1345, and CI61-1346 were severed from the proceedings in Hassie Hunt Trust, Operator, et al., Docket Nos. G-19115, et al.

(3) It is appropriate and in the public interest that the above-captioned matters be consolidated for hearing and decision as hereinafter ordered.

(4) The expeditious disposition of these proceedings may be effectuated by holding a prehearing conference and to that end a prehearing conference should be held on April 23, 1964, as hereinafter ordered.

The Commission orders:

(A) The matters in Docket Nos. G-18077, G-18175, G-18481, G-18805, G-18857, G-19308, G-19964, G-19971, G-20155, G-20359, G-20385, and G-18384 are hereby severed from the proceedings in Florida Gas Transmission Company, et al., Docket Nos. G-18338, et al.

(B) The matters in Docket Nos. CI61-1221, CI61-1282, CI61-1283, CI61-1343, CI61-1344, CI61-1345, and CI61-1346 previously severed from the proceedings in Hassie Hunt Trust, Operator, et al., Docket Nos. G-19115, et al., and the captioned matters set forth in paragraph (A) above are hereby consolidated for the purposes of hearing and decision.

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[2] Filed as part of the original document.

[3] Murphy Vice Chairman, and Minetti, Member, dissenting statement filed as part of the original document.

[1] Formerly Coastal Transmission Corporation.

(C) Pursuant to the provisions of § 1.18 of the Commission's rules of practice and procedure, a prehearing conference before a duly designated presiding examiner shall commence at 10:00 a.m., e.s.t. on April 23, 1964, in a hearing room of the Federal Power Commission, 441 G Street NW., Washington, D.C., for the purpose of effectuating the expeditious disposition of these consolidated proceedings.

(D) The purpose of such conference shall be to consider all matters at issue in the above dockets, the manner in which evidence shall be presented, to fix dates for the distribution of such evidence, to fix the date on which the consolidated hearing shall commence, and to consider any and all matters which might contribute to an expeditious disposition of these consolidated proceedings.

(E) Pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act and the Commission's rules of practice and procedure, a hearing will be held on a date to be fixed by the presiding examiner in accordance with paragraph (D) above, 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 applications.

(F) Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D.C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before April 17, 1964. Protestants and Petitioners shall state with particularity the dockets in which they claim to have an interest.

By the Commission.[1]

[SEAL] JOSEPH H. GUTRIDE, *Secretary.*

Docket Nos.	Applicant	Field and location	Purchaser	Proposed initial price cents per Mcf 14.65 Psia	Rate schedule and contract date	Comments
G-18077	H. L. Hawkins and H. L. Hawkins, Jr. (Operator), et al.	Lockridge Field, Brazoria County	Florida Gas Transmission Co.	17.5	9 (1-30-59)	(2).
G-18175	W. S. Kilroy (Operator), et al	Palacios Field, Matagorda County	do	17.5	1 (1-22-59)	(2).
G-18481	John A. Newman (Operator), et al	Lockridge Field, Brazoria County	do	17.5	1 (12-10-58)	(2).
G-18805	Shell Oil Co	East Bay Field, Galveston County	do	18.0	209 (4-15-59)	(2).
G-18857	Callery Properties, Inc	Palacios Field, Matagorda County	do	17.5	1 (1-14-59)	(2).
G-19308	Gregory J. Gallagher	do	do	17.5	1 (2-2-59)	(2).
G-19964	The Sparta Oil Co	League City West Field, Galveston County.	do	18.0	3 (9-10-59)	(2).
G-20155	Skelly Oil Co	Pheasant Field, Matagorda County	do	17.5	158 (8-1-59)	(2).
G-20359	The Superior Oil Co	do	do	17.5	99 (8-1-59)	(2).
G-20385	Gregory J. Gallagher	Palacios Field, Matagorda County	do	17.5	2 (9-15-59)	(2).
G-18384	Socony Mobil Oil Co., Inc	do	do	17.5	263 (2-18-59)	(2).
CI63-1445	Pan American Petroleum Corp	do	do	17.5	358 (2-12-63)	(1).
CI62-1220	H. B. Lively	Columbus Field, Colorado County	Tennessee Gas Transmission Co.	15.95016	3 (1-31-51)	Ratification 4-10-62.[3]
CI60-459	The Atlantic Refining Co	Englehart Field, Colorado County	do	16.16947	215 (3-16-60)	(2).
CI60-343	Robert Mosbacher	do	do	16.16947	17 (1-30-60)	(2).
CI60-434	North Central Oil Corp	North Blessing Area, Matagorda County.	do	16.16947	3 (3-15-60)	(2).
CI60-495	Woods Exploration and Producing Co.	East Bernard Field, Wharton County	do	16.16947	2 (4-18-60)	(2).
CI60-496	C. W. Coffey and North Central Oil Corp.	Blessing Area, Matagorda County	do	16.16947	4 (3-28-60)	(2).
CI60-642	Ben H. Schnapp	Petkas Field, Chambers County	do	16.16947	1 (4-6-60)	(2).
CI63-584	The Superior Oil Co	Oliver Field, Brazoria County	Florida Gas Transmission Co.	17.5	109 (9-20-62)	(2).
CI63-1057	Humble Oil & Refining Co	Quicksand Creek Field, Newton County.	Trunkline Gas Co	17.0	325 (6-21-60)	Ratification 1-21-63.[4]
CI63-1134	Tidewater Oil Co	do	do	17.0	125 (6-21-60)	Ratification 1-30-63.[4]
CI60-497	Marathon Oil Co	Palacios Field, Matagorda	Florida Gas Transmission Co.	18.0	80 (1-25-60)	(2).
CI60-497	do	do	do	18.0	81 (2-18-59)	(2).
CI60-541	Stewart & Gouger Drilling Co	Northern Ranch Field, Matagorda County.	do	17.5	3 (1-13-60)	(2).
CI60-610	Kirby Petroleum Co	South Hamman Field, Matagorda County.	do	17.5	12 (3-22-60)	(2).
CI61-468	Oil Reserves Corp	Quicksand Creek Field, Newton County.	Trunkline Gas Co	17.0	2 (6-21-60)	(2).
CI61-1688	George R. Brown	Pheasant Field, Matagorda County	Florida Gas Transmission Co.	17.5	10 (1-12-61)	(2).
CI62-1152	A. F. Childers, Jr	Jones Creek Field, Wharton County	do	17.5	1 (1-17-62)	(2).
CI63-672	Skelly Oil Co	East Bay City Field, Matagorda County.	Natural Gas Pipeline Co. of America.	18.0	181 (10-16-62)	(2).
CI60-348	Sun Oil Co	Sarah White Field, Galveston County	Trunkline Gas Co	20.0	120 (3-3-60)	(2).
CI60-478	Kilroy Properties, Inc	Arcadia Field, Galveston County	do	20.0	4 (9-16-58)	Ratification 3-15-60.
CI61-1682	Placid Oil Co. (Operator), et al	Alta Loma Area, Galveston County	Natural Gas Pipeline Co. of America.	20.0	33 (12-15-60)	(5).
CI64-677	Humble Oil & Refining Co	Pledger Miocene, Brazoria County	do	17.0	342 (10-1-63)	(2).
CI61-1221	H. L. Hunt (Operator), et al	Alvin City, Brazoria County	do	20.0	34 (12-15-60)	(4).
CI61-1282	do	Alta Loma, Galveston County	do	20.0	35 (12-15-60)	(4).
CI61-1283	Hassie Hunt Trust (Operator), et al	do	do	20.0	28 (12-15-60)	(4).
CI61-1343	Caroline Hunt Sands	Chenango, Brazoria County	do	20.0	9 (5-15-59)	Ratification 2-15-61.[5]

