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Latest Edition**GUIDE TO RECORD RETENTION REQUIREMENTS****[Revised as of January 1, 1964]**

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Rules and Regulations

Title 7—AGRICULTURE

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

[Lemon Reg. 118, Amdt. 1]

PART 910—LEMONS GROWN IN CALIFORNIA AND ARIZONA

Limitation of Handling

Findings. 1. Pursuant to the marketing agreement, as amended, and Order No. 910, as amended (7 CFR Part 910; 27 F.R. 8346), regulating the handling of lemons grown in California and Arizona, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), and upon the basis of the recommendation and information submitted by the Lemon Administrative Committee, established under the said amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of handling of such lemons as hereinafter provided will tend to effectuate the declared policy of the act.

2. It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this amendment until 30 days after publication hereof in the FEDERAL REGISTER (5 U.S.C. 1001-1011) because the time intervening between the date when information upon which this amendment is based became available and the time when this amendment must become effective in order to effectuate the declared policy of the act is insufficient, and this amendment relieves restriction on the handling of lemons grown in California and Arizona.

Order, as amended. The provisions in paragraph (b)(1)(ii) of § 910.418 (Lemon Regulation 118, 29 F.R. 8395) are hereby amended to read as follows:

§ 910.418 Lemon Regulation 118.

- (b)
(1)
(ii) District 2: 465,000 cartons.

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

Dated: July 9, 1964.

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

[F.R. Doc. 84-6956; Filed, July 13, 1964; 8:47 a.m.]

[Peach Reg. 3]

PART 921—FRESH PEACHES GROWN IN DESIGNATED COUNTIES IN WASHINGTON

Limitation of Shipments

§ 921.303 Peach Regulation 3.

(a) **Findings.** (1) Pursuant to the marketing agreement, and Order No. 921 (7 CFR Part 921), regulating the handling of fresh peaches grown in designated counties in Washington, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), and upon the recommendations of the Washington Fresh Peach Marketing Committee, established under the aforesaid marketing agreement and order, and upon other available information, it is hereby found that the limitation of shipments of fresh peaches, in the manner herein provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this section until 30 days after publication thereof in the FEDERAL REGISTER (5 U.S.C. 1001-1011) in that, as hereinafter set forth, the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient; a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective not later than July 15, 1964. A reasonable determination as to the supply of, and the demand for, peaches must await the development of the crop and adequate information thereon was not available to the Washington Fresh Peach Marketing Committee until July 8, 1964; recommendation as to need for, and the extent of, regulation of shipments of such peaches was made at the meeting of said committee on July 8, 1964, after consideration of all available information relative to the supply and demand conditions for such peaches, at which time the recommendation and supporting information were submitted to the Department; shipments of the current crop of such peaches will begin on or about July 15, 1964, and this section should be applicable, insofar as practicable, to all shipments of such peaches in order to effectuate the declared policy of the act; and compliance with the provisions of this section will not require of handlers any preparation therefor which cannot be completed by the effective time hereof.

(b) **Order.** During the period beginning at 12:01 a.m., P.s.t., July 15, 1964, and ending at 12:01 a.m., P.s.t., Novem-

ber 1, 1964, no handler shall handle any lot of peaches unless such peaches meet the following applicable requirements, or are handled in accordance with subparagraph (5) of this paragraph:

(1) **Minimum grade requirement.** Such peaches shall grade at least Washington No. 1: *Provided*, That peaches of any variety which fail to grade Washington No. 1 only by reason of hail injury, healed open seams, or rough suture growth may be shipped if they grade at least Washington No. 2.

(2) **Uniform firmness requirement.** Such peaches in individual containers shall have a reasonably uniform degree of firmness.

(3) **Minimum size requirements.** Such peaches shall measure at least 2 3/4 inches in diameter: *Provided*, That any lot of peaches shall be deemed to meet such minimum diameter requirement if (i) not more than 10 percent, by count, of the peaches in such lot are smaller than 2 3/4 inches in diameter, or (ii) such peaches are not smaller than a size that will pack 65 peaches in a standard peach box, 72 peaches in a cascade lug box, or 72 peaches in a L.A. lug box, or other containers of a capacity at least equivalent to the L.A. lug box.

(4) **Pack requirements.** Such peaches in loose or jumble packs shall be in containers of a capacity equal to or greater than that of the western lugs (boxes with inside dimensions of 7 inches by 11 1/2 inches by 18 inches) and shall contain not less than 26 pounds net weight of peaches: *Provided*, That such containers of peaches having less than 26 pounds net weight of peaches may be handled if such containers are well filled.

(5) Notwithstanding any other provisions of this section, any individual shipment of peaches which (i) does not, in the aggregate, exceed 150 pounds may be handled without regard to the restrictions specified in this paragraph (grade, size, pack, and container) or in § 921.41 (Assessments) or § 921.55 (Certification), (ii) is in excess of 150 pounds but not in excess of 500 pounds, and is for home use only and not for resale in commercial channels may be handled without regard to the restrictions in § 921.55 (Certification) or the pack and container requirements of this paragraph: *Provided*, That the fruit so shipped meets the grade and size requirements of this paragraph and is subject to § 921.41 (Assessments) and is reported to the committee on forms furnished by the committee in the manner specified therein.

(6) The terms "Washington No. 1," "Washington No. 2," and "hail injury" shall have the same meaning as when used in the Washington State Department of Agriculture Standards for Peaches (1963); the term "loose or jumble pack" shall mean that the peaches are not placed in the container

in rows, cups, compartments, or otherwise are not placed in the container in symmetrical order; the term "standard peach box" shall mean a wooden container with inside dimensions of 4½ to 5 by 11½ by 16 inches; the term "cascade lug box" shall mean a wooden container with inside dimensions of 6 by 11½ by 18 inches; the term "L.A. lug box" shall mean a wooden container with inside dimensions of 5¾ by 13½ by 16½ inches, except that the 1-layer L.A. lug shall have a depth of not less than 3½ inches; the term "diameter" shall mean the greatest distance, measured through the center of the peach at right angles to a line running from the stem to the blossom end; and terms used in the marketing agreement and order shall, when used herein, have the same meaning as is given to the respective term in the marketing agreement and order.

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

Dated: July 13, 1964.

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

[F.R. Doc. 64-7059; Filed, July 13, 1964; 11:23 a.m.]

PART 922—APRICOTS GROWN IN DESIGNATED COUNTIES IN WASHINGTON

Waiver of Inspection and Certification

Pursuant to the Marketing Agreement and Order No. 922, as amended (7 CFR Part 922), regulating the handling of apricots grown in designated counties in Washington, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), the Washington Apricot Marketing Committee, the administrative agency established under said amended marketing agreement and order, has recommended an amendment to the rules and regulations, hereinafter set forth to effectuate the provisions of said amended marketing agreement and order. It is found that the following amendment to the currently effective rules and regulations (7 CFR 922.110 et seq.) is in accordance with the provisions of the amended marketing agreement and order and will tend to effectuate the declared policy of the act and, accordingly, such amendment is hereby approved.

It is further found that it is impracticable, unnecessary, and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date hereof beyond the date of publication in the FEDERAL REGISTER (5 U.S.C. 1001-1011), in that (1) shipments of apricots are now being made and limitation of shipment regulations are currently in effect, (2) all shipments of apricots are subject to inspection and certification requirements under § 922.55 of the amended marketing agreement and this part; and these regulations relieve restrictions with respect to such inspection and certification requirements.

Add, after § 922.110, the following new section.

§ 922.111 Waiver of inspection and certification.

(a) *Application.* Any handler (including a grower-handler packing and handling apricots of his own production), whose packing facilities are located in an area where a Washington State Horticultural Division Inspection Office or Federal-State Inspector is not readily available to perform the required inspection may, prior to shipment, apply to the Committee for a permit authorizing a waiver of inspection. Applications shall be made on forms furnished by the Committee and shall contain such information as the Committee may require including: name and address of applicant, location of packing facility, distance of packing facility from the nearest inspection office, period (by approximate beginning and ending dates) during which applicant expects to ship apricots, estimated quantity of apricots applicant expects to ship to fresh market during such period, manner in which the majority of applicant's fruit will be marketed (i.e., transported by applicant to market, sold at orchard to truckers, etc.), areas or markets to which applicant expects to ship the majority of his apricots. The application shall also contain an agreement by applicant (1) not to ship or handle any apricots unless such apricots meet the grade, size, maturity, container, and all other requirements of the amended marketing agreement and order in effect at time of handling, (2) to report periodically to the Committee on reporting forms furnished by the Committee the following information on each shipment: quantity, variety, grade, minimum size, container, date of shipment, destination, name and address of buyer or receiver, and such other information as the Committee may specify, (3) to pay applicable assessments on each shipment, (4) to have or cause to have each shipment of apricots inspected when such shipment is transported to a market or through a location en route to market where an inspector is available, and (5) to comply with such other safeguards as the Committee may prescribe.

(b) *Issuance of permit.* Whenever the Committee finds and determines from the information contained in the application or from other proof satisfactory to the Committee that the applicant is entitled to a waiver from the inspection requirements of the amended marketing agreement and order at time of shipment, the Committee shall issue a permit authorizing the applicant to ship apricots in accordance with these administrative regulations and the terms and conditions of such permit.

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

Dated July 9, 1964, to become effective upon publication in the FEDERAL REGISTER.

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

[F.R. Doc. 64-6981; Filed, July 13, 1964; 8:50 a.m.]

[Avocado Reg. 12]

PART 944—FRUIT; IMPORT REGULATIONS

Avocados

§ 944.4 Avocado Regulation 12.

(a) On and after the effective time of this section, the importation into the United States of any avocados is prohibited unless such avocados are inspected and meet the following requirements:

(1) All avocados imported during the period beginning at 12:01 a.m., e.s.t., July 20, 1964, and ending at 12:01 a.m., e.s.t., April 30, 1965, shall grade not less than U.S. No. 2.

(2) Avocados of the Pollock variety shall not be imported (i) during the period beginning at 12:01 a.m., e.s.t., July 20, 1964, and ending at 12:01 a.m., e.s.t., August 3, 1964, unless the individual fruit in each lot of such avocados weighs at least 18 ounces or measures at least 3¼ inches in diameter; and (ii) during the period beginning at 12:01 a.m., e.s.t., August 3, 1964, and ending at 12:01 a.m., e.s.t., August 17, 1964, unless the individual fruit in each lot of such avocados weighs at least 16 ounces or measures at least 3⅞ inches in diameter;

(3) Avocados of the Catalina variety shall not be imported (i) prior to October 26, 1964; and (ii) during the period beginning at 12:01 a.m., e.s.t., October 26, 1964, and ending at 12:01 a.m., e.s.t., November 16, 1964, unless the individual fruit in each lot of such avocados weighs at least 18 ounces;

(4) Avocados of the Trapp variety shall not be imported (i) prior to August 17, 1964; and (ii) during the period beginning at 12:01 a.m., e.s.t., August 17, 1964, and ending at 12:01 a.m., e.s.t., September 14, 1964, unless the individual fruit in each lot of such avocados weighs at least 12 ounces or measures at least 3⅞ inches in diameter;

(5) Avocados of any variety other than Pollock, Catalina, and Trapp shall not be imported (i) during the period beginning at 12:01 a.m., e.s.t., July 20, 1964, and ending at 12:01 a.m., e.s.t., August 3, 1964, unless the individual fruit in each lot of such avocados weighs at least 14 ounces; and (ii) during the period beginning at 12:01 a.m., e.s.t., August 3, 1964, and ending at 12:01 a.m., e.s.t., September 21, 1964, unless the individual fruit in each lot of such avocados weighs at least 12 ounces: *Provided*, That any lot of such avocados may be imported without regard to the minimum weight requirements of this paragraph if such avocados, when mature, normally change color to any shade of red or purple and any portion of the skin of the individual fruit has changed to the color normal for that fruit when mature.

(6) Notwithstanding the provisions of subparagraphs (2) through (5) of this paragraph regarding the minimum weight or diameter for individual fruit, not to exceed 10 percent, by count, of the individual fruit contained in each lot may weigh less than the minimum specified weight and be less than the minimum specified diameter: *Provided*, That such

avocados weigh not more than 2 ounces less than the applicable specified weight for the particular variety specified in such subparagraphs. Such tolerances shall be on a lot basis, but not to exceed double such tolerances shall be permitted for an individual container in a lot.

(b) The Federal or Federal-State Inspection Service, Fruit and Vegetable Division, Agricultural Marketing Service, United States Department of Agriculture, is hereby designated as the governmental inspection service for the purpose of certifying the grade, size, quality, and maturity of avocados that are imported into the United States. Inspection by the Federal or Federal-State Inspection Service with appropriate evidence thereof in the form of an official inspection certificate, issued by the respective service, applicable to the particular shipment of avocados, is required on all imports of avocados. Such inspection and certification services will be available upon application in accordance with the rules and regulations governing inspection and certification of fresh fruits, vegetables, and other products (Part 51 of this title) but, since inspectors are not located in the immediate vicinity of some of the small ports of entry, such as those in southern California, importers of avocados should make arrangements for inspection, through the applicable one of the following offices, at least the specified number of days prior to the time when the avocados will be imported:

Ports	Office	Advance notice
All Texas points.	W. T. McNabb, 222 McClelland Building, Harlingen, Tex. (Phone—Garfield 3-5644), or James L. Williams, Room 516, U.S. Court House, El Paso, Tex. (Phone—Keystone 3-9351, Ext. 340).	1 day.
All New York points.	Edward J. Beller, 346 Broadway, Room 305, New York 13, N.Y. (Phone—Rector 2-8000, Ext. 807).	1 day.
All Arizona points.	R. H. Bertelson Room 202, Trust Building, Nogales, Ariz. (Phone—Atwater 7-3466).	1 day.
All Florida points.	Hubert S. Flynn, 775 Warner Street, P.O. Box 6097, Orlando, Fla. (Phone—Garden 2-2447), or Lloyd W. Boney, 1200 NW 21 Terrace, Room 5, Miami, Fla. (Phone—Franklin 1-6933).	1 day.
All California points.	Carley D. Williams, 784 South Central Avenue, Room 294, Los Angeles 21, Calif. (Phone—Madison 2-8750).	3 days.
All other points.	D. S. Matheson, Fruit and Vegetable Division, Agricultural Marketing Service, Washington, D.C., 20250 (Phone—Dudley 8-5870 and 4560).	3 days.

(c) Inspection certificates shall cover only the quantity of avocados that is being imported at a particular port on entry by a particular importer.

(d) The inspection performed, and certificates issued, by the Federal or Federal-State Inspection Service shall be in accordance with the rules and regulations of the Department governing the inspection and certification of fresh

fruits, vegetables, and other products (Part 51 of this title). The cost of any inspection and certification shall be borne by the applicant therefor.

(e) Each inspection certificate issued with respect to any avocados to be imported into the United States shall set forth, among other things:

- (1) The date and place of inspection;
- (2) The name of the shipper, or applicant;
- (3) The commodity inspected;
- (4) The quantity of the commodity covered by the certificate;
- (5) The principal identifying marks on the container;
- (6) The railroad car initials and number, the truck and the trailer license number, the name of the vessel, or other identification of the shipments; and
- (7) The following statement, if the facts warrant:

Meets U.S. import requirements under section 8e of the Agricultural Marketing Agreement Act of 1937, as amended.

(f) Notwithstanding any other provisions of this section, any importation of avocados which, in the aggregate, does not exceed 55 pounds may be imported without regard to the restrictions specified herein.

(g) It is hereby determined, on the basis of the information currently available, that the requirements set forth in this section are comparable to the maturity regulations applicable, prior to the effective time hereof, to shipments of avocados grown in south Florida.

(h) No provisions of this section shall supersede the restrictions or prohibitions on avocados under the Plant Quarantine Act of 1912.

(i) Nothing contained in this section shall be deemed to preclude any importer from reconditioning prior to importation any shipment of avocados for the purpose of making it eligible for importation.

(j) The terms relating to grade and diameter, if used herein, shall have the same meaning as when used in the United States Standards for Florida Avocados (§§ 51.3050-51.3069 of this title). Importation means release from custody of the United States Bureau of Customs.

It is hereby found that good cause exists for not giving preliminary notice, and engaging in rule making procedure, or postponing the effective date of this revision until 30 days after publication in the FEDERAL REGISTER (5 U.S.C. 1001-1011) in that (a) comparable maturity and quality requirements as are provided herein are being made applicable to shipments of Florida avocados and the provisions of section 8e of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), makes such import regulation mandatory; (b) such domestic and import restrictions should become effective at as near the same time as is reasonably practicable; (c) compliance with this import regulation will not require any special preparation which cannot be completed by the effective time hereof; (d) notice hereof in excess of three days, the minimum prescribed by said section 8e, is given with respect to this import regulation; and (e) such notice is hereby determined,

under the circumstances, to be reasonable.

Dated: July 8, 1964, to become effective July 20, 1964.

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

[F.R. Doc. 64-6982; Filed, July 13, 1964; 8:50 a.m.]

PART 947—IRISH POTATOES GROWN IN MODOC AND SISKIYOU COUNTIES, CALIF., AND IN ALL COUNTIES IN OREGON, EXCEPT MALHEUR COUNTY

Limitation of Shipments

Findings. (a) Pursuant to Marketing Agreement No. 114 and Order No. 947, both as amended (7 CFR Part 947), regulating the handling of Irish potatoes grown in the production area defined therein, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), and upon the basis of recommendations and information submitted by the Oregon-California Potato Committee, established pursuant to the said marketing agreement and order, and other available information, it is hereby found that the limitation of shipments regulation as hereinafter established, limiting the grade, size, and quality of such potatoes will maintain orderly marketing conditions tending to increase returns to producers of such potatoes.

(b) It is hereby found that it is impracticable and contrary to the public interest to give preliminary notice, and engage in public rule making procedure, and postpone the effective date of this section until 30 days after publication in the FEDERAL REGISTER (7 U.S.C. 1003) in that (1) shipments of 1964 crop potatoes grown in the production area will begin on or about the effective date specified herein, (2) to maximize benefits to producers, this regulation should apply to all such shipments during the effective period, (3) producers and handlers have operated under said marketing order since 1948 so special preparation on the part of handlers is not required, and (4) information regarding the committee's recommendation has been disseminated to producers and handlers in the production area.

§ 947.322 Limitation of shipments.

During the period July 15, 1964, through October 1, 1964, no person shall handle any lot of potatoes unless such potatoes meet the requirements of paragraphs (a) and (b) of this section, or unless such potatoes are handled in accordance with paragraphs (c), (d), (e), (f), and (g) of this section.

(a) **Minimum quality requirements:**
(1) **Grade:** All varieties—U.S. No. 2, or better grade.

(2) **Size:** (i) Round varieties—1 1/8 inches minimum diameter.

(ii) All other varieties—2 inches minimum diameter or 4 ounces minimum weight.

(iii) All varieties—Size B if U.S. No. 1, or better grade.

(b) *Minimum maturity requirements:*
(1) *All varieties*—(i) *Through August 31, 1964:* "Moderately skinned" which means that not more than 10 percent of the potatoes in any lot may have more than one-half of the skin missing or "feathered."

(ii) *Beginning September 1, 1964:* "Slightly skinned" which means that not more than 10 percent of the potatoes in any lot may have more than one-fourth of the skin missing or "feathered."

(2) Not to exceed a total of 100 hundredweight of any variety of a lot of potatoes may be handled for any producer any seven consecutive days without regard to the aforesaid maturity requirements. Prior to each shipment of potatoes exempt from the above maturity requirements, the handler thereof shall report to the committee the name and address of the producer of such potatoes, and each such shipment shall be handled as an identifiable entity.

