



FEDERAL REGISTER

VOLUME 29

NUMBER 140

Washington, Saturday, July 18, 1964

Contents

THE CONGRESS

Acts Approved 9741

EXECUTIVE AGENCIES

AGRICULTURAL MARKETING SERVICE

Rules and Regulations
 Dates produced or packed in designated area in California; handling 9706
 Fruit grown in Arizona and California:
 Grapefruit; expenses and assessment rate, 1964-65, and carry-over of unexpended funds 9704
 Lemons; handling 9705
 Oranges, Valencia; handling 9704
 Potatoes, Irish, grown in Colorado; shipments limitation 9705

Proposed Rule Making
 Milk in Sioux Falls-Mitchell and Eastern South Dakota marketing areas; joint hearing 9713
 Raisins produced from grapes grown in California; disposition of off-grades and residual material 9712

AGRICULTURE DEPARTMENT

See also Agricultural Marketing Service; Commodity Credit Corporation.
Notices
 Montana, North Carolina, and Texas; designation of areas for emergency loans 9736

ARMY DEPARTMENT

See Engineers Corps.

CIVIL AERONAUTICS BOARD

Notices
 Hearings, etc.:
 Aero Lineas Flecha Austral Limitada 9736
 Eastern Air Lines, Inc 9736
 Mohawk Airlines, Inc 9736

CIVIL SERVICE COMMISSION

Rules and Regulations
 Excepted service; Small Business Administration (2 documents) 9693
Notices
 Certain positions in chemistry series; minimum educational requirements 9738

COAST GUARD

Notices
 Equipment, installations, or materials; approval and termination of approvals (2 documents) 9727, 9729

COMMODITY CREDIT CORPORATION

Notices
 Certain commodities; July sales list 9731

DEFENSE DEPARTMENT

See Engineers Corps.

ENGINEERS CORPS

Rules and Regulations
 Discriminatory practices prohibited 9710
 Navigation; San Diego Harbor, Calif. 9710

FEDERAL AVIATION AGENCY

Rules and Regulations
 IFR altitudes; miscellaneous amendments 9693
 Standard instrument approach procedures; miscellaneous amendments 9696
Proposed Rule Making
 Control zones, control area extension, transition area and control area; alterations, revocation, and designation 9721

FEDERAL COMMUNICATIONS COMMISSION

Notices
 Blue Island Community Broadcasting Co., Inc., et al.; hearing, etc 9739

FEDERAL POWER COMMISSION

Proposed Rule Making
 Uniform systems of accounts for public utilities, licensees, and natural gas pipeline companies and annual report forms 9723

FEDERAL RESERVE SYSTEM

Proposed Rule Making
 Collection; terms:
 Checks 9725
 Noncash items 9725

FOOD AND DRUG ADMINISTRATION

Rules and Regulations
 Drugs; penicillin and streptomycin; expiration dates 9709
Food additives:
 Antioxidants and/or stabilizers for polymers 9708
 Ion-exchange resins 9708
Notices
 Eastman Chemical Products, Inc.; filing of petition regarding food additive 9736

HEALTH, EDUCATION, AND WELFARE DEPARTMENT

See Food and Drug Administration.

INTERIOR DEPARTMENT

See Land Management Bureau.

INTERSTATE COMMERCE COMMISSION

Rules and Regulations
 Transportation of household goods in interstate or foreign commerce; postponement of effective date of order 9711
Notices
 Fourth section applications for relief 9740
 Motor carrier transfer proceedings 9741

(Continued on next page)

JUSTICE DEPARTMENT**Rules and Regulations**Board of Immigration Appeals;
summary dismissal of appeals. 9709**LABOR DEPARTMENT**

See Wage and Hour Division.

LAND MANAGEMENT BUREAU**Rules and Regulations**North Dakota; public land order
transferring jurisdiction of
certain lands from Interior De-
partment to Agriculture Depart-
ment. 9711**Notices**

Arizona; filing of plats of survey. 9730

SMALL BUSINESS**ADMINISTRATION****Proposed Rule Making**Aircraft distributors and dealers;
definition as small business. 9726**Notices**Southern Equities, Inc.; show
cause order. 9739**TREASURY DEPARTMENT**

See Coast Guard.

WAGE AND HOUR DIVISION**Notices**Certificates authorizing employ-
ment of learners at special mini-
mum rates. 9739

Codification Guide

The following numerical guide is a list of the parts of each title of the Code of Federal Regulations affected by documents published in today's issue. A cumulative list of parts affected, covering the current month to date, appears at the end of each issue beginning with the second issue of the month.

A cumulative guide is published separately at the end of each month. The guide lists the parts and sections affected by documents published since January 1, 1964, and specifies how they are affected.

5 CFR

213 (2 documents) 9693

7 CFR908 9704
909 9704
910 9705
948 9705
987 9706**PROPOSED RULES:**989 9712
1072 9713
1076 9713**8 CFR**

3 9709

12 CFR**PROPOSED RULES:**207 9725
210 9725**13 CFR****PROPOSED RULES:**

121 9726

14 CFR95 [New] 9693
97 [New] 9696**PROPOSED RULES:**

71 [New] 9721

18 CFR**PROPOSED RULES:**101 9723
104 9723
105 9723
141 9723
201 9723
204 9723
205 9723
260 9723**21 CFR**121 (2 documents) 9708
146a 9709**33 CFR**

207 9710

36 CFR311 9710
312 9710
324 9710
325 9710
326 9710**43 CFR****PUBLIC LAND ORDER:**

3420 9711

49 CFR

176 9711

**Announcing a New
Statutory Citations Guide****HOW TO FIND
U.S. STATUTES
and
U.S. CODE CITATIONS**

This pamphlet contains typical legal reference situations which require further citing. Official published volumes in which the citations may be found are shown alongside each reference—with suggestions as to the logical sequence to follow in using them to make the search. Additional finding aids, some especially useful in citing current material, also have been included. Examples are furnished at pertinent points and a list of reference titles, with descriptions, is carried at the end.

Price: 10 centsCompiled by: Office of the Federal Register,
National Archives and Records Service,
General Services Administration[Published by the Committee on the
Judiciary, House of Representatives]Order from: Superintendent of Documents,
Government Printing Office, Washington,
D.C., 20402**FEDERAL REGISTER**

Area Code 202

Phone 963-3261

Published daily, Tuesday through Saturday (no publication on Sundays, Mondays, or on the day after an official Federal holiday), by the Office of the Federal Register, National Archives and Records Service, General Services Administration (mail address National Archives Building, Washington, D.C. 20408), pursuant to the authority contained in the Administrative Committee of the Federal Register, approved by the President (1 CFR Ch. I). Distribution is made only by the Superintendent of Documents, Government Printing Office, Washington, D.C. 20402.

The FEDERAL REGISTER will be furnished by mail to subscribers, free of postage, for \$1.50 per month or \$15.00 per year, payable in advance. The charge for individual copies (minimum 15 cents) varies in proportion to the size of the issue. Remit check or money order, made payable to the Superintendent of Documents, Government Printing Office, Washington, D.C. 20402.

The regulatory material appearing herein is keyed to the CODE OF FEDERAL REGULATIONS, which is published, under 50 titles, pursuant to section 11 of the Federal Register Act, as amended. The CODE OF FEDERAL REGULATIONS is sold by the Superintendent of Documents. Prices of books and pocket supplements are listed in the first FEDERAL REGISTER issue of each month.

There are no restrictions on the republication of material appearing in the FEDERAL REGISTER or the CODE OF FEDERAL REGULATIONS.