See footnotes at end of table.

[1] Commissioners Ross and Black concurring stated that had the majority decided Docket Nos. CI61-1221, CI61-1282, CI61-1283, CI61-1343, CI61-1344, CI61-1345, and CI61-1346 in the Hassie Hunt proceeding (Opinion Nos. 412 and 412-A) at the time they were originally heard, it would be unnecesary to retry these applications anew in this case. Since it did not, despite the dissents in that case, there is no other alternative than to proceed as set forth herein.

Docket Nos.	Applicant	Field and location	Purchaser	Proposed initial price cents per Mcf 14.65 Psia	Rate schedule and contract date	Comments
CI61-1344	Caroline Hunt Trust Estate	Chenanga, Brazoria County	Natural Gas Pipeline Co. of America	20.0	4 (5-15-59)	Ratification 2-15-61.[4]
CI61-1345	Lamar Hunt Trust Estate	do	do	20.0	11 (5-15-59)	Ratification 2-15-61.[3]
CI61-1346	N. B. Hunt	do	do	20.00	12 (5-15-59)	Ratification 2-15-61.[3]

[1] Initial price is subject to the condition that the seller will refund any amounts collected in excess of 16.0 cents per Mcf (plus interest), which may be determined to be in excess of the price required by the public convenience and necessity.
[2] Temporary certificate issued without condition.
[3] The price is subject to the condition that H. B. Lively will refund any amounts (plus interest) in excess of the amount computed at the rate determined to be required by the public convenience and necessity in Docket No. CI62-1220.
[4] The price is subject to the condition that the total initial price shall not exceed 18 cents per Mcf at 14.65 psia, with such rate to be effective for the duration of the temporary authorization and until a different prospective rate is established.
[5] The price is subject to the condition that the total initial price shall not exceed 18 cents per Mcf at 14.65 psia.

[F.R. Doc. 64-3390; Filed, Apr. 8, 1964; 8:45 a.m.]

[Docket Nos. G-19656, RI60-364 [1]]

BATEX, INC., ET AL.

Order Accepting Offer of Settlement, Requiring Refunds, and Terminating Proceedings

APRIL 3, 1964.

On August 21, 1963, Batex, Inc. (Batex) filed an Offer of Settlement [2] relating to its jurisdictional sales of natural gas under its FPC Gas Rate Schedule No. 1 to Tennessee Gas Transmission Company (Tennessee) from Rincon Field, Starr County, Texas (Railroad Commission District No. 4).[3] Batex's FPC Gas Rate Schedule No. 1 is involved in the above-designated [3] rate suspension proceedings.

The following table sets forth the data pertinent to the suspension proceedings involved herein.

Docket No.	Rate schedule No.	Supplement No.	Effective rate	Date effective subject to refund
G-19656	1	4	15.09520	4-15-60
RI60-364	1	5	17.24347	12-14-60

In its Offer of Settlement Batex proposes a settlement rate at the applicable area increased rate level of 14.0 cents per Mcf, and agrees to refund, with interest at 7 percent, all amounts collected in excess of such settlement rate. As of May 1, 1963, refunds would approximate $2,400 exclusive of interest. No objections to the proposed settlement have been received from any interested party.