(c) *Special purpose shipments:* The minimum grade, size, and maturity requirements set forth in paragraphs (a) and (b), of this section, shall not be applicable to shipments of potatoes for any of the following purposes:

(1) Certified seed.

(2) Grading and storing, planting, or livestock feed: *Provided*, That potatoes may not be shipped for such purposes outside of the district where grown except that potatoes grown in District No. 2 or District No. 4 may be shipped for grading and storing, for planting, or for livestock feed within, or to, such districts for such purposes.

(3) Charity.

(4) Starch.

(5) Canning or freezing.

(6) Dehydration.

(7) Export.

(8) Potato chipping.

(9) Prepeeling.

(d) *Safeguards:* (1) Each handler making shipments of certified seed pursuant to paragraph (c) of this section shall pay assessments on such shipments and shall furnish the committee with either a copy of the applicable certified seed inspection certificate or shall apply for and obtain a Certificate of Privilege and, upon request of the committee, furnish reports of each shipment made pursuant to each Certificate of Privilege.

(2) Each handler making shipments of potatoes for canning, freezing, dehydration, export, potato chipping, or prepeeling pursuant to paragraph (c) of this section shall:

(i) First, apply to the committee for and obtain a Certificate of Privilege to make such shipments.

(ii) Pay assessments on such shipments except shipments for canning or freezing.

(iii) Have such shipments inspected, except shipments for canning or freezing.

(iv) Prepare, on forms furnished by the committee, a diversion report in quadruplicate on each individual shipment diverted from fresh market channels to outlets authorized in this subparagraph (2) of this paragraph.

(v) Forward one copy of such diversion report to the committee office and forward two copies to the receiver with instructions to the receiver that he sign and return one copy to the committee office. The handler and receiver may each keep one copy for their files. Failure of handler or receiver to report such shipments by promptly signing and returning the applicable diversion report to the committee office shall be cause for cancellation of such handler's Certificate of Privilege and/or the receiver's eligibility to receive further shipments pursuant to such Certificate of Privilege. Upon the cancellation of any such Certificate of Privilege the handler may appeal to the committee for reconsideration. Such appeal shall be in writing.

(e) *Minimum quantity exception:* Each handler may ship up to but not to exceed 5 hundredweight of potatoes any day without regard to the inspection and assessment requirements of this part, but this exception shall not apply to any portion of a shipment that exceeds 5 hundredweight of potatoes.

(f) *Inspection:* For the purpose of operation under this part, and (1) unless exempted from inspection by the provisions of this section, or (2) unless handled for potato chipping or prepeeling in accordance with paragraph (c) of this section, each required inspection certificate is hereby determined, pursuant to § 947.60(c), to be valid for a period of not to exceed 14 days following completion of inspection as shown on the certificate. The period of validity on an inspection certificate covering inspected and certified potatoes that are stored in refrigerated storage within 14 days of the inspection shall be the entire period such potatoes remain in such storage.

(g) Pursuant to § 947.60(b), the inspection requirements of § 947.60 applicable to the handling of regraded, resorted, or repacked potatoes are suspended during the effective time of this section with respect to any such potatoes which prior to regrading, resorting, or repacking thereof, were inspected pursuant to § 947.60(a) and the inspection certificate is valid at the time of handling such regraded, resorted, or repacked potatoes.

(h) *Definitions:* The terms "U.S. No. 1," "U.S. No. 2," "Size B," "moderately skinned," and "slightly skinned" shall have the same meaning as when used in the United States Standards for Potatoes (§§ 51.1540-51.1556 of this title), including the tolerances set forth therein. The term "prepeeling" means potatoes which are clean, sound fresh tubers prepared commercially in a prepeeling plant by washing, removal of the outer skin or peel, trimming, and sorting preparatory to sale in one or more of the styles of peeled potatoes described in § 52.2422 (United States Standards for Grades of Peeled Potatoes, §§ 52.2421-52.2433 of this title). Other terms used in this section shall have the same meaning as when used in Marketing Agreement No. 114, as amended, and this part.

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

Dated July 8, 1964, to become effective July 15, 1964.

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

[F.R. Doc. 64-6957; Filed, July 13, 1964; 8:47 a.m.]

Chapter X—Agricultural Marketing Service (Marketing Agreements and Orders; Milk), Department of Agriculture

[Milk Order 133]

PART 1133—MILK IN INLAND EMPIRE MARKETING AREA

Order Suspending Certain Provisions

Pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), and of the order regulating the handling of milk in the Inland Empire marketing area (7 CFR Part 1133), it is hereby found and determined that:

(a) The following provisions of the order no longer tend to effectuate the declared policy of the Act for the months of July and August 1964:

(1) "During the months of December through June" in § 1133.12(c)(1); and
(2) "During any of the months of December through June" in § 1133.15(c)(1).

(b) Thirty days notice of the effective date hereof is impractical, unnecessary, and contrary to the public interest in that:

(1) This suspension order does not require of persons affected substantial or extensive preparation prior to the effective date.

(2) This suspension order is necessary to reflect current marketing conditions and to maintain orderly marketing conditions in the marketing area.

(3) The suspension order will permit handlers to divert producer milk to nonpool plants during the months of July and August. The order presently provides for diversions only during the months of December through June. Petitioners stated that favorable conditions in the marketing area have resulted in a supply of producer milk in excess of the fluid milk requirements and the limited manufacturing capacity of pool plants in the marketing area. The extension of diversion privileges to handlers during the months of July and August will permit milk of producers to be received directly at nonpool plants, thereby eliminating the need for moving such milk to Spokane pool plants and transferring it back to nonpool plants.

(4) Interested parties were afforded opportunity to file written data, views or arguments concerning this suspension (29 F.R. 8174). None were filed in opposition to the proposed suspension.

Therefore, good cause exists for making this order effective upon publication in the FEDERAL REGISTER.

It is therefore ordered, That the aforesaid provisions of the order are hereby suspended for the period July 1, 1964, through August 31, 1964.

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

Effective date: The date of publication in the FEDERAL REGISTER.

Signed at Washington, D.C., on July 8, 1964.

GEORGE L. MEHREN,
Assistant Secretary.

[F.R. Doc. 64-6958; Filed, July 13, 1964; 8:48 a.m.]

Title 10—ATOMIC ENERGY

Chapter I—Atomic Energy Commission

PART 30—LICENSING OF BYPRODUCT MATERIAL

Revocation of General License for Export of Medicinals and Similar Items to Cuba

This amendment to 10 CFR Part 30 is designed to conform the Commission's regulations for the export of byproduct material to the export regulations of the U.S. Department of Commerce with respect to exports to Cuba. The Department revoked its general licenses for export of food and medicinals to Cuba effective May 14, 1964. It stated that shipments were not precluded, but that the Department wished to be informed of all intended trade with Cuba and thereby be in a position to act according to the national interests of the United States. The Commission's regulation, § 30.33(c) of 10 CFR Part 30, provides a general license for any licensee to export to Cuba byproduct material covered by his license to the extent that the byproduct material is contained in medicinals or pharmaceutical preparations or in devices, applicators, or appliances designed for use in medical diagnosis or therapy.¹ The following amendment revokes that general license. Hereafter, applications will have to be filed with the Commission for a specific license to export any such medicinals or similar items containing byproduct material to Cuba.

Inasmuch as this amendment involves the foreign affairs functions of the United States, the Commission has found that general notice of proposed rule making and public procedure thereon are contrary to the public interest, and that good cause exists why this amendment should be made effective upon publication in the FEDERAL REGISTER.

Accordingly, pursuant to the Atomic Energy Act of 1954, as amended, and the Administrative Procedure Act of 1946, paragraph (c) of § 30.33, *Export of byproduct material*, is revoked, effective upon publication in the FEDERAL REGISTER.

(Sec. 82, 68 Stat. 935; 42 U.S.C. 2112, sec. 161, 68 Stat. 948; 42 U.S.C. 2201)

Dated at Washington, D.C., this 29th day of June 1964.

¹ The general license is restricted to byproduct material having an atomic number from 3 to 83.

For the Atomic Energy Commission.

W. B. McCool,
Secretary to the Commission.

[F.R. Doc. 64-6940; Filed, July 13, 1964; 8:45 a.m.]

PART 140—FINANCIAL PROTECTION REQUIREMENTS AND INDEMNITY AGREEMENTS

Amendatory Endorsement

On May 14, 1964, the Commission published in the FEDERAL REGISTER (29 F.R. 6349) for public comment a proposed amendment to 10 CFR Part 140, "Financial Protection Requirements and Indemnity Agreements," consisting of an endorsement to the form of the nuclear energy liability insurance policy set forth in Appendix "A", 10 CFR Part 140 (25 F.R. 2944, 26 F.R. 6641, 28 F.R. 7077, and 29 F.R. 7710). The form of the endorsement, requested by the insurers, Nuclear Energy Liability Insurance Association and Mutual Atomic Energy Liability Underwriters, is intended for use in eliminating from nuclear liability insurance policies coverage of public liability claims which are covered by the Commission's indemnity agreements. One comment, which was favorable, was received by the Commission regarding the proposed amendment.

Since the form of the endorsement does not impose any new requirements, and immediate effectiveness will not adversely affect any person, the Commission has found that good cause exists why this amendment should be made effective without the customary period of prior notice.

Pursuant to the Atomic Energy Act of 1954, as amended, and the Administrative Procedure Act of 1946, the following amendment of 10 CFR Part 140 is published as a document subject to codification to be effective upon publication in the FEDERAL REGISTER.

Section 140.75 Appendix "A", is amended by adding the following at the end thereof:

NUCLEAR ENERGY LIABILITY POLICY

(FACILITY FORM)

Amendatory Endorsement

This policy does not apply to bodily injury or property damage with respect to which the insured is entitled to indemnity from the United States Atomic Energy Commission under the provisions of Indemnity Agreement No. _____ between the United States Atomic Energy Commission and _____, dated _____, as now in effect or as hereafter amended.

Effective date of this endorsement _____
to form a part of Policy No. _____
Issued to _____
Date of issue _____
For the subscribing companies _____

By _____
Countersigned by _____
Endorsement No. _____

(Sec. 161, 68 Stat. 948; 42 U.S.C. 2201; sec. 170, 71 Stat. 576; 42 U.S.C. 2210)

Dated at Washington, D.C., this 7th day of July 1964.

For the Atomic Energy Commission.

W. B. McCool,
Secretary to the Commission.

[F.R. Doc. 64-6939; Filed, July 13, 1964; 8:45 a.m.]

Title 14—AERONAUTICS AND SPACE

Chapter I—Federal Aviation Agency

SUBCHAPTER E—AIRSPACE [NEW]

[Airspace Docket No. 63-WE-113]

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

Alteration of Control Area Extension and Revocation of Federal Airway

On April 22, 1964, a notice of proposed rule making was published in the FEDERAL REGISTER (29 F.R. 5398) stating that the Federal Aviation Agency proposed to revoke VOR Federal airway No. 138 south alternate and a portion of the Denver, Colo., control area extension.

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

In consideration of the foregoing, Part 71 [New] of the Federal Aviation Regulations is amended, effective 0001 e.s.t., September 17, 1964, as hereinafter set forth.

1. In § 71.123 (29 F.R. 1009), V-138 is amended by deleting "to Sidney, Nebr., including an S. alternate." and substituting "to Sidney, Nebr." therefor.

2. In § 71.165 (29 F.R. 1073), the Denver, Colo., control area extension is amended by deleting "and on the W. by V-89, including the airspace bounded on the N. by V-138S, on the E. by longitude 103°52'00" W., on the SW by V-132, and on the NW by V-207." and substituting "and on the W. by V-89." therefor.

(Sec. 307(a) of the Federal Aviation Act of 1958; 49 U.S.C. 1348)

Issued in Washington, D.C. on July 7, 1964.

ROBERT G. CARNAHAN,
Acting Chief, Airspace Regulations
and Procedures Division.

[F.R. Doc. 64-6941; Filed, July 13, 1964; 8:45 a.m.]

[Airspace Docket No. 64-WA-12]

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

Alteration of Federal Airways

The purpose of these amendments to Part 71 [New] of the Federal Aviation Regulations is to alter individual Federal airway descriptions containing deviations from the standard lateral and/or vertical extent for airways. In Airspace Docket No. 63-WA-74, effective September 17, 1964, the Federal Aviation

Agency has adopted a new standard governing the lateral extent of Federal airways in which each Federal airway by definition will include the airspace within four nautical miles each side of the airway centerline and where applicable will include the additional airspace between intersecting lines diverging from the centerline at the adjacent facilities and extending until they intersect at the bisector of the angle of the centerline(s) at the change-over point designated for the airway segment. The lines diverging at angles of 4.5° each side of the centerline from the adjacent facility furthest from the change-over point governs the point of intersection of the diverging lines. Therefore, it is no longer necessary to expand the lateral extent by individual description. Accordingly, action is taken herein to delete reference to lateral extent in the descriptions of those airways in which the lateral extent has been expanded. In those instances where the lateral extent has been reduced, action is taken herein to delete reference to the reduction where adequate separation is provided by the new standard (four nautical miles each side of the airway centerline). In those instances where the reduced lateral extent is retained, the reduction is expressed in nautical miles. In addition, Federal airways also by definition extend vertically to 18,000 feet MSL. In a few instances, application of the new standards may require minor editorial changes to the airway descriptions in relation to joint use airspace, exclusions or offshore airways where there is a continued requirement for controlled airspace above 18,000 feet MSL for air traffic control purposes. Such action is taken herein.

Since these alterations are minor in nature and impose no additional burden on any person, notice and public procedure hereon are unnecessary. However, since it is necessary that sufficient time be allowed to permit appropriate changes to be made on aeronautical charts, these amendments will become effective more than 30 days after publication.

In consideration of the foregoing, the following actions are taken:

A. Section 71.103 (29 F.R. 1006) is amended as follows:

1. In G-8 everything after "Gulkana, Alaska, RR;" is deleted and "INT of the NE course of the Gulkana RR and the SW course of the Northway, Alaska, RR; to the Northway RR." is substituted therefor.

B. Section 71.105 (29 F.R. 1006) is amended as follows:

1. In A-1 "including the additional airspace within 16 miles either side of the airway centerline at and above 24,000 feet MSL from the Sandspit RR to the McGrath RR," is deleted.

2. In A-2 everything after "to the Bettles, Alaska, RBN," is deleted and "excluding the portion within Canada," is substituted therefor.

3. In A-15 everything after "to the Fairbanks RR," is deleted and "excluding the portion within Canada (joins Canadian high level airway No. 502)." is substituted therefor.

C. Section 71.107 (29 F.R. 1007, 2593) is amended as follows:

In R-39 everything after "Nenana, Alaska, RR;" is deleted and "to the Fairbanks, Alaska, RR." is substituted therefor.

D. Section 71.109 (29 F.R. 1008, 4808) is amended as follows:

1. In B-26 everything after "Fairbanks RR;" is deleted and "to the Fort Yukon, Alaska, RBN." is substituted therefor.

2. In B-79 everything after "to the Pon Lake," is deleted and "Yukon Territory, Canada, RBN." is substituted therefor.

E. Section 71.123 (28 F.R. 11533, 13742, 14420, 29 F.R. 557, 1009, 1561, 1843, 2337, 2693, 2934, 3000, 3001, 3150, 3225, 3226, 3356, 4671, 4719, 4855, 5456, 5457, 5786, 6246, 6436, 6437, 6438, 6530, 6945, 7018, 7314) is amended as follows:

1. In V-3 "Brooke, Va., 8 miles wide via INT of Brooke 014° and Westminster, Md., 195° radials;" is deleted and "Brooke, Va., 6 miles wide via INT of Brooke 014° and Westminster, Md., 195° radials;" is substituted therefor.

2. In V-4 "Boise, Idaho (12 miles wide from 45 nmi., from Baker to 45 nmi., from Boise), including an S. alternate (13 miles wide from 45 nmi., from Baker to 45 nmi., from Boise);" is deleted and "Boise, Idaho, including an S. alternate;" is substituted therefor.

3. In V-6 "INT of Medicine Bow, 106° and Sydney, Nebr., 293° radials (14-mile-wide airway from 45 nmi. from Medicine Bow to 45 nmi. from Sydney);" is deleted and "INT of Medicine Bow 106° and Sydney, Nebr., 293° radials;" is substituted therefor.

4. In V-8 "Mormon Mesa (12 miles wide from 45 nmi. NE of Goffs to INT of Goffs 033° and Mormon Mesa 196° radials, 14 miles wide to 55 nmi. SSW of Mormon Mesa, 12 miles wide to 45 SSW of Mormon Mesa);" is deleted and "Mormon Mesa," is substituted therefor, and "Findlay, Ohio (12 miles wide from 45 nmi. from Goshen to 45 nmi. from Findlay); Ohio;" is deleted and "Findlay, Ohio;" is substituted therefor, and "The portion outside the United States has no upper limit." is added at the end of text.

5. In V-16 "Blythe (12-mile-wide airway from 45 nmi. from Ontario to 55 nmi. from Ontario, 14-mile-wide airway from 55 nmi. from Ontario to 55 nmi. from Blythe, 12-mile-wide airway from 55 nmi. from Blythe to 45 nmi. from Blythe);" is deleted and "Blythe;" is substituted therefor, and "8 miles wide to Kenton, Del.;" is deleted and "6 miles wide to Kenton, Del.;" is substituted therefor.

6. In V-19 "to INT of Newman 287° and Truth or Consequences, N. Mex., 159° radials, thence 14-mile wide airway via Truth or Consequences 159° radial for a distance of 34 nautical miles, thence via Truth or Consequences;" is deleted and "via INT of Newman 287° and Truth or Consequences, N. Mex., 159° radials; Truth or Consequences;" is substituted therefor.

7. In V-20 "(S. alternate 8 miles wide Mobile to Evergreen)" is deleted and "(S. alternate 6 miles wide Mobile to Evergreen)" is substituted therefor.

8. In V-21 "Boulder, Nev. (12 miles wide from 45 nmi. NE of Hector to 45 nmi. SW of Boulder)," is deleted and "Boulder, Nev.," is substituted therefor.

9. In V-22 "The airspace within R-2915 and the airspace more than 4 miles south of the airway centerline from 25 nmi. west to 25 nmi. east of Harvey are excluded." is deleted and "The airspace within R-2915A and the airspace more than 3 miles S. of the airway centerline from 25 miles W. to 25 miles E. of Harvey are excluded." is substituted therefor, and "(8 miles wide from Greenville to 18 miles E. of Greenville);" is deleted and "(6 miles wide from Greenville to 18 miles E. of Greenville);" is substituted therefor.

10. In V-23 "8 miles wide to Long Beach; thence 4 miles on the NE and 5 miles on the SW of the centerline to INT of Long Beach 287° and Los Angeles, Calif., 138° radials; thence Los Angeles;" is deleted and "6 miles wide Long Beach; INT of Long Beach 287° and Los Angeles, Calif., 138° radials; thence Los Angeles;" is substituted therefor, and "(8 miles wide from 40 nmi., from Linden to Linden);" is deleted and "(6 miles wide from 38 miles from Linden to Linden);" is substituted therefor.