Rules and Regulations

Title 5—ADMINISTRATIVE PERSONNEL

Chapter I—Civil Service Commission PART 213—EXCEPTED SERVICE

Small Business Administration

Section 213.3332 is amended to show that one of the positions of Assistant Deputy Administrator is no longer excepted under Schedule C. Effective upon publication in the FEDERAL REGISTER, paragraph (v) of § 213.3332 is amended as set out below.

§ 213.3332 Small Business Administration.

(v) Three Assistant Deputy Administrators.

(R.S. 1753, sec. 2, 22 Stat. 403, as amended; 5 U.S.C. 631, 633; E.O. 10577, 19 F.R. 7521, 3 CFR, 1954-1958 Comp., p. 218)

UNITED STATES CIVIL SERVICE COMMISSION,

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

[F.R. Doc. 64-7146; Filed, July 17, 1964; 8:46 a.m.]

PART 213—EXCEPTED SERVICE

Small Business Administration

Section 213.3332 is amended to show the exception of an additional position of Private Secretary to the Administrator increasing the number of exceptions for that position from one to two. Effective upon publication in the FEDERAL REGISTER, paragraph (i) of § 213.3332 is amended as set out below.

§ 213.3332 Small Business Administration.

(i) Two Private Secretaries to the Administrator.

(R.S. 1753, sec. 2, 22 Stat. 403, as amended; 5 U.S.C. 631, 633; E.O. 10577, 19 F.R. 7521, 3 CFR, 1954-1958 Comp., p. 218)

UNITED STATES CIVIL SERVICE COMMISSION,

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

[F.R. Doc. 64-7166; Filed, July 17, 1964; 8:48 a.m.]

Title 14—AERONAUTICS AND SPACE

Chapter I—Federal Aviation Agency SUBCHAPTER F—AIR TRAFFIC AND GENERAL OPERATING RULES [NEW]

[Reg. Docket No. 6088; Amdt. 117]

PART 95—IFR ALTITUDES [NEW]

Miscellaneous Amendments

This amendment is adopted to provide safety in air commerce for IFR operations by prescribing the IFR altitudes at which all aircraft shall be flown over a specified route or portion thereof. These altitudes also assure navigational coverage that is adequate and free of frequency interference for such a route or portion thereof.

As a situation exists which demands immediate action in the interest of safety, I find that compliance with the notice and public procedure provisions of the Administrative Procedure Act is impracticable and that good cause exists for making this amendment effective within less than 30 days from publication.

In view of the foregoing and pursuant to the authority delegated to me by the Administrator (24 F.R. 5662), Part 95 [New] (14 CFR Part 95 [New]) is amended as follows:

Section 95.101 *Amber Federal airway 1* is amended to delete:

From Red Bluff, Calif., LFR; to Fort Jones, Calif., LFR; MEA 10,000.

From Fort Jones, Calif., LFR; to Ashland INT, Ore.; MEA 10,000.

From Ashland INT, Ore.; to *Medford, Ore., LFR; northbound, MEA 8,000; southbound, MEA 10,000. *8,000—MCA Medford LFR, southbound.

From Ashland INT, Ore.; to Medford, Ore., LFR; northbound only, MEA 8,000.

From Medford, Ore., LFR; to Eugene, Ore., LFR; MEA 6,500.

From Portland, Ore., LFR; to Toledo, Wash., LFR; MEA 5,000.

From Toledo, Wash., LFR; to McChord, Wash., LF/RBN; MEA 5,000.

From McChord, Wash., LF/RBN; to Seattle, Wash., LFR; MEA 3,000.

From Whittier, Alaska, FM; to Hinchinbrook, Alaska, LFR; eastbound only, MEA 4,900.

Section 95.239 *Red Federal airway 39* is amended to read in part:

From McGrath, Alaska, LFR; to Minchumina, Alaska, LFR; MEA *5,000. *4,800—MOCA.

Section 95.632 *Blue Federal airway 32* is amended to read in part:

From Anchorage, Alaska, LFR; to McDougall INT, Alaska; MEA 3,700.

Section 95.643 *Blue Federal airway 43* is amended to read in part:

From Healy, Alaska, FM; to Int. SE crs. Nenana LFR and N crs. Summit LFR; northbound MEA 6,500; southbound MEA 9,500.

From Int. SE crs. Nenana, LFR and N crs. Summit LFR; to Nenana, Alaska, LFR; MEA 4,500.

Section 95.1001 *Direct route—U.S.* is amended to delete:

From Flat Rock, Va., VOR; to Montebello, Va., VOR; MEA 6,000.

Section 95.1001 *Direct route—U.S.* is amended by adding:

From Gainesville, Fla., VOR; to Navy Cecil, Fla., VOR; MEA *2,000. *1,500—MOCA.

From Gainesville, Fla., VOR; to Jacksonville, Fla., VOR; MEA 2,000.

From Lafayette, La., VOR; to White Lake, La., VOR; MEA *1,500. *1,400—MOCA.

Section 95.1001 *Direct routes—U.S.* is amended to read in part:

From Myrtle Beach, S.C. VOR; to Tabor City INT (MYR 004/FLO 099); MEA *1,800. *1,400—MOCA.

From McAllen, Tex., VOR via MEE 087 M/BRO 300 M rads; to Brownsville, Tex., VOR; MEA 2,000.

Section 95.6003 *VOR Federal airway 3* is amended to read in part:

From Boston, Mass., VOR; to Beverly INT, Mass.; MEA *2,000. *1,800—MOCA.

From Beverly INT, Mass.; to Ipswich INT, Mass.; MEA *2,000. *1,300—MOCA.

Section 95.6007 *VOR Federal airway 7* is amended to read in part:

From Blountstown INT, Fla., via W alter; to Marianna, Fla., VOR via W alter; MEA *2,000. *1,200—MOCA.

Section 95.6008 *VOR Federal airway 8* is amended to read in part:

From Long Beach, Calif., VOR, via N alter.; to Pomona, Calif., VOR, via N alter.; MEA *4,000. *3,500—MOCA.

From *Pomona, Calif., VOR via N alter.; to Cable INT, Calif., via N alter.; northeast bound, MEA **12,000; southwest bound, MEA 5,000. *10,000—MCA Pomona VOR, northeast bound. **5,000—MOCA.

From Cable INT, Calif., via N alter.; to Mount San INT, Calif., via N alter.; northeast bound, MEA *12,000; southwest bound, MEA *11,000. *10,900—MOCA.

From Mount San INT, Calif., via N alter.; to *Apple INT, Calif., via N alter.; MEA 12,000. *12,500—MRA.

From Apple INT, Calif., via N alter.; to *Barstow INT, Calif., via N alter.; northeast bound, MEA 7,000; southwest bound, MEA **12,000. *8,300—MCA Barstow INT, southwest bound. **7,000—MOCA.

From Barstow INT, Calif., via N alter.; to Daggett, Calif., VOR via N alter.; MEA 7,000.

Section 95.6011 *VOR Federal airway 11* is amended to read in part:

From Mobile, Ala., VOR; to Greene County, Miss., VOR; MEA *2,000. *1,500—MOCA.

From Greene County, Miss., VOR; to Laurel, Miss., VOR; MEA *2,000. *1,800—MOCA.

Section 95.6012 *VOR Federal airway 12* is amended to delete:

From *Needles, Calif., VOR; to Drake, Ariz., VOR; MEA 10,000. *7,000—MCA Needles VOR, eastbound.

From Drake, Ariz., VOR; to Winslow, Ariz., VOR; MEA 10,500.