Since the proposed settlement rate of 14.0 cents per Mcf is acceptable under the provisions of the Commission's Statement of General Policy No. 61-1,[4] as amended, for the jurisdictional sales of natural gas from Railroad Commission District No. 4, it is believed that the public interest will be best served by accepting Batex's proposed settlement offer.

The Commission finds: The proposed settlement on the basis described herein, as more fully set forth in the Offer of Settlement filed by Batex on August 21, 1963, is in the public interest and is appropriate to carry out the provisions of the Natural Gas Act and should be approved by the Commission and made effective as hereinafter ordered.

The Commission orders:

(A) The proposed Offer of Settlement filed by Batex with the Commission on August 21, 1963 is hereby approved in accordance with the provisions of this order.

(B) Within 30 days from the issuance of this order, Batex shall refund to Tennessee all amounts collected in the above-designated proceedings in excess of the settlement rate prescribed herein, together with simple interest at the rate of 7 percent per annum computed to the date of refund. Batex shall bear all costs incidental to the making of such refunds.

(C) Within 45 days from the date of issuance of this order, Batex shall report to the Commission in writing the details of its calculations resulting in refunds ordered pursuant to paragraph (B) above, together with a copy of a release from Tennessee.

(D) Upon full compliance by Batex with the terms and provisions of this order, the section 4(e) proceedings in Docket Nos. G-19656 and RI60-364 shall be deemed terminated, and severed from Docket Nos. AR61-2, et al.

By the Commission.

[SEAL] JOSEPH H. GUTRIDE, *Secretary.*

[F.R. Doc. 64-3462; Filed, Apr. 8, 1964; 8:46 a.m.]

[1] Both proceedings are consolidated with the Area Rate Proceedings in Docket Nos. AR64-2, et al.
[2] Although Batex filed this offer in the certificate docket, Docket No. CI63-1501, wherein it obtained authorization to make the sales involved here, the proposed settlement has been construed to be applicable to the instant rate proceedings.
[3] Pursuant to the Commission's order issued February 25, 1964 in Docket No. CI63-1501 permission was granted for abandonment by Batex of the subject sale, and Batex's FPC Gas Rate Schedule No. 1 was cancelled.
[4] Issued September 28, 1960, 24 FPC 818 (18 CFR, Ch. I, Part 2, § 2.56).

[Docket No. RP64-9]

CITIES SERVICE GAS CO.

Notice of Proposed Changes in Rates and Charges

APRIL 2, 1964.

Take notice that on March 16, 1964, Cities Service Gas Company (Cities Service) tendered for filing proposed changes in its FPC Gas Tariff, Second Revised Volume No. 1 and Original Volume No. 2, to become effective as of April 23, 1964. The proposed changes reflect decreases in rates and charges in Rate Schedules F-1, F-2, C-1, C-2, I-1, I-2, P, and X-5, which are contained in the following tariff sheets: Substitute Eighth Revised Sheets Nos. 4, 5, 7, 8, 10 and 19, Substitute Ninth Revised Sheet No. 12, Substitute Tenth Revised Sheet No. 14, and Substitute Eleventh Revised Sheet No. 16, all of Second Revised Volume No. 1, and Substitute Eighth Revised Sheet No. 27 of Original Volume No. 2. The tariff sheets just designated are substitutes for sheets of the same numerical designation which were tendered for filing on October 21, 1963, and suspend until April 23, 1964, by order issued November 22, 1963. Cities Service has tendered the substitute sheets subject to the same conditions which obtain to the sheets which were tendered for filing on October 21, 1963, and which are now under suspension.

The annual decrease in revenues under the proposed substitute sheets is $510,000, based upon sales volumes during the 12 month period ended June 30, 1963, reflecting the recent reduction in the Federal income tax rate from 52 percent to 50 percent.

Copies of the proposed change have been served by Cities Service on all customers and the appropriate state commissions. Comments may be filed with the Commission on or before April 15, 1964.

JOSEPH H. GUTRIDE, *Secretary.*

[F.R. Doc. 64-3465; Filed, Apr. 8, 1964; 8:46 a.m.]

[Docket Nos. RI64-664, etc.]

CHAMBERS & KENNEDY ET AL.

Order Providing for Hearing on and Suspension of Proposed Changes in Rates, and Allowing Rate Changes To Become Effective Subject to Refund [1]

APRIL 2, 1964.

The Respondents named herein have filed proposed changes in rates and charges of currently effective rate sched-

[1] Does not consolidate for hearing or dispose of the several matters herein.

ules for sales of natural gas under Commission jurisdiction, as set forth in Appendix A hereof.

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

The Commission finds: It is in the public interest and consistent with the Natural Gas Act that the Commission enter upon hearings regarding the lawfulness of the proposed changes, and that the supplements herein be suspended and their use be deferred as ordered below.

The Commission orders:

(A) Under the Natural Gas Act, particularly sections 4 and 15, the regulations pertaining thereto (18 CFR Ch. I), and the Commission's rules of practice and procedure, public hearings shall be held concerning the lawfulness of the proposed changes.

(B) Pending hearings and decisions thereon, the rate supplements herein are suspended and their use deferred until date shown in the "Date Suspended Until" column, and thereafter until made effective as prescribed by the Natural Gas Act: *Provided, however,* That the supplements to the rate schedules filed by Respondents, as set forth herein, shall become effective subject to refund on the date and in the manner herein prescribed if within 20 days from the date of the issuance of this order Respondents shall each execute and file under its above-designated docket number with the Secretary of the Commission its agreement and undertaking to comply with the refunding and reporting procedure required by the Natural Gas Act and § 154.-102 of the regulations thereunder, accompanied by a certificate showing service of copies thereof upon all purchasers under the rate schedule involved. Unless Respondents are advised to the contrary within 15 days after the filing of their respective agreements and undertakings, such agreements and undertakings shall be deemed to have been accepted.