11. In V-25 "8 miles wide via Ventura to INT Ventura 331° and Santa Barbara, Calif., 109° radials; thence Santa Barbara;" is deleted and "6 miles wide via Ventura to INT Ventura 331° and Santa Barbara, Calif., 109° radials; thence Santa Barbara;" is substituted therefor, and "The airspace below 2,000 feet MSL outside the United States and the airspace more than 4 miles NE of the airway centerline between Long Beach and INT of Long Beach 287° and Los Angeles 138° radials is excluded." is deleted and "The airspace below 2,000 feet MSL outside the United States and the airspace more than 3 miles NE of the airway centerline between Long Beach and INT of Long Beach 287° and Los Angeles 138° radials is excluded." is substituted therefor, and "The airspace within R-2519 more than 3 miles west of the airway centerline," is deleted and "The airspace within R-2519 more than 3 statute miles west of the airway centerline," is substituted therefor, and "The portion outside the United States has no upper limit." is added at the end of text.

12. In V-27 "8 miles wide via Ventura, Calif., to INT Ventura 331° and Fillmore, Calif., 268° radials;" is deleted and "6 miles wide via Ventura, Calif., to INT Ventura 331° and Fillmore, Calif., 268° radials;" is substituted therefor, and "Astoria, Oreg. (11 miles wide from 45 nmi. from Newport to 45 nmi. from Astoria);" is deleted and "Astoria, Oreg.;" is substituted therefor, and "the airspace within R-2519 more than 3 miles west of the airway centerline," is deleted and "the airspace within R-2519 more than 3 statute miles west of the airway centerline," is substituted therefor, and "The portion outside the United States has no upper limit." is added at the end of text.

13. In V-30 "thence via Kennedy 083° radial for 45 nautical miles; thence 13-mile wide airway to INT of Kennedy 083° and Hampton, N.Y., 223° radials;" is de-

leted and "INT of Kennedy 083° and Hampton, N.Y., 223° radials;" is substituted therefor.

14. In V-38 "8 miles wide to Monterey, Ind.;" is deleted and "6 miles wide to Monterey, Ind.;" is substituted therefor.

15. In V-46 "thence 14-mile wide airway to INT of Providence, R.I., 153° and Nantucket 255° radials; thence to Nantucket;" is deleted and "to Nantucket;" is substituted therefor.

16. In V-62 "(14 miles wide from 45 nmi. from Abilene to 45 nmi. from Britton)" is deleted.

17. In V-64 "The airspace more than 4 miles E. of the airway centerline between Los Angeles and INT of Los Angeles 185° and Long Beach 266° radials is excluded;" is deleted and "The airspace more than 3 miles E. of the airway centerline between Los Angeles and INT of Los Angeles 185° and Long Beach 266° radials is excluded;" is substituted therefor, and "The portion outside the United States has no upper limit;" is added at the end of text.

18. In V-66 "8-mile wide airway INT of El Paso 112° and Hudspeth, Tex., 281° radials; Hudspeth; thence Pecos, Tex.;" is deleted and "6-mile wide airway INT of El Paso 112° and Hudspeth, Tex., 281° radials; Hudspeth; thence Pecos, Tex.;" is substituted therefor, and "(11 miles wide from the INT of Hyman 085° and Abilene 251° radials to 45 nmi. from Abilene)" is deleted.

19. In V-82 "(14-mile-wide airway from 45 nmi. from Dells to INT of Dells 097° and Timmerman 322° radials); to Timmerman (8-mile-wide airway from INT of Dells 097° and Timmerman 322° radials to Timmerman)." is deleted and "thence 6-mile wide airway to Timmerman;" is substituted therefor.

20. In V-84 "via Bradford 033° radial for 45 nmi. thence expanding in graduated steps for one mile in width for each five nmi. in length to INT of Bradford 033° and Chicago, Ill., 269° radials; thence to Chicago;" is deleted and "via INT of Bradford 033° and Chicago, Ill., 269° radials; to Chicago;" is substituted therefor.

21. In V-92 "(12 miles wide from 45 nmi. from Goshen to 45 nmi. from Waterville)" is deleted.

22. In V-93 "(12 miles wide from 45 nmi. from Concord to 45 nmi. from Augusta)" is deleted.

23. In V-94 "(14 miles wide from 45 nmi. from Dyess to 45 nmi. from Britton)" is deleted.

24. In V-95 "(13 miles wide from INT Phoenix 029° and Prescott, Ariz., 135° radials to 45 nmi. from Winslow)" and "(14 miles wide from INT Phoenix 004° and Winslow 224° radials to 45 nmi. from Winslow)" are deleted.

25. In V-97 "(13 miles wide from 45 nmi. from Rhineland to 45 nmi. from Duluth)" is deleted.

26. In V-105 "(12 miles wide from 45 nmi. to 55 nmi. NW of Prescott, 14 miles wide to 55 nmi. SE of Boulder, 12 miles wide to 45 nmi. SE of Boulder)" and "(12 miles wide from 45 nmi. to 55 nmi. from Peach Springs, thence 14 miles wide to INT Peach Springs 305° and Las Vegas 081° radials)" are deleted.

27. In V-107 "The airspace within R-2519 more than 3 miles W. of Ventura 155° and 331° radials;" is deleted and "The airspace within R-2519 more than 3 statute miles W. of Ventura 155° and 331° radials;" is substituted therefor, and "The portion outside the United States has no upper limit;" is added at the end of text.

28. In V-112 "(8 miles wide from 15 nmi. W. of Portland to Portland)" is deleted and "(6 miles wide from 15 nmi. W. of Portland to Portland)" is substituted therefor.

29. In V-114 all after "to New Orleans, La.;" is deleted and "including an N. alternate from Alexandria to New Orleans via INT of Alexandria 109° and New Orleans 312° radials;" is substituted therefor.

30. In V-115 "(11 miles wide from 45 nmi. from Knoxville to 45 nmi. from Whitesburg)" is deleted.

31. In V-123 "(8 miles wide from Andrews AFB to 5 nmi. from Andrews AFB); thence 11 miles wide via Woodstown, N.J., 232° radial to 45 nmi. from Woodstown; thence via Woodstown;" is deleted and "(6 miles wide from Andrews to 5 miles from Andrews); Woodstown, N.J.;" is substituted therefor.

32. In V-126 "(12 miles wide from 45 nmi. from Goshen to 45 nmi. from Waterville)" is deleted.

33. In V-137 "The portion outside the United States has no upper limit;" is added at the end of text.

34. In V-139 "including the airspace between lines diverging from Sea Isle to point of tangency to a circle with a 9-mile radius centered at INT of Sea Isle 049° and Hampton 223° radials; within the circumference of the circle and between lines tangent to that circle converging at Hampton; INT of Hampton 059° and Providence, R.I., 212° radials; Providence, thence 8 miles wide to Whitman, Mass.;" is deleted and "INT of Hampton 059° and Providence, R.I., 212° radials; Providence, thence 6 miles wide to Whitman, Mass.;" is substituted therefor, and "The portion outside the United States has no upper limit;" is added at the end of text.

35. In V-140 "(Rockhall INT) (8 miles wide from Andrews AFB to 5 nmi. from Andrews AFB); INT of Woodstown, N.J., 232° and Millville, N.J., 255° radials (11 miles wide from Rockhall INT to 45 nmi. from Woodstown);" is deleted and "(6 miles wide from Andrews to 5 miles from Andrews); INT of Woodstown, N.J., 232° and Millville, N.J., 255° radials;" is substituted therefor.

36. In V-144 "8 miles wide to Monterey, Ind.;" is deleted and "6 miles wide to Monterey, Ind.;" is substituted therefor.

37. In V-153 "(8 miles wide from Georgetown to Syracuse)" is deleted.

38. In V-157 "(8 miles wide from INT of Brooke 132° and Washington 189° radials to Washington)" is deleted and "(6 miles wide from INT of Brooke 132° and Washington 189° radials to Washington)" is substituted therefor, and "(8 miles wide from INT of Brooke 045° and Washington 189° radials to Washington; Baltimore, Md.; (8 miles wide Washington to Baltimore);" is deleted

and "(6 miles wide from INT of Brooke 045° and Washington 189° radials to Washington); Baltimore, Md. (6 miles wide Washington to Baltimore);" is substituted therefor.

39. In V-165 "thence 8 miles wide to Long Beach;" is deleted and "thence 6 miles wide to Long Beach;" is substituted therefor.

40. In V-177 "3-miles wide to INT Monterey 276° and Chicago Heights, Ill., 140° radials;" is deleted and "6 miles wide to INT Monterey 276° and Chicago Heights, Ill., 140° radials;" is substituted therefor.

41. In V-198 everything after "El Paso, Tex.;" is deleted and "6-mile wide airway via INT of El Paso 112° and Hudspeth, Tex., 281° radials, to Hudspeth; INT of Hudspeth 109° and Fort Stockton, Tex., 284° radials; Fort Stockton; Rock Springs, Tex.; INT of Rock Springs 090° and San Antonio, Tex., direct radial to Junction, Tex.; San Antonio; Eagle Lake, Tex.; INT of Eagle Lake 091° and Houston, Tex., 271° radials; to Houston;" is substituted therefor.

42. In V-199 "The portion outside the United States has no upper limit;" is added at the end of text.

43. In V-201 "The portion outside the United States has no upper limit;" is added at the end of text.

44. In V-203 "(14-mile wide airway from 45 nmi. from Albany to 45 nmi. from Massena, N.Y.;" is deleted.

45. In V-208 "and the airspace more than 4 miles E. of the airway centerline between Los Angeles and Santa Catalina is excluded;" is deleted and "and the airspace more than 3 miles E. of the airway centerline between Los Angeles and Santa Catalina is excluded;" is substituted therefor, and "The portion outside the United States has no upper limit;" is added at the end of text.

46. In V-209 "(8 miles wide from INT of Mobile 356° and Hattiesburg 080° radials to Kewanee)" is deleted and "(6 miles wide from 38 miles S. of Kewanee to Kewanee)" is substituted therefor.

47. In V-210 "The portion outside the United States has no upper limit;" is added at the end of text.

48. V-212 "(Round Top INT); College Station (increasing in width in graduated steps of 1 mile for every 5 nmi. from 45 nmi. from San Antonio to 80 nmi. from San Antonio, thence 18 miles wide to Round Top INT);" is deleted and "College Station;" is substituted therefor.

49. In V-222 "(11-mile wide airway from 45 nmi. to 50 nmi. SE of Salt Flat; thence 12-mile wide airway to 55 nmi. SE of Salt Flat; thence 13-mile wide airway to 55 nmi. NW of Fort Stockton; thence 12-mile wide airway to 50 nmi. NW of Fort Stockton; thence 11-mile airway to 45 nmi. NW of Fort Stockton)" is deleted, and "(Round Top INT); Houston, Tex. (increasing in width in graduated steps of 1 mile for every 5 nmi. from 45 nmi. from San Antonio to 80 nmi. from San Antonio, thence 18 miles wide to Round Top INT);" is deleted and "Houston, Tex.;" is substituted therefor, and "(8 miles wide from INT of Mobile, Ala., 015° and Evergreen, Ala., 268° radials; to Evergreen.;" is deleted and "(6 miles wide from INT of Mobile, Ala.,

015° and Evergreen, Ala., 268° radials; to Evergreen)." is substituted therefor, and all after "Gordonsville, Va.;" is deleted and "to INT Gordonsville 076° and Brooke, Va., 132° radials." is substituted therefor.

50. In V-223 "(Brandy INT) (12 miles wide from 45 nmi. from Flat Rock to Brandy INT)" is deleted.

51. In V-230 "The portion outside the United States has no upper limit." is added at the end of text.

52. In V-263 "(11-mile wide airway from a point 45 nmi. from Pierre to a point 45 nmi. from Aberdeen)." is deleted.

53. V-264 is amended to read:

V-264 From Los Angeles, Calif., via INT of Los Angeles 061° and Pomona, Calif., 269° radials; Pomona (6 miles wide from INT of Los Angeles 061° and Pomona 269° radials to Pomona); Twentynine Palms, Calif., including an S. alternate from Los Angeles to Twentynine Palms via Ontario, Calif., INT of Ontario 091° and Twentynine Palms 244° radials; Parker, Calif.; Prescott, Ariz.; St. Johns, Ariz.; to Socorro, N. Mex.

54. V-267 is amended to read:

V-267 From Biscayne Bay, Fla., via Miami, Fla.; Pahokee, Fla., including an E. alternate from Biscayne Bay to Pahokee via INT of Biscayne Bay 346° and Pahokee 143° radials; Orlando, Fla.; Jacksonville, Fla., including an E. alternate from Orlando to the INT of the Daytona Beach, Fla., 308° and the Jacksonville 174° radials via Daytona Beach; INT of Jacksonville 334° and Dublin, Ga., 137° radials; Dublin; Norcross, Ga.; INT of Norcross 011° and Knoxville, Tenn., 181° radials; to Knoxville, including an E. alternate.

55. In V-273 "(8 miles wide from Georgetown to Syracuse)" is deleted and "(6 miles wide from Georgetown to Syracuse)" is substituted therefor.

56. In V-299 "The portion outside the United States has no upper limit." is added at the end of text.

57. In V-304 "(11 miles wide from 45 nautical miles from Borger to the INT of Borger 354° and Liberal 233° radials)" is deleted.

58. In V-433 "(8 miles wide from Andrews AFB to 5 nmi. from Andrews AFB)" is deleted and "(6 miles wide from Andrews to 5 miles from Andrews)" is substituted therefor.

59. In V-437 "direct to Florence, and including the airspace between lines diverging from Daytona Beach to points of tangency to a circle with a radius of 8.7 miles centered at latitude 30°43'50" N., longitude 81°06'45" W., within the circumference of the circle and between lines tangent to that circle converging to Savannah, Ga." is deleted and "direct to Florence." is substituted therefor.

60. In V-447 "(11 miles wide from 45 nmi. from Montpelier to INT of Montpelier 020° and Plattsburgh 080° radials)" is deleted.

61. In V-455 "(8 miles wide Hattiesburg to Meridian)" is deleted and "(6 miles wide Hattiesburg to Meridian)" is substituted therefor.

62. In V-476 "(8 miles wide from Washington to Baltimore)" is deleted and "(6 miles wide from Washington to Baltimore)" is substituted therefor.

63. In V-485 "8 miles wide to INT Ventura 331°" is deleted and "6 miles

wide to INT Ventura 331°" is substituted therefor, and "the airspace within R-2519 more than 3 miles W. of the airway" is deleted and "the airspace within R-2519 more than 3 statute miles W. of the airway" is substituted therefor.

64. In V-837 everything after "Nottingham, Md.," is deleted and "6 miles wide to Kenton, Del.; thence via INT of Kenton 086° and Sea Isle, N.J., 049° radials; INT of Sea Isle 049° and Hampton, N.Y., 223° radials; Hampton; INT of Hampton 059° and Providence, R.I., 212° radials; Providence, thence 6 miles wide to Whitman, Mass., thence to INT of Whitman 041° and Boston, Mass., 133° radials. The airspace below 2,000 feet MSL that lies outside the United States and the airspace below 3,000 feet MSL between Kennedy, N.Y., 087° and 141° radials is excluded." is substituted therefor.

65. In V-853 "8 miles wide to Monterey" is deleted and "6 miles wide to Monterey" is substituted therefor.

66. In V-875 "(8 miles wide Meridian to Hattiesburg)" is deleted and "(6 miles wide Meridian to Hattiesburg)" is substituted therefor.

67. In V-885 "(8 miles wide from Andrews AFB to 5 nmi. from Andrews AFB)" is deleted and "(6 miles wide from Andrews to 5 miles from Andrews)" is substituted therefor, and "thence 8 miles wide to Kenton" is deleted and "thence 6 miles wide to Kenton" is substituted therefor, and "thence via Kennedy 083° radial to 45 nmi. E. of Kennedy; thence 13-mile wide airway to INT of Kennedy 083° and Hampton, N.Y., 223° radials; thence via Hampton;" is deleted and "INT of Kennedy 083° and Hampton, N.Y., 223° radials; Hampton;" is substituted therefor, and "thence 8 miles wide to Whitman, Mass.;" is substituted therefor.

68. In V-888 "Kenton, including the airspace between lines diverging from Hampton to a point of tangency to a 9-mile radius circle centered at Dutch INT, within the circumference of the circle and between lines tangent to that circle converging at Sea Isle, to Avalon INT;" is deleted and "Kenton;" is substituted therefor.

F. Section 71.125 (28 F.R. 13297, 29 F.R. 253, 606, 1046, 3225, 7018) is amended as follows:

1. V-436 is amended to read:

V-436 From King Salmon, Alaska, via INT of King Salmon 068° and Kenai, Alaska, 217° radials; Kenai, including an E. alternate from INT of King Salmon 068° and Kenai 217° radials to Kenai via Homer; to Anchorage, Alaska.

2. V-438 is amended to read:

V-438 From Shuyak, Alaska, RBN via Homer, Alaska; INT of Homer 027° and Anchorage, Alaska, 198° radials; Anchorage; Talkeetna, Alaska, including a W. alternate; Nenana, Alaska; to Fort Yukon, Alaska. The airspace within R-2206 is excluded.

3. V-440 is amended to read:

V-440 From Blorka Island, Alaska, via Yakutat, Alaska; Middleton Island, Alaska; INT Middleton Island 320° and Anchorage, Alaska, 118° radials; Anchorage, including an S. alternate from Middleton Island to Anchorage via INT Middleton Island 298°

and Anchorage 163° radials, excluding the airspace between the main and this alternate airway; INT Anchorage 309° and McGrath, Alaska, 122° radials; to McGrath. The airspace below 2,000 feet MSL outside the United States is excluded.

4. V-452 is amended to read:

V-452 From Moses Point, Alaska, via Galena, Alaska; to Nenana, Alaska.

5. V-456 is amended to read:

V-456 From King Salmon, Alaska, to Anchorage, Alaska.

6. V-463 is amended to read:

V-463 From Anchorage, Alaska, to Skwentna, Alaska, RR.

7. V-480 is amended to read:

V-480 From McGrath, via Nenana, Alaska, to Fairbanks, Alaska, ILS LMM.

8. V-488 is amended to read:

V-488 From Galena, Alaska, via INT Galena 074° and Tanana, Alaska, 260° radials; Tanana, including an S. alternate; to Nenana, Alaska.

9. V-498 is amended to read:

V-498 From McGrath, Alaska, to Galena, Alaska.

10. V-504 is amended to read:

V-504 From Nenana, Alaska, to Bettles, Alaska.

11. V-508 is amended to read:

V-508 From Middleton Island, Alaska, to Kenai, Alaska. The airspace within W-533 is excluded.

12. V-510 is amended to read:

V-510 From INT of McGrath, Alaska, 122° and Big Lake, Alaska, 292° radials via Big Lake; to INT of Big Lake 073° radial and Sheep Mountain, Alaska, RBN 343° bearing.

G. Section 71.127 (29 F.R. 1047, 1446, 1843) is amended as follows:

1. In V-4 Hawaii everything before "The airspace below 3,500 feet" is deleted and "From INT of Lihue, Hawaii, 186° and Koko Head, Hawaii, 254° radials via Koko Head; to INT of Koko Head 065° and Upolu Point, Hawaii, 002° radials." is substituted therefor.

2. In V-8 Hawaii everything before "The airspace below 1,200 feet" is deleted and "From INT of Honolulu, Hawaii, 179° and Molokai, Hawaii, 268° radials via Molokai; to INT of Molokai 067° and Upolu Point, Hawaii, 010° radials." is substituted therefor.

3. In V-9 Hawaii everything before "The airspace above Flight level 300" is deleted and "From INT of Lanai, Hawaii, 224° and Honolulu, Hawaii, 179° radials to Honolulu." is substituted therefor.

4. In V-10 Hawaii everything before "The airspace below 1,200 feet" is deleted and "From Hilo, Hawaii, to INT of Hilo 051° and Upolu Point, Hawaii, 081° radials." is substituted therefor.