From *Needles, Calif., VOR via S alter.; to Sheridan INT, Ariz., via S alter.; MEA 10,000. *7,000—MCA Needles VOR, eastbound.

From Sheridan INT, Ariz., via S alter.; to *Prescott, Ariz., VOR via S alter.; eastbound, MEA 9,000; westbound, MEA 10,000. *9,000—MCA Prescott VOR, westbound.

From Prescott, Ariz., VOR via S alter.; to *Cornville INT, Ariz., via S alter.; eastbound, MEA 12,000; westbound, MEA 10,000. *13,000—MCA Cornville INT, eastbound.

From Cornville INT, Ariz., via S alter.; to *Winslow, Ariz., VOR via S alter.; MEA **13,000. *8,500—MCA Winslow VOR, south-westbound. **11,000—MOCA.

Section 95.6012 VOR Federal airway 12 is amended by adding:

From *Needles, Calif., VOR; to Prescott, Ariz., VOR; MEA **10,000. *7,000—MCA Needles VOR, eastbound. **9,100—MOCA.

From Prescott, Ariz., VOR; to Winslow, Ariz., VOR; MEA 10,500.

Section 95.6016 VOR Federal airway 16 is amended to read in part:

From Moscow INT, Tenn., via S alter.; to *Selmer INT, Tenn., via S alter.; MEA **3,200. *4,000—MRA. **2,000—MOCA.

Section 95.6020 VOR Federal airway 20 is amended to read in part:

From Mobile, Ala., VOR via N alter.; to Evergreen, Ala., VOR via N alter.; MEA *2,000. *1,600—MOCA.

From Waco INT, N.C.; to Barber INT, N.C.; MEA *3,000. *2,600—MOCA.

Section 95.6021 VOR Federal airway 21 is amended to delete:

From Idaho Falls, Idaho, VOR via E alter.; to Dubois, Idaho, VOR via E alter.; MEA 7,500.

Section 95.6025 VOR Federal airway 25 is amended to read in part:

From Eel INT, Calif.; to Ventura, Calif., VOR; MEA 5,000.

From Paso Robles, Calif., VOR; to Salinas, Calif., VOR; MEA 5,500.

From Paso Robles, Calif., VOR via E alter.; to *San Ardo INT, Calif., via E alter.; MEA 5,000. *5,500—MRA. *5,500—MCA San Ardo INT, northbound.

From San Ardo INT, Calif., via E alter.; to Salinas, Calif., VOR, via E alter.; MEA *5,500. *5,300—MOCA.

Section 95.6027 VOR Federal airway 27 is amended to read in part:

From Eel INT, Calif.; to Ventura, Calif., VOR; MEA 5,000.

Section 95.6037 VOR Federal airway 37 is amended to read in part:

From Columbia, S.C., VOR via W alter.; to *White Rock INT, S.C., via W alter.; MEA **2,000. *2,500—MRA. **1,800—MOCA.

From White Rock INT, S.C., via W alter.; to *Monticello INT, S.C., via W alter.; MEA **2,000. *2,500—MRA. **1,800—MOCA.

From *Mount Holly INT, N.C.; to Mooresville INT, N.C.; MEA 2,400. *2,600—MRA.

From Statesville INT, N.C.; to Burch INT, N.C.; MEA *5,000. *3,000—MOCA.

Section 95.6047 VOR Federal airway 47 is amended to read in part:

From Findlay, Ohio, VOR; to Custar INT, Ohio; MEA *2,500. *2,200—MOCA.

Section 95.6053 VOR Federal airway 53 is amended to read in part:

From Columbia, S.C., VOR; to *White Rock INT, S.C.; MEA **2,000. *2,500—MRA. **1,800—MOCA.

From White Rock INT, S.C.; to *Monticello INT, S.C.; MEA **2,000. *2,500—MRA. **1,800—MOCA.

Section 95.6056 VOR Federal airway 56 is amended to read in part:

From *Butler INT, Ga.; to Macon, Ga., VOR; MEA **2,000. *3,000—MRA. **1,900—MOCA.

From Columbus, Ga., VOR; to Geneva INT, Ga.; MEA *2,200. *1,600—MOCA.

Section 95.6063 VOR Federal airway 63 is amended to read in part:

From McAlester, Okla., VOR; to Fayetteville, Ark., VOR; MEA *3,500. *2,900—MOCA.

Section 95.6068 VOR Federal airway 68 is amended to read in part:

From Johnson INT, Tex.; to Sterling INT, Tex.; MEA *5,000. *3,800—MOCA.

Section 95.6070 VOR Federal airway 70 is amended to read in part:

From Lafayette, La., VOR; to *Rose INT, La.; MEA 1,500. *3,000—MRA.

From Picaid, Miss., VOR; to Greene County, Miss., VOR; MEA *3,000. *2,600—MOCA.

From Greene County, Miss., VOR; to Evergreen, Ala., VOR; MEA *2,000. *1,600—MOCA.

Section 95.6074 VOR Federal airway 74 is amended to read in part:

From Mazie INT, Okla.; to Long INT, Okla.; MEA *3,000. *2,900—MOCA.

Section 95.6077 VOR Federal airway 77 is amended to read in part:

From San Angelo, Tex., VOR; to *Rowena INT, Tex.; MEA **3,500. *4,500—MRA. **3,400—MOCA.

Section 95.6081 VOR Federal airway 81 is amended to read in part:

From Plainview, Tex., VOR; to Canyon INT, Tex.; MEA 4,800.

From Canyon INT, Tex.; to Amarillo, Tex., VOR; MEA 4,700.

Section 95.6086 VOR Federal airway 86 is amended by adding:

From Livingston, Mont., VOR; to Billings, Mont., VOR; MEA 9,000.

From Billings, Mont., VOR; to Sheridan, Wyo., VOR; MEA 8,000.

From Sheridan, Wyo., VOR; to Gillette INT, Wyo.; MEA *7,500. *6,800—MOCA.

From Gillette INT, Wyo.; to Rapid City, S. Dak., VOR; MEA *13,000. *9,100—MOCA.

Section 95.6086 VOR Federal airway 86 is amended to read in part:

From *Bozeman, Mont., VOR; to Livingston, Mont., VOR; MEA 10,000. *9,300—MCA Bozeman VOR, southeastbound.

Section 95.6095 VOR Federal airway 95 is amended to read in part:

From *Phoenix, Ariz., VOR; to **Tonto INT, Ariz.; northbound, MEA 10,000; southbound, MEA 6,500. *5,800—MCA Phoenix, VOR, northbound. **12,000—MRA.

From Tonto INT, Ariz., to Winslow, Ariz., VOR; MEA *10,000. *9,900—MOCA.

From *Ranch INT, Ariz., via W alter.; to **Winslow, Ariz., VOR via W alter.; MEA ***14,000. *14,000—MCA Ranch INT, north-eastbound. **9,500—MCA Winslow VOR, south-westbound. ***10,000—MOCA.

Section 95.6097 VOR Federal airway 97 is amended to read in part:

From Nodine, Minn., VOR; to Int. 309 M rad Nodine VOR and SE crs. Minneapolis ILS loz.; MEA 2,800.

Section 95.6105 VOR Federal airway 105 is amended to read in part:

From Phoenix, Ariz., VOR; to *Cactus INT, Ariz.; northbound, MEA 7,000; southbound, MEA 5,000. *8,000—MRA.

From Prescott, Ariz., VOR; to Willow Beach INT, Nev.; MEA *10,000. *9,000—MOCA.

Section 95.6105 VOR Federal airway 105 is amended to delete:

From Prescott, Ariz., VOR via E alter.; to Drake, Ariz., VOR via E alter.; northbound, MEA 10,000; southbound, MEA 8,000.