(C) Until otherwise ordered by the Commission, neither the suspended supplements, nor the rate schedules sought to be altered, shall be changed until disposition of these proceedings or expiration of the suspension period.

(D) Notices of intervention or petitions to intervene may be filed with the Federal Power Commission, Washington, D.C., 20426, in accordance with the rules of practice and procedure (18 CFR 1.8 and 1.37(f)) on or before May 20, 1964.

By the Commission.[2]

[SEAL] JOSEPH H. GUTRIDE, *Secretary.*

Docket No.	Respondent	Rate schedule No.	Supplement No.	Purchaser and producing area	Amount of annual increase	Date filing tendered	Effective date unless suspended	Date suspended until—	Cents per Mcf		Rate in effect subject to refund in docket Nos.
									Rate in effect	Proposed increased rate	
RI64-664...	Chambers & Kennedy, 607 Midland National Bank Bldg., Midland, Tex.	2	2	West Texas Gathering Co. (Kermit and South Kermit Fields, Winkler County, Tex.) (R.R. District No. 8) (Permian Basin Area).	$1,586	3-5-64	[3] 4-5-64	[6] 4-6-64	16.0	[3] [4] 17.0	
RI64-665...	M. D. Abel, et al., d/b/a Abel & Bancroft, P.O. Box 865, Midland, Tex.	12	4	El Paso Natural Gas Co. (Ignacio Blanco Field, LaPlata County, Colo).	8,141	3-11-64	[7] 4-11-64	[6] 4-12-64	[9] 13.0	[3] [8] [9] 14.0	

[2] The stated effective date is the first day after expiration of the required statutory notice.
[3] Periodic rate increase.
[4] Pressure base is 14.65 psia.
[5] Subject to adjustment for the quality (sulphur content) of the gas as a result of Commission action with respect to such factors in the pending rulemaking proceedings in Docket No. R-200.
[6] The suspension period is limited to 1 day.
[7] The stated effective date is the effective date requested by Respondent.
[8] Pressure base is 15.025 psia.
[9] Includes 1.0 cents per Mcf minimum guarantee for liquids.

Chambers & Kennedy request a retroactive effective date of June 1, 1963, for their 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 Chambers & Kennedy's rate filing and such request is denied.

With respect to the proposed rate filing of Chambers & Kennedy, the gas is sold under a conditioned temporary certificate at an initial rate of 16.0 cents per Mcf subject to adjustment for the quality (sulphur content) of the gas as a result of Commission action with respect to such factor in the pending rule making proceedings in Docket No. R-200. Since the temporary certificate contained Condition (2) (which proscribed the changing of the initial rate during the period of temporary authorization), the original notice of change for the periodic increase filed on May 24, 1963, was rejected. On August 19, 1963, the producer involved filed a petition for waiver of Condition (2) and on February 14, 1964, the Commission granted waiver. Chambers & Kennedy in its notice of change agree that the proposed rate shall be subject to downward adjustment for quality as a result of any action taken in Docket No. R-200. The proposed increased rate exceeds the applicable area price level for increased rates for the Permian Basin Area as set forth in the Commission's Statement of General Policy No. 61-1, as amended. In view of the delays engendered by the foregoing events, it is believed that the suspension period should be limited to one day from April 5, 1964, the date of expiration of the required statutory notice.

M. D. Abel, et al., d/b/a Abel & Bancroft (Abel), did not include in its rate the contractually provided for 1.0 cent per Mcf minimum guarantee for liquids. The addition of this minimum guarantee of 1.0 cent per Mcf to the base rate plus the periodic increase results in a total rate in excess of the 13.0 cents per Mcf (at 15.025 psia) area ceiling for increased rates in Colorado.

The contract related to Abel's rate filing was executed subsequent to September 28, 1960, the date of issuance of the Commission's Statement of General Policy No. 61-1, as amended (18 CFR Ch. I, Part 2, § 2.56), and the proposed rate is above the applicable area ceiling for increased rates but below the initial service ceiling for the area involved. We believe, in this situation, that Abel's rate filing should be suspended for one day from April 11, 1964, the requested effective date.

[F.R. Doc. 64-3464; Filed, Apr. 8, 1964; 8:46 a.m.]

[Docket No. RI64-663]

DIXON MANAGEMENT CORP., ET AL.

Order Providing for Hearing on and Suspension of Proposed Change in Rate, and Allowing Rate Change To Become Effective Subject to Refund

APRIL 2, 1964.

Respondent named herein has filed a proposed change in rate and charge of a currently effective rate schedule for the sale of natural gas under Commission jurisdiction, as set forth in Appendix A hereof.

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

The Commission finds: It is in the public interest and consistent with the Natural Gas Act that the Commission enter upon a hearing regarding the lawfulness of the proposed change, and that the supplement herein be suspended and its use be deferred as ordered below.

The Commission orders:

(A) Under the Natural Gas Act, particularly sections 4 and 15, the regula-

[2] Commissioner Woodward not participating in the suspension of the filing in Docket No. RI64-665, M. D. Abel, et al., d/b/a Abel & Bancroft.

tions pertaining thereto (18 CFR Ch. I), and the Commission's rules of practice and procedure, a public hearing shall be held concerning the lawfulness of the proposed change.