5. In V-12 Hawaii everything before "The airspace below 3,500 feet" is deleted and "From INT of Lihue, Hawaii, 195° and Honolulu, Hawaii, 269° radials via Honolulu; Koko Head, Hawaii; to INT of Koko Head 050° and Maui, Hawaii, 012° radials." is substituted therefor.

6. In V-14 Hawaii everything before "The airspace within R-3101" is deleted and "From INT of South Kanai, Hawaii,

271° radial and longitude 161°20'00" W., via South Kanai; INT of South Kanai 133° and Koko Head, Hawaii, 254° radials; to Koko Head." is substituted therefor.

7. In V-15 Hawaii everything before "The airspace within R-3101" is deleted and "From INT of South Kanai, Hawaii, 238° radial and longitude 161°15'00" W., via South Kanai; INT of South Kanai 108° and Lihue, Hawaii, 130° radials; INT of Lihue 130° and Honolulu, Hawaii, 269° radials; Honolulu; Koko Head, Hawaii; Molokai, Hawaii; Maui, Hawaii; INT of Maui 095° and Hilo, Hawaii, 334° radials; to Hilo." is substituted therefor.

These amendments shall become effective 0001 e.s.t., September 17, 1964.

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

Issued in Washington, D.C., on July 7, 1964.

ROBERT G. CARNAHAN,
Acting Chief, Airspace Regulations
and Procedures Division.

[F.R. Doc. 64-6942; Filed, July 13, 1964;
8:45 a.m.]

[Airspace Docket No. 64-WA-37]

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

Designation and Revocation of Federal Airways

The purpose of these amendments to Part 71 [New] of the Federal Aviation Regulations is to designate and revoke certain 800-series Federal airways.

The 800-series airways are designated to indicate preferred routes of flight between metropolitan areas and generally coincide with existing VOR Federal airways. Recent changes in air traffic control requirements have obviated the need for the following 800-series airways:

1. VOR Federal airways Nos. 809 and 813 between the San Francisco, Calif., and Seattle, Wash., metropolitan areas.
2. The segment of VOR Federal airway No. 855 between the Washington, D.C., and Chicago, Ill., metropolitan areas.
3. VOR Federal airway No. 885 between the Washington, D.C., and Boston, Mass., metropolitan areas.

Other changes in air traffic control requirements have generated the need for 800-series airways between the following metropolitan areas:

1. New York, N.Y., and Jacksonville, Fla.
2. New York and Rochester, N.Y.
3. Washington, D.C., and Miami, Fla. (An 800-series airway will be designated along that segment between Washington, and Wilmington, N.C. The balance of the preferred route is via Control 1150 and other controlled airspace to West Palm Beach, Fla., thence a short segment of airway to Miami.)

Since these amendments do not assign or reassign navigable airspace and will impose no undue burden on any person, notice and public procedure hereon

are unnecessary. However, since it is necessary that sufficient time be allowed to permit appropriate changes to be made on aeronautical charts, these amendments will become effective more than 30 days after publication.

In consideration of the foregoing, the following actions are taken as herein-after set forth.

1. In § 71.123 (29 F.R. 1009) the following changes are made:
 - a. V-809 Southbound is revoked.
 - b. V-813 Northbound is revoked.
 - c. In V-855 Northwestbound, all before "From Chicago, Ill." is deleted.
 - d. V-885 Northbound is revoked.
 - e. V-805 Southbound is added as follows:

V-805 Southbound From Solberg, N.J., via West Chester, Pa.; New Castle, Del.; Kenton, Del.; INT Kenton 217° and Salisbury, Md., 340° radials; Salisbury; INT Salisbury 206° and Cape Charles, Va., 015° radials; Cape Charles; Norfolk, Va.; Ocfeld, N.C.; Kinston, N.C.; Wilmington, N.C.; Myrtle Beach, S.C.; Charleston, S.C.; INT Charleston 262° and Savannah, Ga., 023° radials; Savannah; to Jacksonville, Fla.

- f. V-806 Southbound is added as follows:

V-806 Southbound From Brooke, Va., via Flat Rock, Va.; INT Flat Rock 171° and Lawrenceville, Va., 034° radials; Lawrenceville; Rocky Mount, N.C.; INT Rocky Mount 191° and Wilmington, N.C., 352° radials; to Wilmington.

- g. V-807 Northwestbound is added as follows:

V-807 Northwestbound From Sparta, N.J., via Wilkes-Barre, Pa.; Binghamton, N.Y.; Ithaca, N.Y.; to Rochester, N.Y.

These amendments shall become effective 0001 e.s.t., September 17, 1964.

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

Issued in Washington, D.C., on July 7, 1964.

ROBERT G. CARNAHAN,
Acting Chief, Airspace Regulations
and Procedures Division.

[F.R. Doc. 64-6943; Filed, July 13, 1964;
8:45 a.m.]

[Airspace Docket No. 64-WE-11]

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

Alteration of Federal Airways

On April 25, 1964, a notice of proposed rule making was published in the FEDERAL REGISTER (29 F.R. 5564) stating that the Federal Aviation Agency proposed to redesignate VOR Federal airway No. 19 main airway segment from Cheyenne, Wyo., direct to Casper, Wyo., and redesignate V-19 main airway segment from Douglas, Wyo., to Casper as V-19 east alternate.

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

Although not mentioned in the notice, VOR Federal airway No. 138 north alternate segment is designated in part be-

tween Cheyenne and Medicine Bow, Wyo., by use of the Cheyenne 323° True radial. The realignment of V-138N through use of the Cheyenne 330° True radial would align this airway segment to overlie the centerline of V-19 from Cheyenne direct to Casper.

Since this action is minor in nature and imposes no additional burden on any person, notice and public procedure hereon are unnecessary. Accordingly, action is taken herein to redesignate V-138N between Cheyenne and Medicine Bow via the intersection of the Cheyenne 330° and the Medicine Bow 106° True radials.

The substance of the proposed amendments having been published and for the reasons stated herein and in the notice, § 71.123 (29 F.R. 1009, 3150, 5825) is amended as follows:

- a. In V-19 "Douglas, Wyo., including an E. alternate; Casper, Wyo.," is deleted and "Casper, Wyo., including an E. alternate from Cheyenne to Casper via the intersection of Cheyenne 002°, Douglas, Wyo., 152° radials, and Douglas," is substituted therefor.

- b. In V-138 "INT of Medicine Bow 106° and Cheyenne 323° radials;" is deleted and "INT of Medicine Bow 106° and Cheyenne 330° radial;" is substituted therefor.

These amendments shall become effective 0001 e.s.t., September 17, 1964.

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

Issued in Washington, D.C., on July 7, 1964.

ROBERT G. CARNAHAN,
Acting Chief, Airspace Regulations
and Procedures Division.

[F.R. Doc. 64-6944; Filed, July 13, 1964;
8:46 a.m.]

[Airspace Docket No. 64-SW-25]

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

Alteration of Transition Area

The purpose of this amendment to Part 71 [New] of the Federal Aviation Regulations is to alter the Otto, N. Mex., transition area. As a result of plans to abandon the Federal Aviation Agency Intermediate Field at Otto, the Otto VOR approach procedure (AL-308-VOR-1) is being cancelled. Therefore, the requirement for a transition area with a 700-foot floor is no longer necessary at this location.

Since this amendment imposes no additional burden on any person, notice and public procedure hereon are unnecessary and the amendment may be made effective July 25, 1964 in order to coincide with the cancellation date of the Otto VOR approach procedure.

In consideration of the foregoing, Part 71 [New] of the Federal Aviation Regulations is amended, effective July 25, 1964, as hereinafter set forth.

In § 71.181 (29 F.R. 1160), the Otto, N. Mex., transition area is amended to read:

Title 19—CUSTOMS DUTIES

Chapter I—Bureau of Customs, Department of the Treasury

[T.D. 56209]

PART 24—CUSTOMS FINANCIAL AND ACCOUNTING PROCEDURE

Reimbursable Services

The purpose of this amendment is to specify that (1) the reimbursable provisions for the recovery of expenses contained in the circumstances enumerated in § 24.17 shall apply to customs overtime assignments as well as to regular hours of duty, (2) the reimbursable charge for regular compensation shall be computed in accordance with § 19.5 (b) of the Customs Regulations, and (3) the reimbursable charge for customs overtime compensation shall be computed in accordance with § 24.16 of the Customs Regulations.

Accordingly, that portion of § 24.17(a) preceding subparagraph (1), and paragraphs (c) and (d) are amended and a new paragraph (e) is added as follows:

§ 24.17 Other services of officers; reimbursable.

(a) Amounts of compensation and expenses chargeable to parties-in-interest in connection with services rendered by customs officers or employees during regular hours of duty or on customs overtime assignments (19 U.S.C. 267, 1451), under one or more of the following circumstances shall be collected from such parties-in-interest and deposited by collectors of customs as repayments to the appropriation from which paid.

(c) The charge for any service enumerated in this section for which expenses are required to be reimbursed shall include actual transportation expenses of a customs employee within the port limits and any authorized travel expenses of a customs employee, including per diem, when the services are performed outside the port limits irrespective of whether the services are performed during a regular tour of duty or during a customs overtime assignment. No charge shall be made for transportation expenses when a customs employee is reporting to as a first daily assignment, or leaving from as a last daily assignment, a place within or outside the port limits where he is assigned to a regular tour of duty. No charge shall be made for transportation expenses within the port limits or travel expenses, including per diem, outside the port limits in connection with a customs overtime assignment for which reimbursement of expenses is not covered by this section.

(d) The reimbursable charge for regular compensation shall be computed in accordance with § 19.5 (b) of this chapter.

(e) The reimbursable charge for customs overtime compensation shall be computed in accordance with § 24.16.

The citation of authority for section 24.17 is amended to read:

(Sec. 5, 36 Stat. 901, as amended, secs. 450, 451, 452, 456, 524, 557, 562, 46 Stat. 715, as amended, 716, 741, as amended, 744, as amended, 745, as amended, sec. 1, 24 Stat. 79, as amended, sec. 6, 49 Stat. 1385, as amended; 19 U.S.C. 261, 267, 1450, 1451, 1452, 1456, 1524, 1557, 1562, 46 U.S.C. 331, 382b)

Notice of the proposed amendment of § 24.17 was published in the *FEDERAL REGISTER* of April 4, 1964 (29 F.R. 4804) pursuant to section 4 of the Administrative Procedure Act (5 U.S.C. 1003). After considering the data, views, and arguments received, the amendments as set forth above are hereby adopted effective 30 days after the date of publication in the *FEDERAL REGISTER*.

[SEAL]

PHILIP NICHOLS, Jr.,
Commissioner of Customs.

Approved: July 7, 1964.

JAMES POMEROY HENDRICK,
Acting Assistant Secretary
of the Treasury.

[F.R. Doc. 64-6971; Filed, July 13, 1964;
8:49 a.m.]

Title 22—FOREIGN RELATIONS

Chapter II—Agency for International Development, Department of State

[A.I.D. Regulation 8]

PART 208—SUPPLIERS OF COMMODITIES AND COMMODITY-RELATED SERVICES INELIGIBLE FOR A.I.D. FINANCING

Part 208 of Chapter II, Title 22 of the Code of Federal Regulations is added as follows:

Subpart A—General Matter

Sec.
208.1 Scope.
208.2 Purpose.
208.3 Definitions.

Subpart B—Ineligible Suppliers: Debarment and Suspension

208.4 Ineligible suppliers.
208.5 Causes for debarment.
208.6 Duration of debarment.
208.7 Cause for suspension.
208.8 Duration of suspension.
208.9 Extension of suspension.

Subpart C—Ineligible Affiliate of the Supplier

208.10 Debarment and suspension of an affiliate firm.
208.11 Criteria for determining affiliation.

Subpart D—Procedures for Notice and Hearing

208.12 Requirement for notice and hearing.
208.13 Notice of suspension pending completion of investigation by A.I.D.
208.14 Notice after completion of investigation.

208.15 Notice of hearing.
208.16 Notice received.
208.17 Suspension without a hearing.
208.18 Debarment without a hearing.
208.19 Date of the hearing.
208.20 Hearing Examiner.
208.21 Report to the Administrator.
208.22 Findings.
208.23 Recommendations.

Subpart E—Implementation of a Debarment or Suspension Order

208.24 List of ineligible suppliers.

That airspace extending upward from 1,200 feet above the surface bounded on the N. by latitude 35°14'00" N., on the E. by longitude 105°34'00" W., on the S. by latitude 34°57'25" N., and on the W. by a line extending from latitude 34°57'25" N., longitude 106°00'10" W. clockwise via the arc of an 8-mile radius circle centered at latitude 35°4'35" N., longitude 106°00'10" W., to latitude 35°11'20" N., longitude 106°01'20" W., thence N. via the arc of a 46-mile radius circle centered on the Albuquerque, N. Mex., VORTAC to latitude 35°14'00" N., longitude 106°02'05" W.

(Sec. 307(a) of the Federal Aviation Act of 1958; 49 U.S.C. 1348)

Issued in Washington, D.C., on July 7, 1964.

ROBERT G. CARNAHAN,
Acting Chief, Airspace Regulations
and Procedures Division.

[F.R. Doc. 64-6945; Filed, July 13, 1964;
8:46 a.m.]

[Airspace Docket No. 64-WA-21]

PART 75—ESTABLISHMENT OF JET ROUTES [NEW]

Alteration of Jet Routes

On April 15, 1964, a notice of proposed rule making was published in the *FEDERAL REGISTER* (29 F.R. 5168) and stated that the Federal Aviation Agency proposed to realign Jet Route No. 70 from Seattle, Wash., via Ephrata, Wash., to Mullan Pass, Idaho, and to realign Jet Route No. 90 from Seattle via Ephrata, Mullan Pass, Helena, Mont., to Billings, Mont.

Interested persons were afforded an opportunity to participate in the rule making through submission of comments. The Air Transport Association of America, Inc., offered no objection to the proposals. No other comments were received.

In consideration of the foregoing, Part 75 [New] of the Federal Aviation Regulations is amended effective 0001 e.s.t., September 17, 1964, as hereinafter set forth.

Section 75.100 (29 F.R. 1287, 1561) is amended as follows:

1. In Jet Route No. 70 (Hoquiam, Wash., to Kennedy, N.Y.) "INT of the Seattle 091° and the Mullan Pass, Idaho, 269° radials; Mullan Pass;" is deleted and "Ephrata, Wash.; Mullan Pass, Idaho;" is substituted therefor.

2. In Jet Route No. 90 (Seattle, Wash., to the United States/Canadian Border). "via the INT of the Seattle 091° and the Mullan Pass, Idaho, 269° radials; Mullan Pass;" is deleted and "via Ephrata, Wash.; Mullan Pass, Idaho; Helena, Mont.;" is substituted therefor.

(Sec. 307(a) of the Federal Aviation Act of 1958; 49 U.S.C. 1348)

Issued in Washington, D.C., on July 7, 1964.

ROBERT G. CARNAHAN,
Acting Chief, Airspace Regulations
and Procedures Division.

[F.R. Doc. 64-6946; Filed, July 13, 1964;
8:46 a.m.]

- Sec.
208.25 Reference to the contents of the list.
208.26 Removal of ineligibility by the Administrator.

AUTHORITY: The provisions of this Part 208 issued under sec. 621 of the Foreign Assistance Act of 1961, 75 Stat. 445; 22 U.S.C. 2402.

Subpart A—General Matter

§ 208.1 Scope.

This part prescribes the policies and procedures which shall apply to the suspension and debarment of suppliers of commodities and commodity-related services from transactions financed by A.I.D.

§ 208.2 Purpose.

The purpose of this part is to protect the integrity of the Foreign Assistance Program and to assure the prudent use of Foreign Assistance Funds by excluding suppliers from A.I.D. financing for the causes described in §§ 208.5 and 208.7.

§ 208.3 Definitions.

As used in this part:

- (a) "Administrator" means the Administrator or Deputy Administrator of A.I.D. or his delegate.
- (b) "Adversary hearing" means the kind of hearing required by section 7(c) of the Administrative Procedure Act, 60 Stat. 241; 5 U.S.C. 1006, but without regard to other provisions of that Act.
- (c) "Affected person" means the supplier or any affiliate firm who is the subject of an A.I.D. suspension or proposed debarment order.
- (d) "Affiliate" means a firm associated with the supplier in any manner indicated in § 208.11.
- (e) "A.I.D." means the Agency for International Development.
- (f) "Attorney General" means the Attorney General or Deputy Attorney General of the United States or his delegate.
- (g) "Borrower/grantee" means the government of any country to which A.I.D. provides any form of assistance, or any agency, instrumentality or political subdivision of such a country, or any private entity to which A.I.D. directly makes funds available by loan or grant.
- (h) "Charge" means any allegation of wrongdoing which
 - (1) Constitutes the basis, in whole or in part, for a criminal indictment or information secured by the United States or the basis for a civil complaint brought by the United States against an affected person; and
 - (2) Concerns facts which may constitute a cause for debarment by A.I.D. under § 208.5.
- (i) "Commodity-related service" means any service necessary to effect a physical transfer of commodities from the country of export to the aid-recipient country or any service associated with the installation of equipment or use of any commodity.
- (j) "Debarment" means a determination by A.I.D. pursuant to a cause for debarment prescribed in § 208.5 and in accordance with the procedures indicated in § 208.12(b) that A.I.D. will exclude affected persons from eligibility for A.I.D.-financed contracts for the supply of com-

modities or commodity-related services for a fixed period of time.

(k) "Implementing document" means any document issued by A.I.D. which authorizes the use of A.I.D. funds for the procurement of commodities or commodity-related services and which specifies the conditions which shall apply to such procurement. The term includes an A.I.D. Letter of Commitment to a bank as well as a Special Letter of Credit.

(l) "Ineligible" means debarred or suspended.

(m) "Supplier" means any person or other entity which furnishes commodities or commodity-related services.

(n) "Suspension" means a determination by A.I.D. pursuant to § 208.7 that A.I.D. will exclude affected persons from eligibility for A.I.D.-financed contracts for the supply of commodities or commodity-related services for a period subject to the limitations prescribed in §§ 208.8 and 208.9, pending determination by A.I.D. whether to proceed with debarment action.

Subpart B—Ineligible Suppliers: Debarment and Suspension

§ 208.4 Ineligible suppliers.

A.I.D. will not make funds available to finance the cost of commodities or commodity-related services provided by any supplier whose name appears on the A.I.D. "List of Ineligible Suppliers." A supplier may be placed on this list only for the causes specified in § 208.5 or § 208.7 and only in accordance with the procedures described in Subpart D of this part.

§ 208.5 Causes for debarment.

- (a) Violation of a substantial nature of any A.I.D. regulation; or
- (b) Fraud incident to obtaining or performing a contract financed by any agency of the United States for the supply of commodities or commodity-related services; or
- (c) Any other conduct showing a present lack of business integrity or business honesty which seriously and directly affects the question of the present responsibility of the affected person as a supplier under A.I.D.-financed contracts.

§ 208.6 Duration of debarment.

(a) *Relation to seriousness of the cause.* Debarment shall continue for a definitely stated period of time which shall be reasonably related.

(1) To the seriousness of the cause for debarment; and

(2) To any sanction imposed upon the supplier as a result of any criminal or civil fraud judgment.

(b) *Maximum duration of debarment.* Debarment shall be limited to a period of three years. This period may be extended, however, to include any prison term, whether or not suspended, to which the supplier has been sentenced in connection with any cause for debarment.

§ 208.7 Cause for suspension.

Upon probable cause for belief that a supplier has engaged in conduct which constitutes a cause for debarment, the Administrator may direct the suspension of the supplier and of any affiliated firm

pending determination of the debarment issue.