From Drake, Ariz., VOR via E alter.; to Peach Springs, Ariz., VOR via E alter.; MEA 10,000.

Section 95.6105 VOR Federal airway 105 is amended by adding:

From Prescott, Ariz., VOR via E alter.; to Peach Springs, Ariz., VOR via E alter.; MEA *9,000. *8,800—MOCA.

Section 95.6133 VOR Federal airway 133 is amended by adding:

From Traverse City, Mich., VOR; to Escanaba, Mich., VOR; MEA *2,900. *2,500—MOCA.

From Escanaba, Mich., VOR; to Marquette, Mich., VOR; MEA 3,100.

Section 95.6137 VOR Federal airway 137 is amended to read in part:

From Sandberg INT, Calif.; to *Gorman, Calif., VOR; eastbound, MEA 8,000; westbound, MEA 9,000. *9,500—MCA Gorman VOR, westbound.

Section 95.6139 VOR Federal airway 139 is amended to read in part:

From Whitman, Mass., VOR; to Skipper INT, Mass.; MEA *2,000. *1,200—MOCA.

From Skipper INT, Mass.; to Ipswich INT, Mass.; MEA *2,000. *1,300—MOCA.

Section 95.6140 VOR Federal airway 140 is amended to read in part:

From *Pryor INT, Okla.; to Fayetteville, VOR; MEA **3,000. *2,800—MRA. **2,800—MOCA.

From Adair INT, Okla., via N alter.; to Fayetteville, Ark., VOR via N alter.; MEA *3,000. *2,800—MOCA.

From River Bend INT, Tenn., via N alter.; to Freedom INT, Ky., via N alter.; MEA 3,000.

From Granville INT, Tenn., via S alter.; to Highway, Tenn., VOR, via S alter.; MEA *3,000. *2,800—MOCA.

Section 95.6141 VOR Federal airway 141 is amended to read in part:

From Boston, Mass. VOR; to Beverly INT, Mass.; MEA *2,000. *1,800—MOCA.

From Beverly INT, Mass.; to Ipswich INT, Mass.; MEA *2,000. *1,300—MOCA.

Section 95.6143 VOR Federal airway 143 is amended to read in part:

From *Mount Holly INT, N.C., via W alter.; to Mooresville INT, N.C., via W alter.; MEA 2400. *2600—MRA.

From Mooresville INT, N.C., via W alter.; to Barber INT, N.C., via W alter.; MEA *3,000. *2,600—MOCA.

Section 95.6152 VOR Federal airway 152 is amended to delete:

From Orlando, Fla., VOR via N alter.; to *Paola INT, Fla., via N alter.; MEA 1,700. *2,000—MRA.

From Paola INT, Fla., via N alter.; to Woodruff INT, Fla., via N alter.; MEA 2,000.

From Woodruff INT, Fla., via N alter.; to Daytona Beach, Fla., VOR via N alter.; MEA *1,600. *1,400—MOCA.

Section 95.6154 VOR Federal airway 154 is amended to read in part:

From Columbus, Ga., VOR, to Geneva INT, Ga.; MEA *2,200. *1,600—MOCA.

From Meridian, Miss., VOR; to Kewanee, Miss., VOR; MEA 2000.

From *Butler INT, Ga.; to Macon, Ga., VOR; MEA **2,000. *3,000—MRA. **1,900—MOCA.

From Dublin, Ga., VOR; to Lotts INT, Ga.; MEA *2,000. *1,700—MOCA.

Section 95.6169 VOR Federal airway 169 is amended to read in part:

From Chadron, Nebr., VOR; to Rapid City, S. Dak., VOR; MEA 6,600.

Section 95.6174 VOR Federal airway 174 is amended to delete:

From Falmouth, Ky., VOR; to York, Ky., VOR; MEA 2,500.

Section 95.6186 VOR Federal airway 186 is added to read:

From Ontario, Calif., VOR; to Pomona, Calif., VOR; MEA *4,000. *3,500—MOCA.

From *Pomona, Calif., VOR; to Valley INT, Calif.; MEA 8,000. *5,400—MCA Pomona VOR, westbound.

From Valley INT, Calif.; to Fillmore, Calif., VOR; MEA 6,000.

Section 95.6191 VOR Federal airway 191 is amended to read in part:

From Oshkosh, Wis., VOR; to Stevens Point, Wis., VOR; MEA *3,000. *2,500—MOCA.

Section 95.6194 VOR Federal airway 194 is amended to read in part:

From Lafayette, La., VOR; to *Rose INT, Ga.; MEA 1,500. *3,000—MRA.

Section 95.6197 VOR Federal airway 197 is added to read:

From *Pomona, Calif., VOR; to Hawkins INT, Calif., northwestbound MEA 9,200; southeastbound MEA 5,700. *8,100—MCA Pomona VOR, northwestbound.

From Hawkins INT, Calif.; to *Palmdale, Calif., VOR; MEA 10,300. *7,800—MCA Palmdale VOR, southeastbound.

Section 95.6209 VOR Federal airway 209 is amended to read in part:

From Mobile, Ala., VOR; to Jane INT, Ala.; MEA *2,000. *1,700—MOCA.

Section 95.6210 VOR Federal airway 210 is amended to delete:

From Dolphin INT, Calif.; to Los Angeles, Calif., VOR; MEA 2,000.

Section 95.6210 VOR Federal airway 210 is amended to read in part:

From Rosewood, Ohio, VOR; to *Grindell INT, Ohio; MEA 2,800. *3,000—MRA.

From Los Angeles, Calif., VOR; to Pomona, Calif., VOR; MEA *3,000. *2,500—MOCA.

From *Pomona, Calif., VOR; to Cable INT, Calif.; Northeastbound, MEA **12,000; southwestbound, MEA 5,000. *10,000—MCA Pomona VOR, northeastbound. **5,000—MOCA.

From Cable INT, Calif.; to Mt. San INT, Calif.; Northeastbound, MEA *12,000; southwestbound, MEA *11,000. *10,900—MOCA.

From Mt. San INT, Calif.; to *Apple INT, Calif.; MEA 12,000. *12,500—MRA.

From Apple INT, Calif.; to *Barstow INT, Calif.; northeastbound, MEA 7,000; southwestbound, MEA 12,000. *8,300—MCA Barstow INT, southwestbound.

From Barstow INT, Calif.; to Hector, Calif., VOR; MEA 7,000.

Section 95.6216 VOR Federal airway 216 is amended to read in part:

From Peck, Mich., VOR; to U.S. Canadian Border; MEA *5,000. *2,300—MOCA.

Section 95.6229 VOR Federal airway 229 is amended to read in part:

From Wilmington, N.C., VOR; to New Bern, N.C., VOR; MEA *1,600. *1,300—MOCA.

Section 95.6245 VOR Federal airway 245 is added to read:

From Alexandria, La., VOR; to Natchez, Miss., VOR; MEA *2,000. *1,700—MOCA.

From Natchez, Miss., VOR; to Jackson, Miss., VOR; MEA 2,900.

Section 95.6248 VOR Federal airway 248 is amended to read in part:

From Paso Robles, Calif., VOR; to Avenal, Calif., VOR; MEA 4,500.

Section 95.6257 VOR Federal airway 257 is amended to delete:

From Prescott, Ariz., VOR; to Drake, Ariz., VOR; northbound, MEA 10,000; southbound, MEA 8,000.

From Drake, Ariz., VOR; to Int. 241 M rad Tuba City VOR and 347 M rad Drake VOR; MEA *10,000. *9,000—MOCA.