(B) Pending hearing and decision thereon, the rate supplement herein is suspended and its use deferred until date shown in the "Date Suspended Until" column, and thereafter until made effective as prescribed by the Natural Gas Act: *Provided, however,* That the supplement to the rate schedule filed by Respondent shall become effective subject to refund on the date and in the manner herein prescribed if within 20 days from the date of the issuance of this order respondent shall execute and file under its above-designated docket number with the Secretary of the Commission its agreement and undertaking to comply with the refunding and reporting procedure required by the Natural Gas Act and § 154.102 of the regulations thereunder, accompanied by a certificate showing service of a copy thereof upon the purchaser under the rate schedule involved. Unless Respondent is advised to the contrary within 15 days after the filing of its agreement and undertaking, such agreement and undertaking shall be deemed to have been accepted.

(C) Until otherwise ordered by the Commission, neither the suspended supplement, nor the rate schedule sought to be altered, shall be changed until disposition of this proceeding or expiration of the suspension period.

(D) Notices of intervention or petitions to intervene may be filed with the Federal Power Commission, Washington, D.C., 20426, in accordance with the rules of practice and procedure (18 CFR 1.8 and 1.37(f)) on or before May 20, 1964.

By the Commission.

[SEAL] JOSEPH H. GUTRIDE, *Secretary.*

Docket No.	Respondent	Rate schedule No.	Supplement No.	Purchaser and producing area	Amount of annual increase	Date filing tendered	Effective date unless suspended	Date suspended until—	Cents per Mcf		Rate in effect subject to refund in docket Nos.
									Rate in effect	Proposed increased rate	
RI64-663...	Dixon Management Corp. (Operator), et al., 1838 Bank of the Southwest Bldg., Houston, Tex., 77002, Attn: Mr. Allan Hardy.	2	5	Union Texas Petroleum, a division of Allied Chemical Corp. (North Port Neches Field, Orange County, Tex.) (R.R. District No. 3).[7]	$13,174	3-5-64	[2] 4-5-64	[3] 4-6-64	[6] 11.10560	[4][6] 12.11520	

[2] The stated effective date is the first day after expiration of the required statutory notice.
[3] Suspension period is limited to 1 day.
[4] Periodic rate increase.
[5] Pressure base is 14.65 psia.
[6] Rate is subject to downward Btu adjustment.
[7] Union Texas Petroleum's FPC Gas Rate Schedule No. 66, which covers sales of subject gas to Texas Eastern Transmission Corp., is under suspension proceedings in Docket Nos. RI62-250, RI62-166, and RI61-236.

Dixon Management Corporation (Operator), et al. (Dixon) request that their proposed rate increase be allowed to become effective as of the date of filing (March 5, 1964). 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 Dixon's proposed rate filing and such request is denied.

Union Texas Petroleum, a Division of Allied Chemical Corporation (Union Texas) gathers and processes the subject gas and resells the residue gas to Texas Eastern Transmission Corporation under its FPC Gas Rate Schedule No. 66 at a rate of 14.5975 cents per Mcf which is in effect subject to refund in Docket No. RI62-250 (also subject to the rate proceedings in Docket Nos. RI62-126 and RI61-236). Union Texas was contractually entitled to 0.2 cent per Mcf periodic increases on November 1, 1962 and 1963, but did not file for such increases. While Dixon's proposed increased rate is below the applicable area increased ceiling rate of 14.0 cents per Mcf as set forth in the Commission's Statement of General Policy No. 61-1, as amended (18 CFR Ch. I, Part 2, § 2.56) it is suspended because acceptance thereof would tend to justify the rates presently suspended or which may be filed under Union Texas' rate schedule. In addition, Dixon's proposed rate may be considered to be in excess of the area ceiling rate for pipeline quality gas since the area ceiling applies to the sale of gas by Union Texas after gathering. Under the above circumstances, we believe that Dixon's rate filing should be suspended for one day from April 5, 1964, the date of expiration of the required statutory notice.

[F.R. Doc. 64-3466; Filed, Apr. 8, 1964; 8:46 a.m.]

[Docket Nos. CP63-12, CP63-13]

MISSISSIPPI RIVER TRANSMISSION CORP., AND MISSISSIPPI RIVER FUEL CORP.

Notice of Further Postponement of Hearing

APRIL 3, 1964.

Mississippi River Transmission Corporation, Docket No. CP63-12; Mississippi River Fuel Corporation, Docket No. CP63-13.

Upon consideration of the request filed on April 1, 1964 by Mississippi River Fuel Corporation and Mississippi River Transmission Corporation for continuance of the hearing now scheduled to convene at 10:00 a.m., April 7, 1964;

Notice is hereby given that said hearing is postponed to 10:00 a.m., April 22, 1964.

By direction of the Commission.

JOSEPH H. GUTRIDE, *Secretary.*

[F.R. Doc. 64-3468; Filed, Apr. 8, 1964; 8:46 a.m.]

[Docket No. CP64-134]

EL PASO NATURAL GAS CO.

Notice of Application To Amend

APRIL 3, 1964.

Take notice that on March 3, 1964, El Paso Natural Gas Company (El Paso), P.O. Box 1492, El Paso, Texas, 79999, filed in Docket No. CP64-134, an application to amend an order of the Commission issued February 18, 1964, in Docket No. CP64-134, granting a certificate of public convenience and necessity authorizing among other things the installation and operation of one (1) 330 Hp compressor unit at its Tunstill Compressor Station. El Paso now seeks authorization to install and operate a 495 Hp compressor unit in lieu of the 330 Hp unit authorized, all as more fully set forth in the application to amend on file with the Commission, and open to public inspection.