§ 208.8 Duration of suspension.

(a) *Relation to A.I.D. investigation.* The period of suspension shall be reasonably related to the time-period necessary for A.I.D. to complete its investigation and to determine whether further steps to debar the supplier and any affiliated firm are appropriate.

(b) *Limitation on the duration of suspension.* Except as provided in § 208.9, the period of suspension shall not exceed one year.

§ 208.9 Extension of suspension.

(a) *If charge brought.* If a charge is brought against a supplier either before or after notice of suspension under § 208.13 has been received, A.I.D. may extend the suspension until:

(1) Judicial proceedings on the charge have been completed; or

(2) The charge has been withdrawn.

(b) *If no charge brought.* If during the period of suspension the Attorney General determines and notifies the Administrator that although no charge has been brought against the supplier, disclosure by A.I.D. of evidence of wrongful conduct by the supplier would substantially hamper the law enforcement activities of the Department of Justice or the successful criminal or civil prosecution of the supplier, A.I.D. may extend the suspension:

(1) For a period of 18 months from the date of the notice of suspension; and

(2) For any further six-month period beyond the foregoing eighteen months upon redetermination and separate notification by the Attorney General to the Administrator concerning the effects of disclosure.

Subpart C—Ineligible Affiliate of the Supplier

§ 208.10 Debarment and suspension of an affiliate firm.

A.I.D. may extend the ineligibility of the supplier to other persons or firms if

(a) Such other persons or firms satisfy the criteria for affiliation described in § 208.11; and if

(b) Notice and opportunity for hearing as provided in Subpart D of this part are extended to such affiliates.

§ 208.11 Criteria for determining affiliation.

An "affiliate" of a supplier whom A.I.D. proposes to debar or has already debarred shall mean:

(a) *As between business firms.*

(1) Any subsidiary firm in which the supplier holds a beneficial interest which exceeds 49 percent; or

(2) Any parent firm which holds a beneficial interest in the supplier which exceeds 49 percent; or

(3) Any other subsidiary of the parent firm of the supplier if the parent firm holds a beneficial interest which exceeds 49 percent both in the supplier and in such other subsidiary;

(b) *As between a supplier who is an individual and a business firm.* Any firm in which:

(1) The supplier is the dominant owner or stockholder;

(2) The supplier is a director or policy-making officer; or

(3) A firm described in subparagraph (1) or (2) of this paragraph holds a beneficial interest which exceeds 49 percent.

Subpart D—Procedures for Notice and Hearing

§ 208.12 Requirement for Notice and Hearing.

(a) Suspension of a supplier or of an affiliated firm shall be preceded by notice as provided in § 208.13(a).

(b) Debarment of a supplier or of an affiliated firm shall be preceded:

(1) By suspension, if appropriate; and
(2) By notice as provided in § 208.14 and, if appropriate, as provided also in § 208.15; and

(3) Except as provided in § 208.18 by an opportunity to appear in an adversary hearing and to contest the proposed debarment.

§ 208.13 Notice of Suspension Pending Completion of Investigation by A.I.D.

(a) Affected persons shall be sent a written notice of the suspension and proposed debarment action. The notice shall state:

(1) The general reasons for the proposed debarment; and

(2) That the suspension is for a temporary period pending completion of an investigation by A.I.D. and any debarment proceedings which may follow.

(b) Affected persons shall be sent a written notice whenever A.I.D. extends the suspension period pursuant to § 208.9.

§ 208.14 Notice after completion of investigation.

(a) After completion of an investigation, A.I.D. shall determine whether to proceed with the proposed debarment. Affected persons shall be notified in writing accordingly.

(b) Notice of a proposed debarment shall advise affected persons that unless a written request for a hearing is received by A.I.D. (Office of the Executive Secretary) written fifteen days from the date of receipt of such notice, appropriate administrative action shall be instituted without further notice.

§ 208.15 Notice of hearing.

If in connection with any proposed debarment the supplier submits a request for a hearing within the period indicated in § 208.14(b), A.I.D. shall give written notice to all affected persons of the time, place and date on which such a hearing will be conducted.

§ 208.16 Notice received.

Notice of proposed administrative action shall be deemed to have been received by an affected person if the notice was properly mailed to the last known address of such person.

§ 208.17 Suspension without a hearing.

A.I.D. may suspend a supplier without a hearing:

(c) Pending completion of an investigation by A.I.D. of the facts upon which a proposed debarment action is to be based;

(b) During any A.I.D. debarment proceedings; or

(c) Pending completion of an investigation by any other federal agency and during any legal proceedings before a judicial or administrative tribunal other than an A.I.D. hearing examiner concerning facts which may establish a cause for debarment by A.I.D.

§ 208.18 Debarment without a hearing.

A.I.D. may debar a supplier or an affiliated firm without a hearing if:

(a) No hearing is requested within the period indicated in the notice described in § 208.14(b); or

(b) There are no disputed questions of fact relevant to the debarment issue; or

(c) The Administrator determines that the security interests of the United States override the interest of the supplier in an adversary hearing; or

(d) The supplier has been debarred by another federal agency and:

(1) Such debarment order was issued in substantial conformity with the concepts of notice and hearing set forth in § 208.12(b); and

(2) Opportunity is given to affected persons to explain why the debarment should not be extended in whole or in part to A.I.D.-financed contracts for the supply of commodities or commodity-related services.

§ 208.19 Date of the hearing.

Unless the Administrator determines that for good cause shown additional time should be granted, a hearing shall be instituted within twenty days after receipt of a request from an affected person for a hearing in response to the notice described in § 208.14.

§ 208.20 Hearing Examiner.

(a) The hearing shall be conducted before an impartial hearing examiner designated by the Administrator.

(b) The Administrator shall not be limited in the choice of a hearing examiner to persons employed by A.I.D. or by any other agency of the United States Government.

§ 208.21 Report to the Administrator.

The hearing examiner shall submit to the Administrator written findings based upon the record established during the hearing and recommendations concerning the proposed debarment based upon these findings.

208.22 Findings.

(a) Findings adequate to establish a cause for debarment shall be based upon substantial evidence. Standards of proof necessary for criminal conviction shall not apply.

(b) Evidence of criminal intent shall not be necessary to establish a cause for debarment.

(c) Findings shall not be circumscribed by technical rules of evidence.

§ 208.23 Recommendations.

The Administrator may approve or disapprove the recommendations of the hearing examiner in whole or in part.

Subpart E—Implementation of a Debarment or Suspension Order

§ 208.24 List of ineligible suppliers.

(a) *Organization of the list.* (1) The first section shall explain the purpose of the List and the significance of debarment and suspension (in terms of the provisions of this Part 208).

(2) The second section shall declare A.I.D.'s intention to keep the contents of the List current by additions and deletions, and that no prejudice whatsoever attaches to a supplier whose name has been removed from this list.

(3) The third section shall list debarred persons.

(4) The fourth section shall list suspended persons.

(b) *Information concerning ineligible suppliers.* (1) The supplier shall be described on the List of Ineligible Suppliers by name, address and type of commodity or service supplied. (Names shall be set forth in alphabetical order with appropriate cross-reference where more than one name is involved in a single action.)

(2) If a supplier engages in several activities or supplies several commodities and the suspension or debarment does not apply to the full range of the supplier's operations, the list shall clearly indicate the limited application of the sanction.

(3) With respect to any debarred supplier, the expiration date of such debarment shall be clearly indicated.

§ 208.25 Reference to the contents of the list.

The Administrator may take such action as he deems appropriate to direct the contents of the list to the attention of parties to A.I.D.-financed transactions. For this purpose the Administrator may direct that reference be made to the list or to any of its contents in any A.I.D. implementing document.

§ 208.26 Removal of ineligibility by the Administrator.

(a) The Administrator may remove the name of any supplier from the list of Ineligible Suppliers before the stated debarment period whenever the Administrator is reasonably satisfied that such action will not compromise the integrity of the Foreign Assistance Program or militate against the prudent use of Foreign Assistance Funds.

(b) A debarred supplier may at any time apply to the Administrator in writing for removal from the list and may set forth facts in support of such action.

Effective date. This part shall become effective on the date of its publication in the FEDERAL REGISTER.

Dated: July 7, 1964.

DAVID E. BELL,
Administrator.

[F.R. Doc. 64-6947; Filed, July 13, 1964;
8:45 a.m.]

Title 29—LABOR

Chapter IV—Office of Labor-Management and Welfare-Pension Reports, Department of Labor

SUBCHAPTER A—LABOR-MANAGEMENT REPORTS

PART 417—PROCEDURE FOR REMOVAL OF LOCAL LABOR ORGANIZATION OFFICERS

Correction

Federal Register Document 64-6459, published at page 8264 in the issue of Wednesday, July 1, 1964, corrected at 29 F.R. 8480, is further corrected as follows: Introductory text of § 417.2(e) should read as follows:

§ 417.2 Definitions.

(e) "Adequate procedure" shall mean any procedure which affords reasonable and equitable opportunity for (1) trial of an officer(s) charged with serious misconduct, and (2) removal of such an officer(s) if found guilty, and which contains the elements set forth in each of the subparagraphs of this paragraph: *Provided, however,* That any other procedure which provides otherwise reasonable and equitable measures for removal from office may also be considered adequate:

Title 38—PENSIONS, BONUSES, AND VETERANS' RELIEF

Chapter I—Veterans Administration

PART 3—ADJUDICATION

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

WAR ORPHANS' EDUCATIONAL ASSISTANCE

1. In § 3.707(a), subparagraph (1) and (3) are amended to read as follows:

§ 3.707 War orphans' educational assistance.

(a) (1) Election of war orphans' educational assistance is a bar in the same or any other case to further payments of pension, compensation or dependency and indemnity compensation after age 18 because of approved school attendance. Such benefits may be paid concurrently, however, except as provided in subparagraph (2) of this paragraph, for a child under the age of 18 years or for a helpless child.

(3) Election is final after one payment has been made to or for a child or as an administrative allowance to the school. Payment will be considered to have been made when the school has submitted a certification of the child's enrollment and a certification of training, thereby establishing entitlement to payment of an administrative (the reporting) allowance for the certification.

(See § 21.3057) (38 U.S.C. 1701; 1762; 3104(b) (2); Public Law 88-361)

2. Section 3.807 is revised to read as follows:

§ 3.807 War orphans' educational assistance; certification.

For the purposes of war orphans' educational assistance, the child of a veteran will have basic eligibility if the child meets the definitions of relationship contained in § 3.57 except as to the requirement of age and marital status, and the following conditions are met.

(a) *General.* Basic eligibility exists if the veteran:

(1) Was discharged from service under conditions other than dishonorable, or died in service; and

(2) Has a permanent total service-connected disability; or

(3) A permanent total service-connected disability was in existence at the date of his death; or

(4) Died as a result of service-connected disability.

(b) *Service.* Service-connected disability or death must have been the result of active military, naval, or air service during:

(1) Spanish-American War between April 21, 1898, and July 4, 1902, or, if the veteran served with the United States military forces engaged in hostilities in the Moro Province, between April 21, 1898, and July 15, 1903 (effective September 8, 1959);

(2) World War I between April 6, 1917, and November 11, 1918 (effective October 1, 1956), or, if the veteran served with the United States military forces in Russia, between April 6, 1917, and April 1, 1920 (effective January 1, 1959);

(3) World War II between December 7, 1941, and December 31, 1946 (effective October 1, 1956);

(4) Korean conflict between June 27, 1950, and January 31, 1955 (effective October 1, 1956); or

(5) An induction period (effective September 14, 1960). "Induction period" means the following periods: September 16, 1940, through December 6, 1941; January 1, 1947, through June 26, 1950; February 1, 1955, through the day before the first date on which inductions are no longer made. Service during the induction period which is deemed to be active service under 38 U.S.C. 106 is not included.

(c) *Service connection.* The provisions of this paragraph are applicable to disabilities incurred or aggravated during active service. Cases where eligibility for service-connected benefits is established under § 3.800 are not included.

(1) In claims based on service during a war period as limited by paragraph (b) of this section, the standards and criteria for determining service connection, either direct or presumptive, based on wartime service are applicable.

(2) In claims based on service during an induction period, the standards and criteria for determining service connection based on peacetime service are applicable where the disease or injury directly resulted from armed conflict or

was directly incurred while engaged in extra-hazardous service (including such service under conditions simulating war).

(3) Except as provided in subparagraph (2) of this paragraph, in claims based on service during an induction period, the cause of disability, or the cause of death, either primary or contributory, must have resulted directly from, and the causative factor must have been, the performance of such service while on duty status. This criterion is met if the disease or injury flowed from the performance of duty under military order or direction, regardless of the fact that such duty may have involved risks no greater than those of civilian life. It must be shown that it is reasonable to expect that the disease or injury would not have been incurred if the individual had not been performing active service. (38 U.S.C. 1701; Public Law 88-361)

3. Immediately following § 3.807, a new cross reference is added so that the cross references as revised read as follows:

CROSS REFERENCES: Discontinuance. See § 3.503(h). Election; concurrent benefits. See § 3.707.

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

These VA Regulations are effective July 7, 1964.

Approved: July 7, 1964.

By direction of the Administrator.

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

[F.R. Doc. 64-6987; Filed, July 13, 1964; 8:51 a.m.]

PART 3—ADJUDICATION

Subpart B—Burial Benefits

PAYMENTS FROM NON-VETERANS ADMINISTRATION SOURCES

In § 3.1604, that portion preceding paragraph (a) is revoked and paragraph (a) is amended so that the amended material reads as follows:

§ 3.1604 Payments from non-Veterans Administration sources.

(a) *Contributions or payments by public or private organizations.* When contributions or payments on the burial expenses have been made by a State, any agency or political subdivision of the United States or of a State, or the employer of the deceased veteran only the difference between the entire burial expenses and the amount paid thereon by any of these agencies or organizations, not to exceed \$250, will be authorized. Contributions or payments by any other public or private organization such as a lodge, union, fraternal or beneficial organization, society, burial association or insurance company, will bar payment of the burial allowance if such allowance would revert to the funds of such organization or would discharge such organization's obligation without payment.

(1) A contract or policy which provides for payment at death of a specified amount to a designated beneficiary other than the person rendering burial and funeral services will not bar payment of

the burial allowance to the beneficiary even though the organization issuing the contract or policy retains an option to make payment direct to the person rendering burial and funeral services.

(2) The provisions of this paragraph do not apply to contributions or payments on the burial and funeral expenses which are made for humanitarian reasons if the organization making the contribution or payment is under no legal obligation to do so.

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

This VA Regulation is effective July 7, 1964.

Approved: July 7, 1964.

By direction of the Administrator.

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

[F.R. Doc. 64-6988; Filed, July 13, 1964;
8:51 a.m.]

Title 39—POSTAL SERVICE

Chapter I—Post Office Department

PART 4—INFORMATION ON POSTAL MATTERS

PART 121—OUTGOING PARCELS

PART 151—CUSTOMS

Miscellaneous Amendments

The regulations of the Post Office Department are amended as follows:

I. Section 4.1 is amended for the purpose of clarification to read as follows:

§ 4.1 Inquiries.

Inquiries in regard to mail should be made to local postmasters.

NOTE: The corresponding Postal Manual Section is 114.1.

II. Section 4.2 is amended to show the list of postal publications therein. As so amended § 4.2 reads as follows:

§ 4.2 General postal publications.

The following postal publications may be purchased from the Superintendent of Documents, Government Printing Office, Washington, D.C., 20402.

Title	Price
Postal Manual— Chapters 1 and 2	\$4.00. \$1.00.*
Chapters 1 through 8	\$10.00.
Chapter 1, Post Office Services (Domestic), and Chapter 2, International Mail, explain the services available, prescribe rates and fees, and prescribe conditions under which postal services are available to the public. Chapters 3 through 8 contain internal operating procedures of the Post Office Department and generally are not needed by other than postal employees.	
Postal Bulletin	\$2.25 a year. \$2.50.*
Issued weekly to transmit timely or transitional instructions and information relating to the Postal Service, including philatelic, airmail, money order, parcel post, etc. The Postal Bulletin will be retained by postal installations for 6 months only. Any permanent instructions published in the Postal Bulletin will be reissued in the Postal Manual or in other permanent form.	

See footnotes at end of document.

Title	Price	Title	Price
Commemorative Stamp Posters	\$1.50 a year. \$0.50.*	Mailing Permits (excerpts from Chapter 1, Postal Manual)	(1)
8 x 10 1/4-inch posters provide advance notification on commemorative stamps. Show enlarged illustrations of stamp and other data of interest to stamp collectors.		Mailing Chute Rules, Regulations, and Specifications (Excerpts from Ch. 1, Postal Manual)	(1)
Restrictions on Transportation of Letters, The Private Express Statutes and Interpretations, Fourth Edition.	\$0.15.	Apartment House Mail Receipts, Regulations and Instructions (Excerpts from Ch. 1, Postal Manual)	(1)
A compilation of the statutes restricting the transportation of letters and the interpretations placed on them by the Post Office Department.		How To Prepare Second- and Third-Class Mailings	(1)
Country List of Post Offices	\$0.00.		
Lists all post offices alphabetically by counties within States. Shows number of rural mailboxes served from post offices, number of boxes at those post offices that do not have city carrier service, and other pertinent information.			
Annual Report of the Postmaster General	\$0.70.		
Presents an overall picture of the activities of the Department for fiscal year. Following a brief financial summary, this report gives details on such topics as operations and services; research and engineering; transportation policies and methods; financial and related services; facilities and equipment; public relations; the inspection service, legal matters, and legislative program; judicial functions; and other functions of the Post Office Department. Includes a comprehensive appendix containing numerous tables of statistical data on the postal service.			
Interim Report to the PMG by the P.O.D. Advisory Board on Research, Development, and Mechanization in the Post Office Department	\$0.30.		
Report on the preliminary phase of an independent study of the Department's program on research, development, and mechanization and its impact on personnel policies and practices.			
Directory of Post Offices	\$2.50.		
Used for identifying post offices and in computing parcel post rates. Explains the ZIP Code system. Lists regional offices; inspection service divisions; number of post offices, by classes, in each State and territory; zoned offices for which individual ZIP Code Directories are available; sectional centers by States; sectional centers alphabetically (by cities); State list of post offices, branch post offices, and stations (includes ZIP Code numbers); numerical list of post offices by ZIP code numbers; alphabetical list of post offices, branches, and named stations; post offices by States and counties; post offices discontinued and names changed; named stations and branches discontinued and names changed; army posts, camps, and stations and air force bases, fields, and installations.			
Directory of International Mail (loose-leaf)	\$5.00.		
With binder	\$1.50.*		
Without binder	\$2.50. \$1.25.*		
Contains detailed information about postage rates, services available, prohibitions, import restrictions, and other conditions governing mail to other countries. Countries are listed alphabetically with the specific requirements applicable to mail addressed to each of them.			
International Mail	(1)		
Agreement Between U.S. Post Office Department and Six National Employee Organizations	\$0.30.		
How To Pack and Wrap Parcels for Mailing (Excerpts from Ch. 1, Postal Manual)	(1)		
Domestic Postage Rates and Fees	(1)		
Receipts and Classes of Post Offices	\$1.00.		
Lists all post offices alphabetically by States; shows their class, salary level of postmaster, and receipts.			
Postage Stamps of the United States, 1847-1961	\$1.25.		
Illustrates all stamps from the first adhesive stamp, issued in 1847, through the Nursing Commemorative Stamp, issued Dec. 28, 1961. Gives detailed information on each stamp and miscellaneous historical information.			
Postal Laws (loose-leaf)	\$2.20.		
A compilation of laws affecting the Post Office Department. Contains all of Title 39 of the United States Code, and pertinent parts of Titles 2, 5, 6, 7, 15, 16, 17, 18, 22, 26, 28, 31, 38, 39, 40, 41, 45, 48, 49, and 50.			