From Kanosh INT, Utah; to Delta, Utah, VOR; northbound, MEA 10,000; southbound, MEA 12,000.

Section 95.6257 VOR Federal airway 257 is amended by adding:

From Prescott, Ariz., VOR; to *Anita INT, Ariz.; MEA *10,000; northbound, MEA **14,000; southbound, MEA **11,000. *14,000—MCA Anita INT, northbound. **8,800—MOCA.

From Anita INT, Ariz.; to Bryce Canyon, Ariz., VOR; MEA *14,000. *11,600—MOCA.

From Bryce Canyon, Ariz., VOR; to Delta, Utah, VOR; MEA 12,000.

Section 95.6257 VOR Federal airway 257 is amended to read in part:

From Phoenix, Ariz., VOR; to *Cactus INT, Ariz.; northbound, MEA 7,000; southbound, MEA 5,000. *8,000—MRA.

Section 95.6264 VOR Federal airway 264 is amended to read in part:

From Prescott, Ariz., VOR; to St. Johns, Ariz., VOR; MEA *12,000. *9,800—MOCA.

Section 95.6275 VOR Federal airway 275 is amended to read in part:

From Findlay, Ohio, VOR; to Custer INT, Ohio; MEA *2,500. *2,200—MOCA.

Section 95.6279 VOR Federal airway 279 is amended to read:

From Columbus, Ohio, LF/RBN; to *Grindell INT, Ohio; MEA **3,000. *3,000—MRA. **2,500—MOCA.

From Grindell INT, Ohio; to Findlay, Ohio, VOR; MEA *3,000. *2,500—MOCA.

Section 95.6290 VOR Federal airway 290 is amended by adding:

From Montebello, Va., VOR; to Arvon INT, Va.; MEA *6,000. *5,800—MOCA.

From Arvon INT, Va.; to Flat Rock, Va., VOR; MEA 2,300.

Section 95.6300 VOR Federal airway 300 is amended to delete:

From U.S.-Canadian border via N alter.; to Millinocket, Maine, VOR via N alter.; MEA *7,000. *5,600—MOCA.

Section 95.6306 VOR Federal airway 306 is added to read:

From Austin, Tex., VOR; to Daisetta, Tex., VOR; MEA *5,000. *2,100—MOCA.

Section 95.6436 VOR Federal airway 436 is amended to delete:

From Anchorage, Alaska, VOR; to Beluga INT, Alaska; MEA 2,000.

From Beluga INT, Alaska; to Peters Creek INT, Alaska; MEA 3,000.

Section 95.6438 VOR Federal airway 438 is amended by adding:

From Anchorage, Alaska, VOR via W alter.; to Susitna INT, Alaska, via W alter.; MEA 2,000.

From Susitna INT, Alaska, via W alter.; to *Talkeetna, Alaska, VOR via W alter.; MEA 5,000. *6,400—MCA Talkeetna VOR, northbound.

Section 95.6485 VOR Federal airway 485 is amended to read in part:

From Fellows, Calif., VOR; to *Red Hills INT, Calif.; MEA 7,000. *7,000—MCA Red Hills INT, southeastbound.

From Red Hills INT, Calif.; to Priest, Calif., VOR; MEA 7,000.

Section 95.6525 VOR Federal airway 525 is amended to read in part:

From Oak Grove INT, N.C.; to New Bern, N.C., VOR; MEA *2,000. *1,800—MOCA.

Section 95.6804 VOR Federal airway 804 is amended to read in part:

From Tiverton, Ohio, VOR; to *Grindell INT, Ohio; MEA 2,400. *3,000—MRA.

Section 95.6830 VOR Federal airway 830 is amended to read in part:

From Hartsville INT, Tenn.; to Highway, Tenn., VOR; MEA *3,000. *2,700—MOCA.

Section 95.6837 VOR Federal airway 837 is amended to read in part:

From Picayune, Miss., VOR; to Greene County, Miss., VOR; MEA *3,000. *2,600—MOCA.

From Greene County, Miss., VOR; to Evergreen, Ala., VOR; MEA *2,000. *1,600—MOCA.

From Waco INT, N.C.; to Barber INT, N.C.; MEA *3,000. *2,600—MOCA.

Section 95.6839 VOR Federal airway 839 is amended to read in part:

From *Mount Holly INT, N.C.; to Mooresville INT, N.C.; MEA 2,400. *2,600—MRA. From Statesville INT, N.C.; to Burch INT, N.C.; MEA *5,000. *3,000—MOCA.

Section 95.6875 VOR Federal airway 875 is amended to read in part:

From Int. 111 M rad East Texas VOR and 237 M rad Solberg, VOR; to Warrington INT, Pa.; MEA *2,300. *2,000—MOCA.

From Warrington INT, Pa.; to Fraser INT, Pa.; MEA 2,000.

Section 95.6887 VOR Federal airway 887 is amended to read in part:

From Highway, Tenn., VOR; to Hartsville INT, Tenn.; MEA *3,000. *2,700—MOCA.

Section 95.1537 VOR Federal airway 1537 is amended to delete:

From Dallas, Tex., VOR; to McAlester, Okla., VOR; MEA 14,500; MAA 24,000.

These amendments are made under the authority of sections 307(c), 313(a), and 601 of the Federal Aviation Act of 1958 (49 U.S.C. 1348(c), 1354(a), 1421; 72 Stat. 749, 752, 775). These rules shall become effective August 20, 1964.

Issued in Washington, D.C., on July 8, 1964.

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

[F.R. Doc. 64-7048; Filed, July 17, 1964;
8:45 a.m.]

PART 97—STANDARD INSTRUMENT APPROACH PROCEDURES [NEW]

Miscellaneous Amendments

The amendments to the standard instrument approach procedures contained herein are adopted to become effective when indicated in order to promote safety. The amended procedures supersede the existing procedures of the same classification now in effect for the airports specified therein. For the convenience of the users, the complete procedure is republished in this amendment indicating the changes to the existing procedures.

As a situation exists which demands immediate action in the interests of safety in air commerce, I find that compliance with the notice and procedure provisions of the Administrative Procedure Act is impracticable and that good cause exists for making this amendment effective within less than 30 days from publication.

In view of the foregoing and pursuant to the authority delegated to me by the Administrator (24 F.R. 5662), Part 97 [New] (14 CFR Part 97 [New]) is amended as follows:

1. By amending the following automatic direction finding procedures prescribed in § 97.11(b) to read:

ADF STANDARD INSTRUMENT APPROACH PROCEDURE

Bearings, headings, courses and radials are magnetic. Elevations and altitudes are in feet MSL. Ceilings are in feet above airport elevation. Distances are in nautical miles unless otherwise indicated, except visibilities which are in statute miles.

If an instrument approach procedure of the above type is conducted at the below named airport, it shall be in accordance with the following instrument approach procedure, unless an approach is conducted in accordance with a different procedure for such airport authorized by the Administrator of the Federal Aviation Agency. Initial approaches shall be made over specified routes. Minimum altitudes shall correspond with those established for en route operation in the particular area or as set forth below.