The application reflects that El Paso has determined that a suitable 330 Hp compressor unit is not available, and that the nearest rating which can be obtained is a 495 Hp unit, which can be installed within the total estimated out-of-pocket project cost of $1,318,500.

Protests, petitions to intervene or requests for hearing in this proceeding may be filed with the Federal Power Commission, Washington, D.C., 20426, in accordance with the rules of practice and procedure (19 CFR 1.18 or 1.10) on or before April 27, 1964.

JOSEPH H. GUTRIDE, *Secretary.*

[F.R. Doc. 64-3467; Filed, Apr. 8, 1964; 8:46 a.m.]

[Docket No. RI63-192]

TENNECO CORP.

Order Severing and Terminating Proceeding

APRIL 3, 1964.

On Octobr 19, 1962, Tenneco Corporation (Tenneco) tendered for filing a notice of change in its FPC Gas Rate Schedule No. 8, involving the jurisdictional sale of natural gas to United Gas Pipe Line Company from the Mustang Island Area, Nueces and San Patricio Counties, Texas (Railroad Commission District No. 4). The proposed increased rate of 17.74782 cents per Mcf at 14.65 psia, designated as Supplement No. 1 to Tenneco's FPC Gas Rate Schedule No. 8, was suspended by order issued Novem-

ber 16, 1962, in Docket No. RI63–192[1] until April 19, 1963, and thereafter until made effective in the manner prescribed by the Natural Gas Act. The proposed increased rate has not been made effective subject to refund.

On August 2, 1963, the Commission issued an order, in Tenneco Corporation, Docket No. G–19983, accepting an offer of settlement filed by Tenneco on March 6, 1963. By the terms of the order, a settlement rate of 14.6 cents per Mcf at 14.65 psia was established under Tenneco's FPC Gas Rate Schedule No. 8 effective as of August 2, 1963, and Tenneco was required to make refunds of any amounts collected subject to refund in excess of the settlement rate. In compliance with the order, Tenneco filed a notice of change, designated as Supplement No. 2 to its FPC Gas Rate Schedule No. 8, providing for the 14.6 cents per Mcf settlement rate and also made the necessary refunds. In view thereof, the proceeding in Docket No. RI63–192 has become moot.

The Commission finds: It is necessary and proper in carrying out the provisions of the Natural Gas Act and the Regulations thereunder to sever the proceeding in Docket No. RI63–192 from the area rate proceeding in Docket Nos. AR64–2, et al., and to terminate the proceeding in Docket No. RI63–192.

The Commission orders: The proceeding in Docket No. RI63–192 is hereby severed from the area rate proceeding in Docket Nos. AR64–2, et al., and Docket No. RI63–192 is hereby terminated.

By the Commission.

[SEAL] JOSEPH H. GUTRIDE, *Secretary.*

[F.R. Doc. 64–3469; Filed, Apr. 8, 1964; 8:46 a.m.]

SECURITIES AND EXCHANGE COMMISSION

[File No. 70–4199]

MICHIGAN CONSOLIDATED GAS CO. AND AMERICAN NATURAL GAS CO.

Proposed Issuance and Sale of First Mortgage Bonds at Competitive Bidding, Issuance and Sale of Common Stock to Holding Company, and Charter Amendment

APRIL 3, 1964.

Notice is hereby given that American Natural Gas Company ("American Natural") 30 Rockefeller Plaza, New York, New York, 10020, a registered holding company, and Michigan Consolidated Gas Company "Michigan Consolidated"), a public-utility subsidiary company of American Natural, have filed a joint application-declaration with this Commission pursuant to the Public Utility Holding Company Act of 1935 ("Act"), designating sections 6(b), 9, 10, and 12 (f) of the Act and Rules 43 and 50 promulgated thereunder as applicable to the proposed transactions. All interested persons are referred to the joint application-declaration, on file at the office of the Commission, for a statement of the transactions therein proposed which are summarized below.

Michigan Consolidated proposes to issue and sell to American Natural, its sole common stockholder, 500,000 additional shares of common stock, $14 par value, and American Natural proposes to acquire these shares for cash at par, or for a total consideration of $7,000,000. In connection therewith, Michigan Consolidated proposes to amend its Articles of Incorporation pursuant to Michigan law so as to increase its authorized capital stock from 8,480,000 shares to 8,980,000 shares. Upon such issuance and sale, Michigan Consolidated will have outstanding 8,980,000 shares of common stock of an aggregate par value of $125,720,000.

Michigan Consolidated also proposes to issue and sell, subject to the competitive bidding requirements of Rule 50 under the Act, $30,000,000 principal amount of First Mortgage Bonds, __-percent Series due 1989. The interest rate on the new bonds (which will be a multiple of ⅛ of 1 percent) and the price, exclusive of accrued interest, to be paid to Michigan Consolidated (which will be not less than 100 percent nor more than 102¾ percent of the principal amount thereof) will be determined by competitive bidding. The bonds will be issued under an Indenture of Mortgage and Deed of Trust dated as of March 1, 1944, between Michigan Consolidated and First National City Bank, New York, N.Y., Trustee, as heretofore supplemented and as to be further supplemented by a Fourteenth Supplemental Indenture to be dated as of May 15, 1964.

The proceeds from the sale of the new bonds and common stock are to be used to retire any of Michigan Consolidated's then outstanding short-term notes payable to banks, which were issued for construction purposes and which aggregated $13,500,000 on December 31, 1963, and to finance, in part, its construction program for 1964, the cost of which is estimated at $54,781,000.