* Available at post offices for distribution to patrons free of charge.
* Additional for foreign mailing.

NOTE: The corresponding Postal Manual sections are 114.21 and 114.22.

III. In § 121.6, as amended by 29 F.R. 3518-3520, subparagraph (3) of paragraph (a) is amended to require the use of strong cord to attach forms. As so amended, subparagraph (3) reads as follows:

§ 121.6 Documentation.

(a) Customs declaration, Form 2966.

(3) Affixing by sender. In addition to being tied by means of a strong cord passed through the eyelets, the tag must be bound to the parcel so that it lies flat and cannot be used as a handle to lift the parcel.

NOTE: The corresponding Postal Manual section is 231.613.

IV. In § 151.5, as amended by 29 F.R. 6089, subparagraph (2) of paragraph (f) is amended to show that inquiries regarding customs mail will be handled by chief accountant or other designated employee. As so amended, subparagraph (2) reads as follows:

§ 151.5 Treatment at delivery office.

(f) Uncollected items.

(2) Past-due entries. When the issuing customs port of entry does not receive a report of disposition of dutiable article, the collector of customs will forward an inquiry to the postmaster on Customs Form 3423, Transcript of Entry of Merchandise Imported Through the Mails, in duplicate, requesting information on the disposition of entries involved. On receipt of Customs Form 3423 the chief accountant, or other employee designated by postmaster in offices not having a chief accountant, will make a search for Customs Form 3419. If form is located, return both copies of Customs Form 3423 to port of entry with notation that the entry will be accounted for in the usual manner when collection is effected, or note on Customs Form 3423, the control number of the register. Form 2932, on which the entry was reported. When search fails to locate record of Customs Form 3419 or related package, notify the collector of customs accordingly.

NOTE: The corresponding Postal Manual section is 261.562.

(RS 161, as amended; 5 U.S.C. 22, 39 U.S.C. 501, 505)

LOUIS J. DOYLE,
General Counsel.

[F.R. Doc. 64-6978; Filed, July 13, 1964;
8:50 a.m.]

Title 43—PUBLIC LANDS: INTERIOR

Chapter II—Bureau of Land Management

APPENDIX—PUBLIC LAND ORDERS

[Public Land Order 3419]

[Montana 063302]

SOUTH DAKOTA

Withdrawal for Use of Department of Army for Flood Control

By virtue of the authority vested in the President and pursuant to Executive Order No. 10355 of May 26, 1952 (17 F.R. 4831), it is ordered as follows:

Subject to valid existing rights, the following-described land is hereby withdrawn from all forms of appropriation under the public land laws, including the mining laws, but not from leasing under the mineral leasing laws, and reserved for use in connection with the Fort Randall Dam and Lake Francis Case Project, under the supervision of the Department of the Army, as authorized by the Flood Control Act of December 22, 1944 (58 Stat. 887; 33 U.S.C. 701).

FIFTH PRINCIPAL MERIDIAN

T. 104 N., R. 72 W.,
Sec. 26, lot 1.

Containing 0.7 acre.

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

JULY 8, 1964.

[F.R. Doc. 64-6949; Filed, July 13, 1964;
8:47 a.m.]

Title 45—PUBLIC WELFARE

Chapter V—Foreign Claims Settlement Commission of the United States

SUBCHAPTER F—RECEIPT, ADMINISTRATION AND PAYMENT OF CLAIMS, UNDER TITLE II OF THE WAR CLAIMS ACT OF 1948, AS AMENDED BY PUBLIC LAW 87-846

PART 580—FILING OF CLAIMS AND PROCEDURES THEREFOR

Time for Filing

Section 580.1 *Time for filing*, is amended to read as follows:

§ 580.1 Time for filing.

Claims under Title II of the War Claims Act of 1948, as amended by Public Law 87-846, shall be filed with the Commission on or before January 15, 1965.

No. 136—3

This amendment shall become effective on the date of publication in the FEDERAL REGISTER.

EDWARD D. RE,
Chairman, Foreign Claims Settlement
Commission of the
United States.

[F.R. Doc. 64-6967; Filed, July 13, 1964;
8:49 a.m.]

Title 49—TRANSPORTATION

Chapter I—Interstate Commerce Commission

SUBCHAPTER B—CARRIERS BY MOTOR VEHICLE

[Ex Parte No. MC-7]

PART 170—COMMERCIAL ZONES

Washington, D.C.

Correction

In F.R. Doc. 64-5784, appearing at page 7511 of the issue for Thursday, June 11, 1964, § 170.4 should read as follows:

§ 170.4 Washington, D.C.

The zone adjacent to and commercially a part of Washington, D.C., within which transportation by motor vehicle, in interstate or foreign commerce, not under a common control, management, or arrangement for a continuous carriage or shipment to or from a point beyond such zone, is partially exempt from regulation under section 203(b) (8) of the Interstate Commerce Act (49 U.S.C. 303(b) (8)) includes and is comprised of all points in an area bounded by a line as follows:

Beginning at the intersection of MacArthur Boulevard and Falls Road (Maryland Highway 189) and extending along Falls Road for a distance of about 4.7 miles to its junction with Tuckerman Lane (also called Winters Road), thence easterly over Tuckerman Lane to its junction with Old Georgetown Road (Maryland Highway 187), thence northerly along Old Georgetown Road to its junction with Rockville Turnpike (U.S. Highway 240), thence southerly along Rockville Turnpike about 0.1 mile to its junction with Montrose Road, thence easterly along Montrose Road for a distance of about 1.2 miles to its junction with an unnumbered highway, thence northeasterly along such unnumbered highway about 0.7 mile to its junction with Viers Mill Road (Maryland Highway 586), thence northwesterly along Viers Mill Road about 1 mile to its junction with an unnumbered highway, thence northeasterly along such unnumbered highway to its junction with Brookeville Road (Maryland Highway 97), thence southeasterly along Brookeville Road to its junction with Maryland Highway 183, thence northeasterly along Maryland Highway 183 to Colesville, Md., thence southeasterly along Beltsville Road to its junction with Powder Mill Road (Maryland Highway 212), thence easterly over Powder Mill Road to its junction with Montgomery Road, thence northeasterly along

Montgomery Road approximately 0.2 mile to its junction with an unnumbered highway extending northeasterly to the north of Amundale Normal Institute, thence along such unnumbered highway for a distance of about 2.2 miles to its junction somewhat north of Virginia Manor, Md., with an unnumbered highway extending easterly through Muirkirk, Md., thence along such unnumbered highway through Muirkirk to its junction, approximately 1.8 miles east of the Baltimore and Ohio Railroad, with an unnumbered highway, thence southwesterly along such unnumbered highway for a distance of about 0.5 mile to its junction with an unnumbered highway, thence southeasterly along such unnumbered highway through Springfield and Hillmeade, Md., to its junction with Defense Highway (U.S. Highway 50), thence southwesterly along Defense Highway approximately 0.8 mile to its junction with Enterprise Road (Maryland Highway 556), thence southerly over Enterprise Road to its junction with Central Avenue (Maryland Highway 214), thence westerly over Central Avenue about 0.5 mile to its crossing of Western Branch, thence southerly down the course of Western Branch to Maryland Highway 202, thence westerly approximately 0.3 mile along Maryland Highway 202 to its junction with White House Road, thence southwesterly along White House Road to its junction with Maryland Highway 221, thence southeasterly along Maryland Highway 221 to its junction with Maryland Highway 4, thence westerly along Maryland Highway 4 to the boundary of Andrews Air Force Base, thence south and west along said boundary to Brandywine Road (Maryland Highway 5), thence northwesterly along Maryland Highway 5 to its junction with Maryland Highway 337, thence southwesterly along Maryland Highway 337 to its junction with Maryland Highway 224, thence southerly along Maryland Highway 224 to a point opposite the mouth of Broad Creek, thence due west across the Potomac River to the west bank thereof, thence southerly along the west bank of the Potomac River to Gunston Cove, thence up the course of Gunston Cove to Pohick Creek, thence up the course of Pohick Creek to Telegraph Road (Virginia Highway 611), thence northeasterly along Telegraph Road to its junction with Back Lick Road (Virginia Highway 617), thence northerly along Back Lick Road through Newington, Springfield, and Springfield Station, Va., to Annandale, Va., thence northerly along Virginia Highway 649 to its junction with Virginia Highway 709, thence northerly along Virginia Highway 709 to its junction with Virginia Highway 650, thence northerly along Virginia Highway 650 to its junction with Virginia Highway 7, thence northwesterly over Virginia Highway 7 to its junction with the Dulles Airport Access Highway, thence east over the Dulles Airport Access Highway to its junction with Interstate Highway 495, thence northeasterly over Interstate Highway 495 to its junction with Ash Grove Road (Virginia Highway 694), thence northwesterly along Ash Grove Road to Jones Corners, Va., thence northeasterly along Swinks Mill Road (Virginia Highway 685) to Swinks Mill, Va., thence along the course of Scott Run to the Potomac River, thence due north across the river to MacArthur Boulevard, thence northwesterly along MacArthur Boulevard to its junction with Maryland Highway 189, the point of beginning.

Proposed Rule Making

DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

[7 CFR Part 948]

IRISH POTATOES GROWN IN COLORADO

Proposed Changes Regarding Fiscal Period and Expenses and Rate of Assessment for Area No. 2

Notice is hereby given of a proposal to change the fiscal period for Area No. 2 which began June 1, 1963, to extend it through June 30, 1964, and to change subsequent fiscal periods to begin July 1 each year and to end June 30, inclusive, of the following year. Also, it is proposed to make the current budget of expenses and rate of assessment applicable to the initial 13-month fiscal period. No changes in either the assessment rate or the approved expenses (7 CFR 948.244) will be necessary to cover the 13-month fiscal period.

The proposed changes were recommended by the Area Committee for Area No. 2 (San Luis Valley) established under Marketing Agreement No. 97, as amended, and Order No. 948, as amended (7 CFR Part 948), pursuant to which this regulatory program is effective.

All persons who desire to submit written data, views, or arguments in connection with the aforesaid proposals shall file the same, in quadruplicate, with the Hearing Clerk, United States Department of Agriculture, Room 112, Administration Building, Washington, D.C., 20250, not later than the 15th day after the publication of this notice in the FEDERAL REGISTER. All written submissions made pursuant to this notice will be made available for public inspection at the office of the Hearing Clerk during regular business hours (7 CFR 1.27(b)).

The proposals are:

A. For Area No. 2, the fiscal period for 1963-64 which began June 1, 1963, is amended to end June 30, 1964, both dates inclusive.

B. Change the ending date of the fiscal period appearing in § 948.244(a) to read "June 30, 1964."

C. Amend § 948.103 to read as follows:
§ 948.103 Fiscal period.

(a) The fiscal periods for Area No. 1 and for Area No. 3 shall begin June 1 of each year and end May 31 of the following year, both dates inclusive.

(b) The fiscal periods for Area No. 2 shall begin July 1 and end June 30 of the following year, both dates inclusive.

Dated: July 9, 1964.

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

[F.R. Doc. 64-6959; Filed, July 13, 1964;
8:48 a.m.]

CIVIL AERONAUTICS BOARD

[14 CFR Part 241]

[Economic Regs. Docket No. 14790]

UNIFORM SYSTEM OF ACCOUNTS AND REPORTS FOR CERTIFICATED AIR CARRIERS ACCOUNTING FOR INVESTMENT TAX CREDITS

Supplemental Notice of Proposed Rule Making

JULY 9, 1964.

The Board, by publication in 28 F.R. 10785 and by circulation of a notice of proposed rule making, EDR-61, dated October 2, 1963, gave notice that it had under consideration proposed amendments to Part 241 of the Economic Regulations (Uniform System of Accounts and Reports for Certificated Air Carriers) to prescribe accounting requirements for investment tax credits under section 38 of the Internal Revenue Code. These proposals were based upon provisions of the Revenue Act of 1962 (Pub. L. 87-834, 76 Stat. 960). However, since the Revenue Act of 1964 (Pub. L. 88-272) modified the 1962 act with respect to the investment tax credit, the Board's proposed amendment has been revised as explained in the Explanatory Statement below and as indicated in the text of the proposed new rule. The rule is proposed under the authority of sections 204(a) and 407 of the Federal Aviation Act, as amended (72 Stat. 743, 766; 49 U.S.C. 1324, 1377).

Interested persons may participate in the proposed rule making through submission of ten (10) copies of written data, views, or arguments pertaining thereto, addressed to the Docket Section, Civil Aeronautics Board, Washington, D.C., 20542. All relevant matter in communications received on or before August 12, 1964, will be considered by the Board before taking action. Upon receipt by the Board, copies of such communications will be available for examination by interested persons in the Docket Section of the Board, Room 711, Universal Building, 1825 Connecticut Avenue NW., Washington, D.C. Since comments in response to the previously proposed rule are applicable in part to this supplemental proposal, they will be considered together with comments on this notice before a final rule is issued.

By the Civil Aeronautics Board.

[SEAL] HAROLD R. SANDERSON,
Secretary.

Explanatory statement. The Board proposed, in Docket 14790 (EDR-61), certain amendments to Part 241 of the Economic Regulations prescribing accounting for investment tax credits available to the carriers under section 38 of the Internal Revenue Code. These proposals were based upon provisions of the

Revenue Act of 1962 (Pub. L. 87-834, 76 Stat. 960). However, since provisions of the Revenue Act of 1964 (Pub. L. 88-272) significantly alter the 1962 Act with respect to the investment tax credit, the Board is modifying its proposed rule as explained herein.

The Internal Revenue Code provides an investment tax credit which for the air transport industry is equivalent to 7 percent of the cost of certain depreciable assets placed in service during the taxable year. Application of the credit in reduction of income tax liabilities is subject to certain conditions set forth in the Revenue Act. Among such conditions are: (1) Unused credits may be carried forward 5 years; (2) used credits are refundable to the United States Treasury in graduated proportions if the related assets are disposed of before the expiration of certain statutory periods, namely, 4, 6, and 8 years; and (3) the amount of credit that may be used in any year cannot exceed \$25,000 of the tax liability plus 25 percent of any remaining tax liability for the year. All these provisions were unchanged by the 1964 Revenue Act.

The Revenue Act of 1962 provided for the full amount of the credit to be offset against the cost of the related property in computing depreciation for tax purposes. For this reason the rule as previously proposed would have deferred 52 percent of the credit as representing a postponement of tax liability. The balance of 48 percent would have been credited to tax expense, representing permanent tax relief provided the related property is retained for the statutory minimum number of years. However, the new Revenue Act, effective January 1, 1964, repealed this provision. Accordingly, deferred tax accounting for any of the credit no longer applies. Further, the new law limits the power of regulatory agencies to take into account the investment tax credit for the purpose of establishing the cost of service.

In view of the foregoing, the Board is now proposing to amend its Uniform System of Accounts and Reports to prescribe specific accounting and reporting methods for the investment tax credit. The proposed amendments are designed to disclose clearly the basic individual tax elements requiring separate consideration for regulatory purposes and would require the following accounting and reporting procedures:

(1) Contra memorandum accounts would be maintained that would reflect currently the unused and unexpired investment tax credits. The contra accounts would be offset for statement purposes and reported separately as a notation on Schedule B-2 "Notes to Balance Sheet" of CAB Form 41.

(2) Investment tax credits applied as a reduction of tax liability during each period would be charged to account 2131

Accrued Federal Income Taxes and credited to a new profit and loss account 9193 "Investment Tax Credits Realized" as a reduction in income tax expense for the year.

(3) Thus, the income statement would reflect separately, for each period, the actual income taxes before investment tax credits, the full amount of investment tax credits realized through reduction in tax liability, the net of accruals to and amortizations from the deferred tax account, and the total income tax expense for the period.

The industry as a whole has not realized material taxable profits during the past few years because of the impact of the jet acquisition program as well as certain tax practices. Ordinarily the carriers make heavy investments in aircraft on a cyclical basis which, augmented by accelerated depreciation practices and the Internal Revenue Service Guideline methods, have tended to produce tax losses in the early years of the cycle and peak taxable profits toward the end. Therefore, available investment tax credits may not be realized in whole or in part during the 5-year carry-forward period because of the lack of taxable profits, the priority of carry-forward operating losses, and the limitations imposed by law as to the amount available for use in any one year as a tax offset.

Because of these factors, the Board also invites comments on a suggested alternative method of accounting for unused tax credits. Under the alternative, available but unused credits, reasonably expected to be realized within the carry-forward period, would be debited to a deferred charge account and credited to a deferred credit account. The deferred credit would be amortized evenly over the 5-year carry-forward period. As investment tax credits are used to reduce the income tax liability, the deferred charge account would be relieved by offset against the tax liability. Any available investment tax credit not used to reduce the tax liability within the 5-year carry-forward period would be debited to income in the final year of such period. In commenting upon this alternative, the carriers are requested to submit projections of information in respect to the availability and use of investment tax credits that would be helpful to the Board in evaluating this alternative.

It is proposed to amend Part 241 of the Economic Regulations (14 CFR Part 241) as follows:

1. By adding a new paragraph (c) to section 2-6 "Federal income tax accruals" to read:

(c) Investment tax credits shall be accounted for in accordance with the provisions of balance sheet account 2131 Accrued Federal Income Taxes.

2. By amending section 6 "Account 2131 Accrued Federal Income Taxes" to read:

(a) Record here accruals for currently payable Federal income taxes. Provi-

sions for deferred taxes shall not be accrued except as provided in section 2-6.

(b) The amount of any potential investment tax credit, computed pursuant to section 46 of the Internal Revenue Code, applicable to property placed in service during each accounting period, and not used as an offset against income tax liability, shall be debited to a memorandum account, under balance sheet account 1890 Other Deferred Charges, titled "Investment Tax Credits Available" and shall be credited to a memorandum account also under balance sheet account 1890, titled "Unrealized Investment Tax Credits." As investment tax credits are used in the reduction of tax liabilities, or expire, these two memorandum accounts shall be adjusted to the remaining outstanding balance of unused but allowable credits. This balance sheet account 2131 shall be debited, and profit and loss account 9193

Investment Tax Credits Realized shall be credited, in the period in which each credit is used in reduction of Federal income tax liabilities.

(c) In the event property is disposed of, or otherwise becomes ineligible for investment tax credits previously allowed, the amount of the decrease in the credits allowed shall be debited to profit and loss account 9193 Investment Tax Credits Realized and shall be credited to this balance sheet account 2131.

3. By amending section 7 "Chart of Profit and Loss Accounts" to change the title of account 91 to Normal Taxes, Surtaxes, and Miscellaneous Tax Credits; to insert a new account 93 Investment Tax Credits Realized; to change the account number for Provisions for Deferred Federal Income Taxes to 95; and to delete former account 95 Excess Profits Taxes, the revised part of section 7 to read:

Objective classification of profit and loss elements		Functional or financial activity to which applicable (00)		
		Group I Carriers	Group II Carriers	Group III Carriers
INCOME TAXES FOR CURRENT PERIOD				
91	Normal income taxes, surtaxes, and miscellaneous tax credits.....	91	91	91
93	Investment tax credits realized.....	91	91	91
95	Provisions for deferred Federal income taxes.....			
95.1	Current provisions for deferred taxes.....	91	91	91
95.2	Application of deferred taxes.....	91	91	91
95.3	Adjustment of deferred taxes.....	91	91	91

4. By amending section 15 "Objective Classification—Income Taxes for Current Period" as follows:

(a) By changing the title of account 91 Normal Income Taxes and Surtaxes to 91 Normal Income Taxes, Surtaxes, and Miscellaneous Tax Credits.