Transition		Ceiling and visibility minimums					
From—	To—	Course and distance	Minimum altitude (feet)	Condition	2-engine or less		More than 2-engine, more than 65 knots
					65 knots or less	More than 65 knots	
Holston Mountain VOR.....	Int BLA R-200 and 310° bearing to LOM.	Direct.....	6000	T-dn.....	300-1	300-1	200-1½
Int BLA R-200 and 310° bearing to LOM..	LOM (MHW).....	Direct.....	3600	C-d%.....	900-1	900-1	900-1½
Telford Int.....	LOM (MHW).....	Direct.....	3600	Cn-%.....	900-2	900-2	900-2
Yuma Int.....	LOM (MHW).....	Direct.....	4000	S-dn-22%.....	900-1	900-1	900-1
Hilton Int.....	LOM (MHW).....	Direct.....	5000	A-dn%.....	900-2	900-2	900-2
Greendale Int*.....	LOM (MHW) (final).....	Direct.....	5000	If aircraft has operating VOR receiver and Beaver Int## received, minimums become:			
Damascus Int.....	Int HMV R-007 and 270° bearing to LOM.	Direct.....	6000	C-dn%.....	800-1	800-1	800-1½
Int HMV R-007 and 270° bearing to LOM..	LOM (MHW).....	Direct.....	3600	S-dn-22%.....	800-1	800-1	800-1

Procedure turn E side of crs, 044° Outbnd, 224° Inbnd, 3600' within 10 miles. Beyond 10 miles not authorized. Nonstandard due to terrain NW. Minimum altitude over facility on final approach crs, 3600**; over Beaver Int##, 2400'. Crs and distance, facility to airport, 224°—6.0 miles. If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 6.0 miles after passing LOM, climb to 4000' on crs, 224° from LOM within 20 miles or, when directed by ATC, turn right, climb to 4000' on HMV R-291 to Yuma Int. CAUTION: Abrupt changes in terrain elevation immediately adjacent to procedure areas. Due high terrain, aircraft with limited climb capability departing on routes via HMV VOR should request clearance to climb on a track of 044° from Boone RBN or 224° from LOM to 4000' before continuing climb on crs. #Runways 4 and 22 only. *Greendale Int: Int BLA R-187 and 044° bearing from LOM (MHW). **Descent from 5000' may be made on final after passing HMV-VOR R-348. %No reduction of any landing ceiling or visibility minimum is authorized. ##Beaver Int: Int HMV R-296 and 224° bearing from LOM (MHW).

City, Bristol; State, Tenn.; Airport Name, Tri-City; Elev., 1519'; Fac. Class., LOM (MHW); Ident., TR; Procedure No. 1, Amdt. 7; Eff. Date, 25 July 64; Sup. Amdt. No. 6; Dated, 4 Jan. 64

Denmark Int.....	MCR RBN.....	Direct.....	1900	T-dn.....	300-1	300-1	200-1½
Anderson Int.....	MCR RBN (final).....	Direct.....	1900	C-dn.....	400-1	500-1	500-1½
				S-dn-2.....	400-1	400-1	400-1
				A-dn.....	800-2	800-2	800-2

Procedure turn E side of crs, 197° Outbnd, 017° Inbnd, 1900' within 10 miles. Minimum altitude over MCR RBN on final approach crs, 1900'; over MKL RBN, 900'. Crs and distance, MCR RBN to airport, 017°—6.3 miles, MKL RBN to airport, 017°—0.9 mile. If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 6.3 miles after passing MCR RBN or within 0.9 mile after passing MKL RBN, turn left, climb to 1900', return to MCR RBN. CAUTION: 1. 1088' tower 4.5 miles NE of airport. 2. Threshold lights displaced on N end of Runway 20. MSA: 000°-090°—2100'; 090°-180°—1600'; 180°-270°—1700'; 270°-360°—1800'.

City, Jackson; State, Tenn.; Airport Name, McKellar Field; Elev., 432'; Fac. Class., MHW; Ident., MCR; Procedure No. 1, Amdt. 2; Eff. Date, 25 July 64; Sup. Amdt. No. 1; Dated, 2 Dec. 61

PROCEDURE CANCELLED EFFECTIVE 25 JULY 1964 OR UPON DECOMMISSIONING OF JXN RBN. City, Jackson; State, Mich.; Airport Name, Reynolds Municipal; Elev., 1000'; Fac. Class., BMH; Ident., JXN; Procedure No. 1, Amdt. 9; Eff. Date, 22 Feb. 64; Sup. Amdt. No. 8; Dated, 20 Mar. 57

ADF STANDARD INSTRUMENT APPROACH PROCEDURE—Continued

Transition				Ceiling and visibility minimums			
From—	To—	Course and distance	Minimum altitude (feet)	Condition	2-engine or less		More than 2-engine, more than 65 knots
					65 knots or less	More than 65 knots	
ODI VOR.....	LSE RBN.....	Direct.....	2700	T-d.....	*400-1	*400-1	#400-1
				T-n.....	*400-1½	*400-1½	#400-1½
				C-d.....	500-1	500-1	500-1½
				C-n.....	500-2	500-2	500-2
				S-dn-13.....	400-1	400-1	400-1
				A-dn.....	800-2	800-2	800-2

Procedure turn W side of crs, 301° Outbd, 121° Inbd, 2700' within 10 miles.
Minimum altitude over facility on final approach crs, 1800'.
Crs and distance, facility to airport, 142°—4.3 miles.

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 4.3 miles after passing RBN, make immediate right-climbing turn to RBN, then continue climb to 2700' on 301° bearing from RBN within 10 miles.

NOTES: Final approach from holding pattern at RBN not authorized. Procedure turn required. When weather is below 800-2 aircraft departing Runways 3, 13, 18, 21, flight below 1900' beyond 2 miles of airport is prohibited between radials 040° and 270°, inclusive of the LSE VOR.

*300-1 authorized on Runways 31 and 36.

#200-½ authorized on Runways 31 and 36.

MSA: 000°-270°-2900'; 270°-360°-3500'.

City, La Crosse; State, Wis.; Airport Name, La Crosse Municipal; Elev., 653'; Fac. Class., SBH; Ident., LSE; Procedure No. 1, Amdt. 1; Eff. Date, 25 July 64; Sup. Amdt. No. Orig.; Dated, 22 Feb. 64

PROCEDURE CANCELLED EFFECTIVE 25 JULY 64 OR UPON DECOMMISSIONING OF FACILITY.

City, New Orleans; State, La.; Airport Name, Municipal; Elev., 8'; Fac. Class., SABH; Ident., MSY; Procedure No. 1, Amdt. 3; Eff. Date, 22 Sept. 62; Sup. Amdt. No. 2; Dated, 30 Mar. 57

PROCEDURE CANCELLED EFFECTIVE 25 JULY 1964 OR UPON DECOMMISSIONING OF FACILITY.

City, New Orleans; State, La.; Airport Name, New Orleans International; Elev., 3'; Fac. Class., SABH; Ident., MSY; Procedure No. 2, Amdt. 1; Eff. Date, 30 May 64; Sup. Amdt. No. Orig.; Dated, 17 Nov. 62

PROCEDURE CANCELLED EFFECTIVE 25 JULY 1964.

City, Racine; State, Wis.; Airport Name, Horlick-Racine; Elev., 669'; Fac. Class., LOM; Ident., MK; Procedure No. 1, Amdt. 1; Eff. Date, 14 Dec. 63; Sup. Amdt. No. Orig. Dated, 20 Oct. 62

Franksville Int.....	RAC RBN.....	Direct.....	2100	T-dn.....	300-1	300-1	NA
Oakwood Int.....	RAC RBN.....	Direct.....	2100	C-dn.....	700-1	700-1	NA
MK LOM.....	RAC RBN.....	Direct.....	2100	A-dn.....	NA	NA	NA
Pike Int.....	RAC RBN.....	Direct.....	2100	Following minimum applies after passing Marian Int†			
Racine Int.....	RAC RBN.....	Direct.....	2100	C-dn.....	500-1	500-1	NA

Radar vectoring to final approach crs authorized in accordance with approved patterns.