Expenses in connection with the proposed issuance and sale of common stock are estimated at $19,000, including Federal original issue tax of $7,000, State commission fees of $10,500, and counsel fees of $1,000. Expenses incident to the issuance and sale of the new bonds are estimated at $144,000, including Federal original issue tax of $33,000, this Commission's registration fee of $3,090, State commission fees of $30,000, counsel fees of $24,000, accounting fee of $5,500, Trustee's fees and expenses of $12,500, printing costs of $26,000, and mortgage recording and title expense of $5,500. The fee of counsel for the purchasers of the new bonds is estimated at $11,000 and is to be paid by the successful bidders.

The proposal to amend the charter and the proposed issuance and sale of the new bonds and common stock are subject to the jurisdiction of the Michigan Public Service Commission, the State commission of the State in which Michigan Consolidated is organized and doing business. Michigan Consolidated has filed an application with said State commission requesting the requisite authorization. The filing states that no other State commission and no Federal commission, other than this Commission, has jurisdiction over the proposed transactions.

Notice is further given that any interested person may, not later than May 4, 1964, request in writing that a hearing be held on such matter, stating the nature of his interest, the reasons for such request, and the issues of fact or law raised by said joint application-declaration which he desires to controvert; or he may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C., 20549. A copy of such request should be served personally or by mail (air mail if the person being served is located more than 500 miles from the point of mailing) upon the applicants-declarants at the above-stated address, and proof of service (by affidavit or, in case of an attorney at law, by certificate) should be filed contemporaneously with the request. At any time after said date, the joint application-declaration, as filed or as it may be amended, may be granted and permitted to become effective as provided in Rule 23 of the General Rules and Regulations promulgated under the Act, or the Commission may grant exemption from such rules as provided in Rules 20(a) and 100 thereof or take such other action as it may deem appropriate.

For the Commission (pursuant to delegated authority).

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

[F.R. Doc. 64–3461; Filed, Apr. 8, 1964; 8:45 a.m.]

INTERSTATE COMMERCE COMMISSION

FOURTH SECTION APPLICATIONS FOR RELIEF

APRIL 6, 1964.

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. 38944: *Soybeans from and to points in Kansas and Missouri.* Filed by Western Trunk Line Committee, agent (No. A–2356), for interested rail carriers. Rates on soybeans, in carloads, between points in Kansas; also between points in Kansas, on the one hand, and Kansas-City, Mo.-Kans., and St. Joseph, Mo., on the other.

Grounds for relief: Motortruck competition.

[1] The proceeding in Docket No. RI63–192 was consolidated with the Texas Gulf Coast area rate proceeding, Docket Nos. AR64–2, et al., by order issued November 27, 1963.

FSA No. 38945: *Commodity rates—Sea-Land Service, Inc.* Filed by Sea-Land Service, Inc. (No. 54), for itself and interested carriers. Rates on sodium acetate, in trailerloads, moving in part over the highways and in part via water in containerships in intercoastal service, from Buffalo, N.Y., to Los Angeles and San Francisco, Calif., also Portland, Oreg.

Grounds for relief: All-rail competition.

Tariff: Supplement 48 to Sea-Land Service, Inc., tariff I.C.C. 14.

By the Commission.

[SEAL] HAROLD D. McCOY, *Secretary.*

[F.R. Doc. 64-3482; Filed, Apr. 8, 1964; 8:47 a.m.]

[Notice 964]

MOTOR CARRIER TRANSFER PROCEEDINGS

APRIL 6, 1964.

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

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

No. MC-FC 66553. By order of April 1, 1964, the Transfer Board approved the transfer to Richard D. Ezell and Larry D. Goerke, a partnership doing business as R. and L. Truck Lines, Stanberry, Mo., of certificate in No. MC 54291 issued March 25, 1952, to Bert Dalrymple, doing business as Dalrymple Truck Line, Stanberry, Mo., authorizing the transportation of general commodities, excluding household goods and commodities in bulk, over regular routes, between St. Joseph, Mo., and Stanberry, Mo., with no service authorized to or from intermediate points; and livestock, over regular routes, from Stanberry, Mo., to Kansas City, Kans., with service authorized to and from the intermediate and off-route points of Kansas City, Mo., and those within 10 miles of Stanberry. Robert L. Ross, Albany, Mo., attorney for applicants.

No. MC-FC 66645. By order of April 3, 1964, the Transfer Board approved the transfer to Riteway Transport, Inc., Phoenix 4, Ariz., of certificate in No. MC 98289 (Sub-No. 1), issued April 3, 1961, to Marshall E. Nauman, doing business as Riteway Transport, Phoenix, Ariz., authorizing the transportation of machinery, equipment, materials, and supplies used in, or in connection with the discovery, development, production, refining, manufacture, processing, storage, transmission, and distribution of natural gas and petroleum and their products and byproducts, and the construction, operation, repair, servicing, maintenance, and dismantling of pipelines, including the stringing and picking up thereof, and heavy or bulky articles that require use of special equipment, and household goods as defined by the Commission, over irregular routes between points in McKinley, San Juan, and Valencia Counties, N. Mex., on the one hand, and, on the other, Durango, Colo., and points in Colorado within 100 miles thereof, Lupton, Ariz., and points in Arizona within 200 miles thereof, and Monticello, Utah, and points in Utah within 100 miles thereof; and general commodities, including household goods and commodities in bulk, between points in McKinley, San Juan, and Valencia Counties, N. Mex., other than between points both of which are served by rail lines or both of which are served by regular route motor common carriers. Emmett R. Feighner, 525 Greater Arizona Savings Building, Phoenix 4, Ariz., attorney for applicants.