(b) By deleting account 95 Excess Profits Taxes.

(c) By inserting a new account 93 Investment Tax Credits Realized to read:

93 Investment Tax Credits Realized.
Record here investment tax credits applied in reduction of Federal income tax liabilities pursuant to the provisions of balance sheet account 2131 Accrued Federal Income Taxes.

(d) By changing from 92 to 95 the number of the account, Provisions for Deferred Federal Income Taxes.

5. By amending Section 23 "Certification and Balance Sheet Elements," Schedule B-2—Notes to Balance Sheet, by inserting a new paragraph (e) to read:

(e) The balances in subaccounts of balance sheet account 1890 Other Deferred Charges titled "Investment Tax Credits Available" and "Unrealized Investment Tax Credits," reflecting unexpired but unused investment tax credits pursuant to the provisions of balance sheet account 2131 Accrued Federal Income Taxes, shall be set forth in this schedule as at the end of each calendar quarter.

6. By amending section 24 "Profit and Loss Elements," Schedule P-3—Transport Revenues; Depreciation and Amortization; Nonoperating Income and Expense—Net; Income Taxes, by deleting from the heading thereof "Income Taxes" and revising paragraph (d) thereunder to read:

d. Depreciation and Amortization and Nonoperating Income and Expense—Net shall be reported in the indicated detail applicable to the corresponding amounts reported in schedule P-1—Income Statement.

7. By amending Schedules P-1.1 and P-1.2 Income Statement of CAB Form 41 under "Income Taxes for Current Period" to reflect the foregoing changes in accounting, the amended part of the schedule incorporated herein by reference to appear as follows:

INCOME TAXES FOR CURRENT PERIOD	
Normal taxes, surtaxes, and miscellaneous tax credits.....	9191
Investment tax credits realized.....	9193
Provisions for deferred Federal income taxes (see Sch. B-3).....	9195
Total income taxes for current period.....	9199
Net income before special items.....	9699

8. By amending Schedule P-3 of CAB Form 41 by deleting the section titled "Income Taxes."

[F.R. Doc. 64-6972; Filed, July 13, 1964; 8:49 a.m.]

Notices

DEPARTMENT OF STATE

Agency for International Development

[Delegation of Authority 47]

ASSISTANT ADMINISTRATOR FOR AFRICA

Delegation of Authority

1. Pursuant to the authority vested in the Administrator of the Agency for International Development by Delegation of Authority No. 104 from the Secretary of State, dated November 3, 1961, as amended, and in accordance with the authority contained in section 635(b) of the Foreign Assistance Act of 1961, as amended, I hereby delegate to the Assistant Administrator for Africa authority to authorize the Director of the USAID/Guinea to exercise the authorities described in § 206.5(A) (2) of Regulation 6 with respect to (i) a host country contract for management, advisory and training services to Air Guinea, the national airline of the Republic of Guinea to be entered into between Air Guinea and Pan American World Airways, Inc. ("Pan Am") and (ii) a direct contract (AID/afr-196) between Pan Am and A.I.D. pursuant to which A.I.D. will finance the work and services to be performed by Pan Am pursuant to the above-mentioned host-country contract.

2. This authority may not be redelegated.

3. This delegation of authority shall be effective immediately.

Dated: July 3, 1964.

WILLIAM S. GAUD,
Deputy Administrator.

[F.R. Doc. 64-6948; Filed, July 13, 1964;
8:47 a.m.]

DEPARTMENT OF JUSTICE

Office of Alien Property

UNIVERSAL EDITION A. G.

Notice of Intention To Return Vested Property

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

Claimant, Claim No., Property, and Location
Universal Edition A.G., Vienna, Austria;
Claim No. 42926; Vesting Order No. 2096;
To Universal Edition A.G.: \$9,645.21 in the Treasury of the United States; To Universal Edition A.G. for the benefit of the persons named below, in the amounts set forth opposite each name:

1. Erno Balogh, \$9.88; 2. Ralph Benatzky, heir, Mela Benatzky, \$30.85; 3. Louis Gruenberg, \$23.18; 4. Mark Brunswick, \$6.92; 5. Ignaz A. Friedman and Eduard Gartner, heirs Maria Friedman and Renee King, \$578.71; 6. Hans Gal, \$13.35; 7. Arthur Honegger, heirs, Andree Louise Vaurabourg, Julia Pascale Honegger and Jean Claude Arthur Honegger, \$62.25; 8. Rolf Liebermann, \$42.52; 9. Bohuslav Martinu, heir, Charlotte Martinu, \$112.05; Claim No. 42926; 10. Frederick Stock, heir, Vera S. Wolfe, \$33.84; 11. Joachim Stutchevsky, \$135.12; 12. Nikolaus Tscherepnin, heir, Alexander Tscherepnin, \$2.20; 13. Karl Weigl, heir, Valerie Weigl, \$175.10; 14. Alexander Zemlinsky, heirs, Louise Zemlinsky and Johanna Zemlinsky, \$217.92; 15. E. N. von Razneck, heir, Felicitas J. von Razneck, \$2,469.59.

All of the above amounts are held in the Treasury of the United States.

Executed at Washington, D.C., on July 7, 1964.

For the Attorney General.

[SEAL] ANTHONY L. MONDELLO,
Deputy Director,
Office of Alien Property.

[F.R. Doc. 64-6938; Filed, July 13, 1964;
8:45 a.m.]

DEPARTMENT OF THE INTERIOR

Bureau of Land Management CALIFORNIA

Notice of Proposed Withdrawal and Reservation of Lands

JULY 6, 1964.

The Bureau of Land Management, United States Department of the Interior, has filed an application Serial Number Sacramento 078663 for the withdrawal of the land described below, from all forms of appropriation under the public land laws, including the mining but not the mineral leasing laws. The applicant desires the land for a recreation site for camping and day use.

For a period of 30 days from the date of publication of this notice, all persons who wish to submit comments, suggestions, or objections in connection with the proposed withdrawal may present their views in writing to the undersigned officer of the Bureau of Land Management, Department of the Interior, Room 4201, U.S. Courthouse and Federal Building, 650 Capitol Mall, Sacramento, California, 95814.

The authorized officer of the Bureau of Land Management will undertake such investigations as are necessary to determine the existing and potential demand for the lands and their resources. He will also prepare a report for consideration by the Secretary of the Interior who will determine whether or not the lands will be withdrawn as requested.

The determination of the Secretary on the application will be published in

the FEDERAL REGISTER. A separate notice will be sent to each interested party of record.

If circumstances warrant it, a public hearing will be held at a convenient time and place, which will be announced.

The lands involved in the application are:

CALIFORNIA

MOUNT DIABLO MERIDIAN

Junction City Site—Trinity River

T. 33 N., R. 11 W.,
Sec. 1, lot 12, NW¼NE¼SW¼, and NE¼NW¼SW¼.

The area described herein aggregates 57.99 acres.

JOHN E. CLUTE,
Acting Manager.

[F.R. Doc. 64-6969; Filed, July 13, 1964;
8:49 a.m.]

[W-0310323]

WYOMING

Small Tract Classification: Opening Unclassified Lands to Application

JULY 6, 1964.

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 land as suitable for lease only for business site purposes under the Small Tract Act of June 1, 1938 (52 Stat. 609, 43 U.S.C. 682a), as amended:

SIXTH PRINCIPAL MERIDIAN, WYOMING

T. 40 N., R. 78 W.,

Sec. 30, lots 1 and 2.

A tract of land situated in lots 1 and 2, more particularly described as follows: Beginning at a point on the west boundary of sec. 30, which is S. 0°17' E., 491.56 feet from the northwest corner of sec. 30, T. 40 N., R. 78 W.; thence S. 0°17' E. on the west boundary of sec. 30, 791.53 feet to a point; thence S. 80°17' E., 374.88 feet to a point; thence S. 82°3' E., 88.34 feet to a point; thence N. 25°31' W., 960.90 feet to a point; thence S. 89°43' W., 47.13 feet to the point of beginning, containing 4.735 acres.

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

3. The lands are located about 1 mile west of Edgerton, Wyoming.

4. Persons who have previously acquired a tract under the Small Tract Act are not qualified to secure an additional tract unless they can make a showing satisfactory to the Bureau of Land Management that the acquisition of another tract is warranted in the circumstances.

5. The lands will be subject to application under the Small Tract Act at 10 a.m. on July 15, 1964, and will remain open until 3 p.m. on July 24, 1964. All valid applications filed at 10 a.m. on July 15, 1964 will be considered as simulta-

neously filed at that time. All applications filed after that time will be considered in the order of filing.

6. Applicants must file, in duplicate, with the Assistant State Director, LO-L&M Office, 2002 Capitol Avenue, Cheyenne, Wyoming, 82001, application form 4-776 filled out in compliance with instructions on the form and accompanied by any showings or documents required by these instructions. Copies of the application form can be secured from the above-named official. The application must be accompanied by a filing fee of \$10 plus \$100 advance rental. Failure to transmit these payments with application will render the application invalid. Advance rentals will be returned to unsuccessful applicants. All filing fees will be retained by the United States.

7. Applications received after July 24, 1964, will not be accepted.

8. The lease will be issued for a term of 5 years. To maintain rights under this lease, the lessee will be required to construct substantial improvements on the lands. Minimum requirements will be made a part of the terms and requirements of the lease. Failure to adhere to the terms and requirements will result in nonrenewal of the lease. The lease will be renewable at the discretion of the Bureau of Land Management and the renewal lease will be subject to such terms and conditions as are deemed necessary in the light of the circumstances existing at the time of renewal.

ED PIERSON,
State Director.

[F.R. Doc. 64-6970; Filed, July 13, 1964;
8:49 a.m.]

Office of the Secretary

WALTER BRENTON

Statement of Changes in Financial Interests

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

- (1) No change.
- (2) No change.
- (3) No change.
- (4) No change.

This statement is made as of June 22, 1964.

Dated: June 22, 1964.

WALTER BRENTON.

[F.R. Doc. 64-6950; Filed, July 13, 1964;
8:47 a.m.]

POST OFFICE DEPARTMENT

AREA SUPPLY MANAGER, BELLE MEAD, N.J.

Delegation of Authority

The following is the text of Order No. P-65-12 of the Director, Procurement

Division, Bureau of Facilities, dated July 7, 1964:

Pursuant to the authority delegated in Postmaster General Order No. 55582 (19 F.R. 2376) dated March 2, 1954, I do hereby redelegate to the Area Supply Manager, Belle Mead, New Jersey, the authority to sign in his own name as contracting officer:

Contracts, correspondence, and official documents in connection with the award and administration of contracts for the sale of scrap canvas and other materials generated at and service contracts for the Edgewater Mail Bag Facility, 905 River Road, Edgewater, New Jersey, 07020.

This order is effective only during Fiscal Year 1965 and hereby cancels Order No. P-64-44 dated May 12, 1964 (29 F.R. 6653).

(R.S. 161, as amended; 5 U.S.C. 22, 39 U.S.C. 309, 501)

LOUIS J. DOYLE,
General Counsel.

[F.R. Doc. 64-6979; Filed, July 13, 1964;
8:50 a.m.]

DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

[Docket No. AO-226-A9]

MILK IN PUGET SOUND MARKETING AREA

Referendum Order; Determination of Representative Period; and Designation of Referendum Agent

It is hereby directed that a referendum be conducted among producers to determine whether the issuance of the order regulating the handling of milk in the Puget Sound marketing area published with the final decision of the Assistant Secretary issued June 19, 1964 (7 CFR Part 1125; 29 F.R. 9264) is approved or favored by the producers, as defined under the terms of the order, as proposed to be amended, and who during the representative period were engaged in the production of milk for sale within the aforesaid marketing area.

The month of February 1964 is hereby determined to be the representative period for the conduct of such referendum.

Paul L. Buchanan is hereby designated agent of the Secretary to conduct such referendum in accordance with the procedure for the conduct of referenda to determine producer approval of such marketing order (15 F.R. 5177), such referendum to be completed on or before the 30th day from the date of this order.

Signed at Washington, D.C., on July 8, 1964.

GEORGE L. MEHREN,
Assistant Secretary.

[F.R. Doc. 64-6960; Filed, July 13, 1964;
8:48 a.m.]

ARKANSAS COUNTY AUCTION CO. ET AL.

Deposting of Stockyards

It has been ascertained, and notice is hereby given, that the livestock mar-

kets named herein, originally posted on the respective dates specified below as being subject to the Packers and Stockyards Act, 1921, as amended (7 U.S.C. 181 et seq.), no longer come within the definition of a stockyard under said Act and are, therefore, no longer subject to the provisions of the Act.

Name and Location of Stockyard; Date of Posting

Arkansas County Auction Co., De Witt, Ark., March 13, 1961.

Harrison Sales Co., Harrison, Ark., June 20, 1961.

Polk County Auction Co., Mena, Ark., December 17, 1958.

C. J. Carroll Auction Co., Dover, Del., June 20, 1963.

Dominique's Livestock Commission, Inc., Lake Charles, La., March 27, 1957.

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

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

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

Done at Washington, D.C., this 9th day of July 1964.

H. L. JONES,
Chief, Rates and Registrations
Branch, Packers and Stock-
yards Division, Agricultural
Marketing Service.

[F.R. Doc. 64-6983; Filed, July 13, 1964;
8:51 a.m.]

MAHASKA SALES CO., INC. ET AL.

Proposed Posting of Stockyards

The Chief of the Rates and Registrations Branch, Packers and Stockyards Division, Agricultural Marketing Service, U.S. Department of Agriculture, has information that the livestock markets named below are stockyards as defined in section 302 of the Packers and Stockyards Act, 1921, as amended (7 U.S.C. 202), and should be made subject to the provisions of the Act.

Mahaska Sales Co., Inc., Oskaloosa, Iowa.
W. R. Cantrell & Sons, Archie, Mo.
Oklahoma Stockyards, Inc., Commanche, Okla.

Adair County Livestock Auction Co., Stillwell, Okla.

Matthes Farms, Viola, Wis.

Wisconsin Dairy Herd Replacement & Livestock Marketing Co-op, Division of Wisconsin Feeder Pig Co-op, Francis Creek, Wis.

Notice is hereby given, therefore, that the said Chief, pursuant to authority delegated under the Packers and Stock-

yards Act, 1921, as amended (7 U.S.C. 181 et seq.), proposes to issue a rule designating the stockyards named above as posted stockyards subject to the provisions of the Act, as provided in section 302 thereof.

Any person who wishes to submit written data, views, or arguments concerning the proposed rule may do so by filing them with the Chief, Rates and Registration Branch, Packers and Stockyards Division, Agricultural Marketing Service, U.S. Department of Agriculture, Washington, D.C., within 15 days after publication hereof in the FEDERAL REGISTER.

All written submissions made pursuant to this notice will be made available for public inspection at such times and places and in a manner convenient to the public business (7 CFR 1.27(b)).

Done at Washington, D.C., this 9th day of July 1964.

H. L. JONES,

*Chief, Rates and Registrations
Branch, Packers and Stock-
yards Division, Agricultural
Marketing Service.*

[F.R. Doc. 64-6984; Filed, July 13, 1964;
8:51 a.m.]

Office of the Secretary

COLORADO

Designation of Areas for Emergency Loans

For the purpose of making emergency loans pursuant to section 321 of the Consolidated Farmers Home Administration Act of 1961 (7 U.S.C. 1961), it has been determined that in the hereinafter-named counties in the State of Colorado natural disasters have caused a need for agricultural credit not readily available from commercial banks, cooperative lending agencies, or other responsible sources.

COLORADO

Adams.	Huerfano.
Arapahoe.	Jefferson.
Bent.	Kiowa.
Cheyenne.	Kit Carson.
Crowley.	Las Animas.
Custer.	Lincoln.
Douglas.	Otero.
Elbert.	Prowers.
El Paso.	Pueblo.

Pursuant to the authority set forth above, emergency loans will not be made in the above-named counties after June 30, 1965, except to applicants who previously received emergency or special livestock loan assistance and who can qualify under established policies and procedures.

Done at Washington, D.C., this 8th day of July 1964.

ORVILLE L. FREEMAN,
Secretary.

[F.R. Doc. 64-6961; Filed, July 13, 1964;
8:48 a.m.]

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Food and Drug Administration

FROZEN CONCENTRATE FOR ARTIFICIALLY SWEETENED LEMONADE

Notice of Issuance of Temporary Permit To Cover Market Testing

Pursuant to § 10.5(j) of Title 21, Code of Federal Regulations, concerning temporary permits to facilitate market testing of foods varying from the requirements of standards of identity promulgated pursuant to section 401 of the Federal Food, Drug, and Cosmetic Act, notice is given that a temporary permit has been issued to Ventura Processors, 2325 Vista Del Mar, Ventura, California, to cover interstate marketing tests of frozen concentrate for artificially sweetened lemonade deviating from the requirements of the standard of identity for frozen concentrate for lemonade (21 CFR 27.101), in that the nonnutritive sweeteners calcium cyclamate and saccharin will replace the nutritive sweeteners specified in § 27.101. The product is to be named "Frozen Concentrate for Artificially Sweetened Lemonade," and this name and the name of the ingredients are to be prominently and conspicuously displayed on the label. The letters in the words "Artificially Sweetened" are to be of the same style and size as the letters in the word "Lemonade."

This permit expires July 1, 1965.

Dated: July 8, 1964.

JOHN L. HARVEY,
*Deputy Commissioner
of Food and Drugs.*

[F.R. Doc. 64-6985; Filed, July 13, 1964;
8:51 a.m.]

Office of Education

PUBLIC COMMUNITY COLLEGES AND PUBLIC TECHNICAL INSTITUTES

Promulgation of Allotment Ratios; Allotments to States

Pursuant to section 103 of the Higher Education Facilities Act of 1963, Public Law 88-204, 77 Stat. 363, and on the basis of the average of the incomes per person of the States and of all the States for the three most recent consecutive calendar years for which satisfactory data are available from the Department of Commerce, the following allotment ratios for the States are hereby promulgated, effective with respect to the allotment of such funds as may be appropriated for fiscal years ending prior to July 1, 1965:

Alabama	0.6667
Alaska	.4095
Arizona	.5510
Arkansas	.6667

California	0.3855
Colorado	.4893
Connecticut	.3500
Delaware	.3351
Florida	.5635
Georgia	.6345
Hawaii	.4864
Idaho	.5972
Illinois	.4012
Indiana	.5059
Iowa	.5390
Kansas	.6346
Kentucky	.6435
Louisiana	.6382
Maine	.5874
Maryland	.4448
Massachusetts	.4212
Michigan	.4877
Minnesota	.5276
Mississippi	.6667
Missouri	.4991
Montana	.5523
Nebraska	.5252
Nevada	.3471
New Hampshire	.5329
New Jersey	.3927
New Mexico	.6040
New York	.3767
North Carolina	.6399
North Dakota	.5915
Ohio	.4855
Oklahoma	.5905
Oregon	.5045
Pennsylvania	.4961
Rhode Island	.5018
South Carolina	.6667
South Dakota	.5813
Tennessee	.6450
Texas	.5996
Utah	.5653
Vermont	.5745
Virginia	.5793
Washington	.4785
West Virginia	.6191
Wisconsin	.5155
Wyoming	.5166
District of Columbia	.3333
American Samoa	.6667
Guam	.6667
Puerto Rico	.6667
Virgin Islands	.6667

Dated: June 24, 1964.

[SEAL] FRANCIS KEPPEL,
U.S. Commissioner of Education.

Approved: July 6, 1964.