Procedure turn N side of crs, 028° Outbd, 208° Inbd, 2100' within 10 miles.

Minimum altitude over facility on final approach crs 1400'.

Facility on airport.

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 0.0 mile of RAC RBN, make left climbing turn to 2100' on 028° bearing from RAC RBN within 10 miles.

NOTE: Aircraft on missed approach may be radar controlled after radar identification.

*Authorized only for aircraft with dual ADF receivers operating simultaneously or Marian Int† identified by radar.

†Marian Int: Int 122° bearing from MK LOM and 028° bearing from RAC RBN or radar fix.

MSA: 000°-270°-2200'; 270°-360°-2800'.

City, Racine; State, Wis.; Airport Name, Horlick-Racine; Elev., 669'; Fac. Class., MH; Ident., RAC; Procedure No. 2, Amdt. Orig.; Eff. Date, 25 July 64

SEA VOR.....	SE LOM.....	Direct.....	2000	T-dn.....	300-1	300-1	200-½
SI-LFR.....	SE LOM.....	Direct.....	2000	C-dn.....	500-1	500-1	500-1½
Milton VHF Int.....	SE LOM (final).....	Direct.....	1600	S-d-34.....	400-1	400-1	400-1
Fairgrounds VHF Int*.....	SE LOM.....	Direct.....	2000	A-dn.....	800-2	800-2	800-2
Burton VHF Int.....	SE LOM.....	Direct.....	2000				

Radar vectoring authorized in accordance with approved patterns.

Procedure turn E side of crs, 168° Outbd, 338° Inbd, 1700' within 10 miles.

Minimum altitude over facility on final approach crs, 1600'.

Crs and distance, facility to airport, 338°—4.0 miles.

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 4.0 miles after passing SE LOM, climb to 2000' direct to SZ LOM or, when directed by ATC, turn left, climb to 2000' on R-225 SEA VOR within 10 miles.

CAUTION: Terrain and trees to 591' located immediately N and NE of airport.

*Transition to Fairgrounds VHF Int authorized from McChord AFB RBN on 020° crs, 2000'.

MSA: 000°-090°-5700'; 090°-180°-6600'; 180°-270°-2800'; 270°-360°-2800'.

City, Seattle; State, Wash.; Airport Name, Seattle-Tacoma International; Elev., 428'; Fac. Class., LOM; Ident., SE; Procedure No. 1, Amdt. 24; Eff. Date, 25 July 64; Sup. Amdt. No. 23; Dated, 4 Apr. 64

Waterville Int.....	UTI RBN.....	Direct.....	3400	T-dn.....	300-1	300-1	200-½
UCA VOR.....	UTI RBN (final).....	Direct.....	3000	C-d.....	700-1	700-1	700-1½
Clinton Int.....	UTI RBN.....	Direct.....	3200	C-n.....	700-2	700-2	700-2
				S-d-33.....	700-1	700-1	700-1
				S-n-33.....	700-2	700-2	700-2
				A-dn.....	800-2	800-2	800-2
				The following minimums apply if Utica OM received:			
				S-dn*-33.....	400-1	500-1	500-1½
				C-dn*.....	400-1	400-1	400-1

Radar vectoring utilizing Griffiss RAPCON authorized in accordance with approved patterns.

Procedure turn E side of crs, 149° Outbd, 329° Inbd, 3200' within 10 miles of UTI RBN.

Minimum altitude over facility on final approach crs, 3000'.

Crs and distance, facility to airport, 329°—7.3 miles; Utica OM to airport, 329°—3.8 miles.

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 7.3 miles after passing UTI RBN or 3.8 miles after passing Utica OM, make climbing left turn to 3200', return direct to UTI RBN. Hold SE of UTI RBN, 329° Inbd, right turns, 1 minute.

*Dual ADF equipment required. Do not descend below 1440' until after passing Utica OM. (Radar fix may be substituted for Utica OM.)

MSA: 000°-090°-4000'; 090°-180°-3500'; 180°-270°-3500'; 270°-360°-3000'.

City, Utica; State, N.Y.; Airport Name, Oneida County; Elev., 742'; Fac. Class., MHW; Ident., UTI; Procedure No. 1 Amdt. 5; Eff. Date, 25 July 64; Sup. Amdt. No. 4; Dated, 4 Jan. 64

RULES AND REGULATIONS

2. By amending the following very high frequency omnirange (VOR) procedures prescribed in § 97.11(c) to read:

VOR STANDARD INSTRUMENT APPROACH PROCEDURE

Bearings, headings, courses and radials are magnetic. Elevations and altitudes are in feet MSL. Ceilings are in feet above airport elevation. Distances are in nautical miles unless otherwise indicated, except visibilities which are in statute miles.

If an instrument approach procedure of the above type is conducted at the below named airport, it shall be in accordance with the following instrument approach procedure, unless an approach is conducted in accordance with a different procedure for such airport authorized by the Administrator of the Federal Aviation Agency. Initial approaches shall be made over specified routes. Minimum altitudes shall correspond with those established for en route operation in the particular area or as set forth below.

Transition				Ceiling and visibility minimums			
From—	To—	Course and distance	Minimum altitude (feet)	Condition	2-engine or less		More than 2-engine, more than 65 knots
					65 knots or less	More than 65 knots	

PROCEDURE CANCELLED EFFECTIVE 25 JULY 1964.

City, Atlanta; State, Ga.; Airport Name, Atlanta; Elev., 1024'; Fac. Class., L-BVOR; Ident., FTY; Procedure No. 3, Amdt. Orig.; Eff. Date, 7 Dec. 63

				T-dn.....	300-1	300-1	NA
				C-d.....	700-1	700-1	NA
				C-n.....	400-1½	700-1½	NA
				S-dn-5.....	400-1	400-1	NA
				A-dn.....	800-2	800-2	NA

Procedure turn S side of crs, 205° Outbnd, 025° Inbnd, 3400' within 10 miles.

Minimum altitude over facility on final approach crs, 2200'.

Crs and distance, facility to airport, 025°—3.4 miles.

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 3.4 miles after passing LOZ VOR, make a right-climbing turn and return to London VOR at 3400'. Hold SW 1-minute right turns, 025° Inbnd.

MSA: 000°-090°-3700'; 090°-180°-5300'; 180°-270°-4300'; 270°-360°-3800'.

City, London; State, Ky.; Airport Name, London Municipal; Elev., 1201'; Fac. Class., BVORTAC; Ident., LOZ; Procedure No. 1, Amdt. 4; Eff. Date, 25 July 64; Sup. Amdt. No. 3; Dated, 25 May 63

PROCEDURE CANCELLED EFFECTIVE 25 JULY 1964.

City, Moriarty (Otto); State, N. Mex.; Airport Name, Otto; Elev., 6226'; Fac. Class., BVOR; Ident., OTO; Procedure No. 1, Amdt. 1; Eff. Date, 12 July 54; Sup. Amdt. No. Orig.; Dated, 29 Sept. 50

				T-dn.....	300-1	300-1	200-½
				C-dn.....	1500-3	1500-3	1500-3
				A-dn.....	1500-3	1500-3	1500-3

Procedure turn N side of crs, 138° Outbnd, 318° Inbnd, 3200' within 10 miles of UCA VOR.

Minimum altitude over facility on final approach crs, 3200'.

Crs and distance, facility to airport, 318°—11.6 miles.

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 6.0 miles after passing UCA VOR, make a climbing left turn to 3200' direct to UCA VOR. Hold SE of UCA VOR on R-138, 1-minute right turns, 318° Inbnd.