No. MC-FC 66751. By order of April 1, 1964, the Transfer Board approved the transfer to the Connecticut Bus Co., a corporation, New Haven, Conn., of the operating rights in Certificate No. MC 78374, issued June 27, 1962, to the Connecticut Co., a corporation, New Haven, Conn., authorizing the transportation, over irregular routes, of: Passengers and their baggage, restricted to traffic originating in the territory indicated, in charter operations, from points in Connecticut (except points in New London County), to points in New York, New Jersey, Pennsylvania, Massachusetts, Rhode Island, Vermont, New Hampshire, Maine, Delaware, Maryland, Virginia, and the District of Columbia, and return. Francis F. McGuire, 68 Federal St., New London, Conn., attorney for applicants.

[SEAL] HAROLD D. McCOY, *Secretary.*

[F.R. Doc. 64-3483; Filed, Apr. 8, 1964; 8:47 a.m.]

[Notice 964-A]

MOTOR CARRIER TRANSFER PROCEEDINGS

APRIL 6, 1964.

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

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

No. MC-FC 66327. By order of April 3, 1964, the Transfer Board, on reconsideration, approved the transfer to Budig Trucking Co., a corporation, Cincinnati, Ohio, of the operating rights in certificates in Nos. MC 30191 (Sub-No. 3) and MC 30191 (Sub-No. 4), issued July 27, 1942 and January 17, 1944, respectively, to Charles D. Pratt, doing business as Service Express, Vevay, Ind., authorizing the transportation, over irregular routes of: General commodities, excluding household goods, commodities in bulk, and other specified commodities, between specified points in Indiana and Ohio. Robert W. Loser, 409 Chamber of Commerce Building, Indianapolis, Ind., 46204, attorney for applicants.

[SEAL] HAROLD D. McCOY, *Secretary.*

[F.R. Doc. 64-3484; Filed, Apr. 8, 1964; 8:47 a.m.]

[Rev. S.O. 562; Taylor's I.C.C. Order 171]

MISSOURI-KANSAS-TEXAS RAILROAD CO.

Rerouting of Traffic

In the opinion of Charles W. Taylor, agent, this Missouri-Kansas-Texas Railroad Co. is unable to transport traffic routed over its line between Parsons, Kans., and Oklahoma City, Okla., because of bridge damage just south of Bartlesville, Okla.

It is ordered, That:

(a) Rerouting traffic. The Missouri-Kansas-Texas Railroad Co., and its connections, being unable to transport traffic in accordance with shippers' routing over its line between Parsons, Kans., and Oklahoma City, Okla., because of bridge damage just south of Bartlesville, Okla., are hereby authorized to divert and reroute such traffic over any available route to expedite the movement regardless of the routing shown on the waybill. The billing covering all such cars rerouted shall carry a reference to this order as authority for the rerouting.

(b) Concurrence of receiving roads to be obtained. The railroad desiring to divert or reroute traffic under this order shall confer with the proper transportation officer of the railroad to which such traffic is to be diverted or rerouted, and shall receive the concurrence of such other railroad before the rerouting or diversion is ordered.

(c) Notification to shippers. Each carrier rerouting cars in accordance with this order shall notify each shipper at the time each car is rerouted or diverted and shall furnish to such shipper the new routing provided under this order.

(d) Inasmuch as the diversion or rerouting of traffic by said agent is deemed to be due to carrier's disability, the rates applicable to traffic diverted or rerouted by said agent shall be the rates which were applicable at the time of shipment on the shipments as originally routed.

(e) In executing the directions of the Commission and of such agent provided for in this order, the common carriers involved shall proceed even though no contracts, agreements, or arrangements now exist between them with reference to the divisions of the rates of transportation applicable to said traffic; divisions shall be, during the time this order remains in force, those voluntarily

agreed upon by and between said carriers; or upon failure of the carriers to so agree, said divisions shall be those hereafter fixed by the Commission in accordance with pertinent authority conferred upon it by the Interstate Commerce Act.

(f) Effective date. This order shall become effective at 5:00 p.m., April 3, 1964.

(g) Expiration date. This order shall expire at 11:59 p.m., April 15, 1964, unless otherwise modified, changed, suspended, or annulled.

It is further ordered, That this order shall be served upon the Association of American Railroads, Car Service Division, as agent of all railroads subscribing to the car service and per diem agreement under the terms of that agreement and by filing it with the Director, Office of the Federal Register.

Issued at Washington, D.C., April 3, 1964.

INTERSTATE COMMERCE COMMISSION,
[SEAL] CHARLES W. TAYLOR,
Agent.

[F.R. Doc. 64-3485; Filed, Apr. 8, 1964; 8:47 a.m.]

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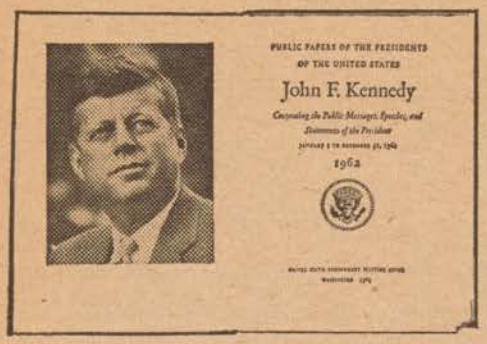

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