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

[F.R. Doc. 64-6986; Filed, July 13, 1964;
8:51 a.m.]

CIVIL AERONAUTICS BOARD

[Docket No. 12474]

INCREASED EXCESS BAGGAGE CHARGES

Notice of Prehearing Conference

Notice is hereby given that a prehearing conference in the above-entitled proceeding is assigned to be held on July 28, 1964, at 10:00 a.m., e.d.s.t., in Room 911, Universal Building, Connecticut and Florida Avenues NW., Washington, D.C., before Examiner Milton H. Shapiro.

Dated at Washington, D.C., July 8, 1964.

[SEAL] FRANCIS W. BROWN,
Chief Examiner.

[F.R. Doc. 64-6973; Filed, July 13, 1964;
8:49 a.m.]

[Docket No. 14303]

LOWER RIO GRANDE VALLEY AREA AIRPORT INVESTIGATION

Notice of Oral Argument

Notice is hereby given, pursuant to the provisions of the Federal Aviation Act of 1958, as amended, that oral argument in the above-entitled proceeding is assigned to be heard on July 29, 1964, at 10:00 a.m., e.d.s.t., in Room 1027, Universal Building, Connecticut and Florida Avenues NW., Washington, D.C., before the Board.

Dated at Washington, D.C., July 8, 1964.

[SEAL] FRANCIS W. BROWN,
Chief Examiner.

[F.R. Doc. 64-6974; Filed, July 13, 1964;
8:49 a.m.]

[Docket No. 14041 etc.]

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

Notice of Oral Argument

Notice is hereby given, pursuant to the provisions of the Federal Aviation Act of 1958, as amended, that oral argument in the above-entitled proceeding is assigned to be heard on July 22, 1964, at 10:00 a.m., e.d.s.t., in Room 1027, Universal Building, Connecticut and Florida Avenues NW., Washington, D.C., before the Board.

Dated at Washington, D.C., July 8, 1964.

[SEAL] FRANCIS W. BROWN,
Chief Examiner.

[F.R. Doc. 64-6975; Filed, July 13, 1964;
8:49 a.m.]

[Docket No. 14642]

PUERTO RICO-VIRGIN ISLANDS SERVICE CASE

Notice of Hearing

In the matter of the Board's investigation and applications with respect to the air service requirements between Puerto Rico and the United States Virgin Islands.

Notice is hereby given, pursuant to the provisions of the Federal Aviation Act of 1958, as amended, that the first session of the hearing in the above-entitled proceeding will be held on August 4, 1964, at 10:00 a.m., A.s.t., in the Board of Government Room of the Lawyers' College, 808 Ponce de Leon Avenue, San Juan, Puerto Rico, before Examiner William F. Cusick. A second session will be held in Washington, D.C., at a time and place to be subsequently announced.

For information concerning the issues involved and other details in this proceeding, interested persons are referred

to the prehearing conference report served on March 18, 1964, the supplemental prehearing conference report served on April 9, 1964, and other documents which are in the docket of this proceeding on file in the Docket Section of the Civil Aeronautics Board.

Dated at Washington, D.C., July 9, 1964.

[SEAL] WILLIAM F. CUSICK,
Hearing Examiner.

[F.R. Doc. 64-6976; Filed, July 13, 1964;
8:49 a.m.]

[Docket No. 11908, etc.]

OVERSEAS NATIONAL AIRWAYS, INC.

Reopened Transatlantic Charter In- vestigation, Financial Fitness; No- tice of Hearing

Notice is hereby given, pursuant to the Federal Aviation Act of 1958, as amended, particularly sections 204, 401, 1001, and 1004 thereof, that the above-entitled proceeding is hereby assigned for hearing on July 20, 1964, at 10 a.m., in Room 725, Universal Building, Connecticut and Florida Avenues NW., Washington, D.C., before Examiner Ralph L. Wiser.

Pursuant to the Board's order reopening this proceeding, particular attention will be directed to determining whether any developments since the Board's original decision herein have rendered Overseas National Airways, Inc., no longer financially fit to conduct transatlantic charter operations authorized under the proposed certificate for that carrier.

For further details with respect to the issues involved in this proceeding, interested persons are referred to the orders and notices entered by the Board and the examiner, the documents filed by the parties, and the examiner's prehearing conference report served March 19, 1964, and supplemental report served March 30, 1964, all of which are on file with the Docket Section of the Civil Aeronautics Board.

Notice is further given that any person other than the parties of record desiring to be heard in this proceeding shall file with the Board on or before July 17, 1964, a statement setting forth the issues of fact or law raised by this proceeding which he desires to controvert.

Dated at Washington, D.C., July 7, 1964.

[SEAL] RALPH L. WISER,
Hearing Examiner.

[F.R. Doc. 64-6977; Filed, July 13, 1964;
8:50 a.m.]

FOREIGN CLAIMS SETTLEMENT COMMISSION OF THE UNITED STATES

CERTAIN WORLD WAR LOSSES BY UNITED STATES NATIONALS

Notice With Respect to Extended Date for Filing Claims

Notice is hereby given that pursuant to authority granted under section 210 of

the War Claims Act of 1948, as amended, the Foreign Claims Settlement Commission of the United States has extended to January 15, 1965, the time in which claims under title II of the War Claims Act of 1948, as amended by Public Law 87-846, may be filed.

Dated: July 13, 1964.

EDWARD D. RE,
Chairman.

[F.R. Doc. 64-6968; Filed July 13, 1964;
8:49 a.m.]

FEDERAL COMMUNICATIONS COMMISSION

[Docket Nos. 15535-15537; FCC 64-599]

NELSON BROADCASTING CO. ET AL.

Order Designating Applications for Consolidated Hearing on Stated Issues

In re applications of Donald P. Nelson and Wilbur E. Nelson, d/b as Nelson Broadcasting Company, Kingston, New York, Docket No. 15535, File No. BPH-4211, Requests: 97.7 mc, No. 249; 2.042 kw; 352 feet; Ubiquitous Frequency Modulation, Incorporated, Hyde Park, New York, Docket No. 15536, File No. BPH-4312, Requests: 97.7 mc, No. 249; 3 kw; 157 feet; Big River Broadcasting Corp., Kingston, New York, Docket No. 15537, File No. BPH-4338, Requests: 97.7 mc, No. 249; 3 kw; 32 feet; for construction permits.

At a session of the Federal Communications Commission held at its offices in Washington, D.C., on the 1st day of July 1964;

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

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

It further appearing, that the above-captioned applications are mutually exclusive in that operation by the applicants as proposed would result in mutually destructive interference; and

It further appearing, that the areas for which the applicants propose to provide FM broadcast service are significantly different in size and that for purposes of comparison, the areas and populations within the respective 1 mv/m contours together with the availability of other FM service (at least 1 mv/m) within such areas will be considered in the hearing ordered below for the purpose of determining whether a comparative preference should accrue to either applicant; and

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

It is ordered, That, pursuant to section 309(e) of the Communications Act

of 1934, as amended, the applications are designated for hearing in a consolidated proceeding, at a time and place to be specified in a subsequent order, upon the following issues:

1. To determine the area and population within each of the proposed 1 mv/m contours and the availability of other FM services (at least 1 mv/m) to such areas and populations.

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

3. To determine, in the event it is concluded that a choice between the applications should not be based solely on considerations relating to section 307(b), which of the operations proposed in the above-captioned applications would better serve the public interest, in light of the evidence adduced pursuant to the foregoing issues and the record made with respect to the significant differences between the applicants as to:

(a) The background and experience of each having a bearing on the applicant's ability to own and operate the FM station as proposed.

(b) The proposals of each of the applicants with respect to the management and operation of the FM broadcast station as proposed.

(c) The programming services proposed in each of the above-captioned applications.

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

It is further ordered, That, to avail themselves of the opportunity to be heard, the applicants herein, pursuant to § 1.221(c) of the Commission's rules, in person or by attorney, shall, within 20 days of the mailing of this order, file with the Commission in triplicate, a written appearance stating an intention to appear on the date fixed for the hearing and present evidence on the issues specified in this order.

It is further ordered, That the applicants herein shall, pursuant to section 311(a)(2) of the Communications Act of 1934, as amended, and § 1.594 of the Commission's rules, give notice of the hearing (either individually or, if feasible, and consistent with the rules, jointly), within the time and in the manner prescribed in such rule, and shall advise the Commission of the publication of such notice as required by § 1.594(g) of the rules.

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

Released: July 8, 1964.

FEDERAL COMMUNICATIONS
COMMISSION,¹

[SEAL] BEN F. WAPLE,
Secretary.

[F.R. Doc. 64-6980; Filed, July 13, 1964;
8:50 a.m.]

TARIFF COMMISSION

[AA1921-41]

PLASTIC BABY CARRIERS FROM JAPAN

Notice of Investigation

Having received advice from the Treasury Department on July 6, 1964, that plastic baby carriers from Japan, manufactured by Marui Corporation, Tokyo, Japan, are being, or are likely to be, sold in the United States at less than fair value, the United States Tariff Commission, has instituted an investigation under section 201(a) of the Antidumping Act, 1921, as amended (19 U.S.C. 160(a)), to determine whether an industry in the United States is being or is likely to be injured, or is prevented from being established, by reason of the importation of such merchandise into the United States.

No hearing in connection with this investigation has been ordered. If a hearing is ordered, due notice of the time and place thereof will be given. In this connection, interested parties are referred to § 208.4 of the Commission's rules of practice and procedure (19 CFR 208.4) which provides that interested parties may, within 15 days after the date of publication of this notice in the FEDERAL REGISTER, request that a public hearing be held, stating reasons for the request.

Interested parties are also referred to § 208.5 of the Commission's rules regarding the submission of written statements of pertinent information. Written statements must be filed not later than August 10, 1964.

Issued: July 8, 1964.

By order of the Commission.

[SEAL] DONN N. BENT,
Secretary.

[F.R. Doc. 64-6952; Filed, July 13, 1964;
8:47 a.m.]

[AA1921-40]

WINDOW GLASS FROM U.S.S.R.

Notice of Investigation

Having received advice from the Treasury Department on June 29, 1964, that window glass, 16-ounce through 28-ounce thicknesses, from the U.S.S.R. is being, or is likely to be, sold in the United States at less than fair value, the United States Tariff Commission has instituted an investigation under section 201(a) of the Antidumping Act, 1921, as amended

¹ Commissioner Ford absent.

(19 U.S.C. 160(a)), to determine whether an industry in the United States is being or is likely to be injured, or is prevented from being established, by reason of the importation of such merchandise into the United States.

No hearing in connection with this investigation has been ordered. If a hearing is ordered, due notice of the time and place thereof will be given. In this connection, interested parties are referred to § 208.4 of the Commission's rules of practice and procedure (19 CFR 208.4) which provides that interested parties may, within 15 days after the date of publication of this notice in the FEDERAL REGISTER, request that a public hearing be held, stating reasons for the request.

Interested parties are also referred to § 208.5 of the Commission's rules regarding the submission of written statements of pertinent information. Written statements must be filed not later than August 10, 1964.

Issued: July 8, 1964.

By order of the Commission.

[SEAL] DONN N. BENT,
Secretary.

[F.R. Doc. 64-6953; Filed, July 13, 1964;
8:47 a.m.]

INTERSTATE COMMERCE COMMISSION

FOURTH SECTION APPLICATION FOR RELIEF

JULY 9, 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. 39128: Liquid caustic soda from Evans City, Ala. Filed by O. W. South, Jr., agent (No. A4535), for interested rail carriers. Rates on liquid caustic soda, in tank carloads, from Evans City, Ala., to Westover, Ga.

Grounds for relief: Market competition.

Tariff: Supplement 135 to Southern Freight Association, agent, tariff I.C.C. S-194.

By the Commission.

[SEAL] HAROLD D. MCCOY,
Secretary.

[F.R. Doc. 64-6964; Filed, July 13, 1964;
8:48 a.m.]

[Notice No. 1011]

MOTOR CARRIER TRANSFER PROCEEDINGS

JULY 9, 1964.

Synopses of orders entered pursuant to section 212(b) of the Interstate Com-

merce 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 66936. By order of July 7, 1964, the Transfer Board approved the substitution of Van's Auto Express, Inc., Kingston, N.Y., in lieu of G. & G. Express, Inc., Port Chester, N.Y., as applicant in No. MC 120118 (Sub No. 1) for a certificate of registration to operate in interstate or foreign commerce authorizing operations under the former second proviso of section 206(a) (1) of the Act supported by New York Certificate No. 856, issued August 19, 1958, as amended May 24, 1960, authorizing the transportation of general commodities, between all points in Westchester County; from all points in Westchester County to all points in Dutchess, and Putnam Counties, and New York City; from New York City, to all points in Dutchess, Putnam, and Westchester Counties, and from all points in Putnam County to all points in Westchester

County and New York City. Charles A. Schiano, 4425 Lake Avenue, Rochester, N.Y., attorney for applicants.

No. MC-FC 66770. By order of July 7, 1964, the Transfer Board approved the transfer to Marks Truck Lines, Inc., Marengo, Ill., of the operating rights claimed in No. MC 121317 (Sub No. 1) under the "grandfather clause" of Section 206(a) (7) (b), Interstate Commerce Act by Louis G. Marks, Marengo, Ill., and the substitution of transferee as applicant for a certificate of registration from this Commission corresponding to the grant of intrastate authority issued by the Illinois Commerce Commission in certificate No. 4489 MC. Ralph H. Haen, 620 Empire Building, Rockford, Ill., attorney for applicants.

[SEAL]

HAROLD D. McCoy,
Secretary.

[F.R. Doc. 64-6965; Filed, July 13, 1964;
8:48 a.m.]

[Notice 1011-A]

MOTOR CARRIER TRANSFER PROCEEDINGS

JULY 9, 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 general rules of practice any interested per-

son may file a petition seeking reconsideration of the following numbered proceedings within 30 days from the date of service of the order. Pursuant to section 17(8) of the Interstate Commerce Act, the filing of such a petition will postpone the effective date of the order in that proceeding pending its disposition. The matters relied upon by petitioners must be specified in their petitions with particularity.

No. MC-FC 66853. By order of July 6, 1964, Division 3, acting as an Appellate Division, approved the transfer to Manning's Moving & Storage, Inc., Trenton, N.J., of the operating rights in Certificates Nos. MC 11988 and MC 11988 (Sub No. 1), issued December 13, 1940, and December 23, 1946, to Manning's Warehouse Corporation, Trenton, N.J., authorizing the transportation, over irregular routes, of: Household goods, between Trenton, N.J., and points in New Jersey and Pennsylvania, within 25 miles thereof, on the one hand, and, on the other, points in Delaware, Maryland, Connecticut, Massachusetts, New York, Pennsylvania, New Jersey, District of Columbia, Rhode Island, Virginia, North Carolina, South Carolina, Ohio, and Georgia. N. N. Schildkraut, 143 East State Street, Trenton, N.J., 08608, attorney for applicants.

[SEAL]

HAROLD D. McCoy,
Secretary.

[F.R. Doc. 64-6966; Filed, July 13, 1964;
8:49 a.m.]

Title 2—THE CONGRESS

ACTS APPROVED BY THE PRESIDENT

EDITORIAL NOTE: During the current recess of Congress a listing of public laws approved by the President will appear in the FEDERAL REGISTER under Title 2—The Congress.

Approved July 9, 1964

H.J. Res. 475-----Public Law 88-366

To authorize the President to proclaim December 7, 1966 as Pearl Harbor Day in commemoration of the twenty-fifth anniversary of the attack on Pearl Harbor.

H.R. 5478 ----- Public Law 88-367

Authorizing a survey of the Frio River in the vicinity of Three Rivers, Texas, in the interest of flood control and allied purposes.

H.R. 9876 ----- Public Law 88-368

To amend the Juvenile Delinquency and Youth Offenses Control Act of 1961 by extending its provisions for two additional years and providing for a special project and study.

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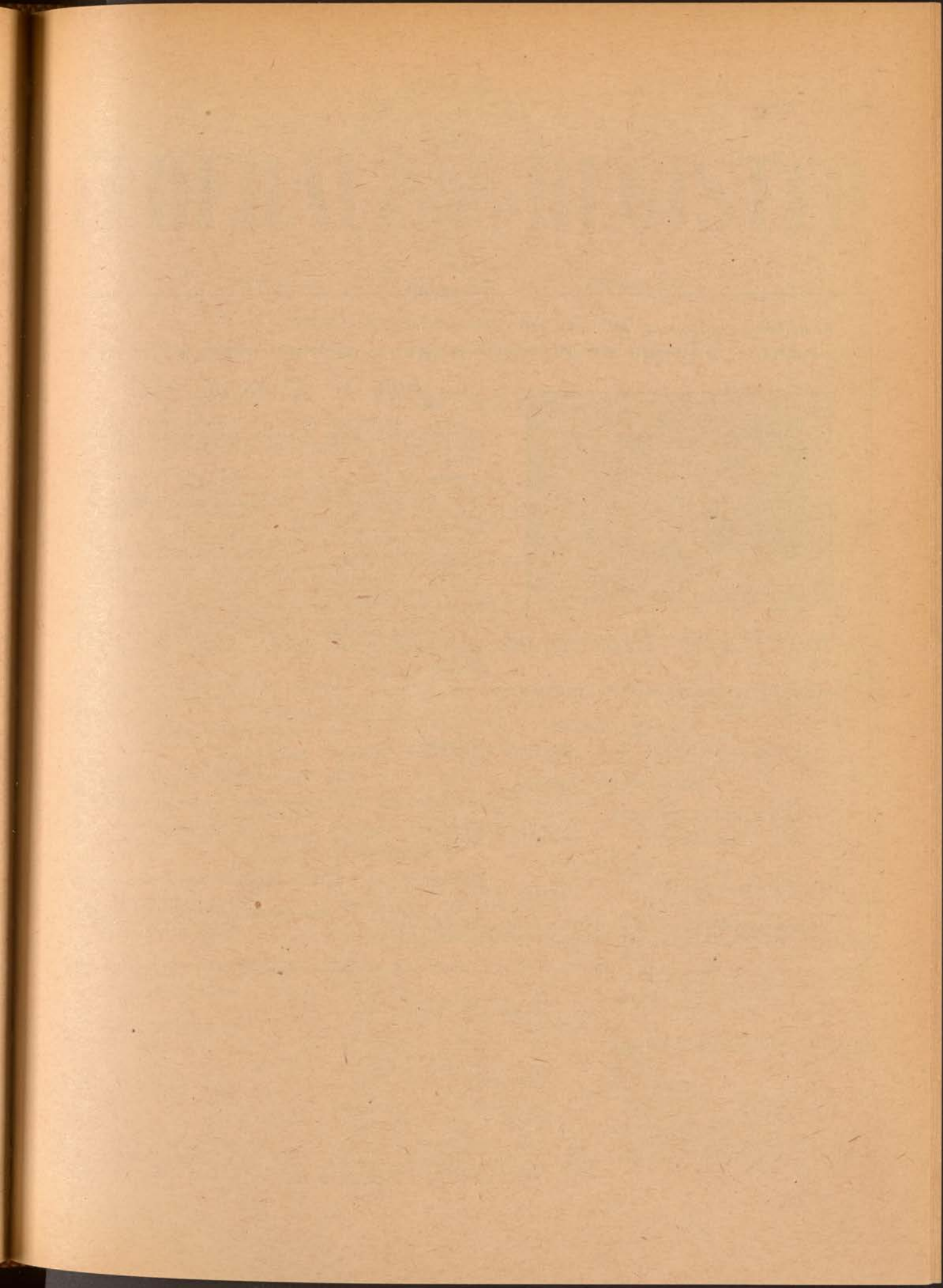
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