MSA: 000°-090°-4000'; 090°-180°-3500'; 180°-270°-3000'; 270°-360°-3000'.

City, Utica; State, N.Y.; Airport Name, Oneida County; Elev., 742'; Fac. Class., L-BVOR; Ident., UCA; Procedure No. 1, Amdt. 1; Eff. Date, 25 July 64; Sup. Amdt. No. Orig.; Dated, 3 Nov. 62

				T-dn.....	300-1	300-1	200-½
				C-dn.....	500-1	500-1	500-1½
				S-dn-6.....	400-1	400-1	400-1
				A-dn.....	800-2	800-2	800-2

Procedure turn S side of crs, 226° Outbnd, 046° Inbnd, 2400' within 10 miles.

Minimum altitude over facility on final approach crs, 1100'.

Crs and distance, facility to airport, 046°—2.6 miles.

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 2.6 miles after passing ART VOR, make left-climbing turn to 2400' and return to ART VOR. Hold SW of ART VOR on R-226, 1-minute right turns, 046° Inbnd.

NOTE: Approach from a holding pattern not authorized. Procedure turn required.

MSA: 000°-090°-2000'; 090°-180°-3000'; 180°-270°-2000'; 270°-360°-1500'.

City, Watertown; State, N.Y.; Airport Name, Municipal; Elev., 325'; Fac. Class., BVOR; Ident., ART; Procedure No. 1, Amdt. 5; Eff. Date, 25 July 64; Sup. Amdt. No. 4; Dated, 25 Aug. 62

3. By amending the following terminal very high frequency omnirange (TerVOR) procedures prescribed in § 97.13 to read:

TERMINAL VOR STANDARD INSTRUMENT APPROACH PROCEDURE

Bearings, headings, courses and radials are magnetic. Elevations and altitudes are in feet MSL. Ceilings are in feet above airport elevation. Distances are in nautical miles unless otherwise indicated, except visibilities which are in statute miles.
 If an instrument approach procedure of the above type is conducted at the below named airport, it shall be in accordance with the following instrument approach procedure, unless an approach is conducted in accordance with a different procedure for such airport authorized by the Administrator of the Federal Aviation Agency. Initial approaches shall be made over specified routes. Minimum altitudes shall correspond with those established for en route operation in the particular area or as set forth below.

Transition				Ceiling and visibility minimums			
From—	To—	Course and distance	Minimum altitude (feet)	Condition	2-engine or less		More than 2-engine, more than 65 knots
					65 knots or less	More than 65 knots	
BET RBN.....	BET VOR.....	Direct.....	1600	T-dn.....	300-1	300-1	200-1½
				C-dn.....	400-1	500-1	500-1½
				S-dn-1*	400-1	400-1	400-1
				A-dn.....	800-2	800-2	800-2

Procedure turn W side of crs, 195° Outbnd, 015° Inbnd, 1600' within 10 miles.
 Minimum altitude over facility on final approach crs, *500'.
 Facility on airport.
 Crs and distance, breakoff point to approach end Runway 1, 006°—0.7 mile.
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 0.6 mile of BET VOR, climb to 1600' on R-015 BET VOR within 20 miles.
 CAUTION: Antennas 232' 1.7 miles SW of airport.
 NOTES: Tower 310' 1.3 miles W of airport. All maneuvers to be conducted E of airport.
 *Descent below 600' not authorized until intercepting 155° bearing from BET RBN. If 155° bearing from BET RBN not received, minimums become 500-1.
 MSA: 000°-090°—2500'; 090°-180°—2500'; 180°-270°—2500'; 270°-360°—2500'.

City, Bethel; State, Alaska; Airport Name, Bethel Municipal; Elev., 135'; Fac. Class., H-BVOR; Ident., BET; Procedure No. TerVor-1, Amdt. 2; Eff. Date, 11 July 64; Sup. Amdt. No. 1; Dated, 21 Apr. 62

BET Rbn.....	BET VOR.....	Direct.....	1600	T-dn.....	300-1	300-1	200-1½
				C-dn.....	400-1	500-1	500-1½
				S-dn-19*	400-1	400-1	400-1
				A-dn.....	800-2	800-2	800-2

Procedure turn W side of crs, 348° Outbnd, 168° Inbnd, 1600' within 10 miles.
 Minimum altitude over facility on final approach crs, 500'.
 Facility on airport.
 Crs and distance, breakoff point to approach end Runway 19, 186°—0.52 mile.
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 0.0 mile of BET VOR, climb to 1600' on R-168 BET VOR within 20 miles.
 CAUTION: Antennas 232' 1.7 miles SW of airport.
 NOTES: Tower 310' 1.3 miles W of airport. All maneuvers to be conducted E of airport.
 *Descent below 600' not authorized until intercepting 030° bearing from BET RBN. If 030° bearing from BET RBN not received, minimums become 500-1.
 MSA: 000°-090°—2500'; 090°-180°—2500'; 180°-270°—2500'; 270°-360°—2500'.

City, Bethel; State, Alaska; Airport Name, Bethel Municipal; Elev., 135'; Fac. Class., H-BVOR; Ident., BET; Procedure No. TerVOR-19, Amdt. 2; Eff. Date, 11 July 64; Sup. Amdt. No. 1; Dated, 21 Apr. 62

LSE VOR.....	Midway Int.....	Direct.....	2900	T-df.....	*400-1	*400-1	*400-1
ONA VOR.....	Holman Int.....	Direct.....	2900	T-nf.....	*400-1½	*400-1½	*400-1½
ODI VOR.....	Midway Int.....	Direct.....	2900	C-d.....	500-1	500-1	500-1½
Holman Int.....	Midway Int. (final).....	Direct.....	2100	C-n.....	500-2	500-2	500-2
				S-dn-13.....	400-1	400-1	400-1
				A-dn.....	800-2	800-2	800-2

Procedure turn W side of crs, 318° Outbnd, 138° Inbnd, 2900' within 10 miles of Midway Int.
 Minimum altitude over Midway Int on final approach crs, 2100'.
 Facility on airport.
 Crs and distance, Midway Int to VOR, 138°—5.1 miles.
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 0.0 mile after passing LSE VOR, make immediate right-climbing turn, climb to 2900' on LSE VOR R-318 within 10 miles.
 NOTES: 1. Procedure authorized only for aircraft equipped with dual omni receivers operating simultaneously. 2. Final approach from holding pattern at Midway Int not authorized. Procedure turn required.
 MSA: 000°-270°—2800'; 270°-360°—3500'.
 *300-1 authorized on Runways 31 and 36.
 ‡200-½ authorized on Runways 31 and 36.
 †When weather is below 800-2 aircraft departing Runways 3, 13, 18 and 21, flight below 1900' beyond 2 miles of airport is prohibited between radials 040 and 270 inclusive of the LSE VOR.

City, La Crosse; State, Wis.; Airport Name, La Crosse Municipal; Elev., 653'; Fac. Class., L-BVOR; Ident., LSE; Procedure No. TerVOR-13, Amdt. 5; Eff. Date, 25 July 64; Sup. Amdt. No. 4; Dated, 16 May 64

PROCEDURE CANCELLED EFFECTIVE 25 JULY 1964.

City, La Crosse; State, Wis.; Airport Name, La Crosse Municipal; Elev., 653'; Fac. Class., L-BVOR; Ident., LSE; Procedure No. TerVOR-18, Amdt. 2; Eff. Date, 11 Apr. 64; Sup. Amdt. No. 1; Dated, 24 May 58

LSE RBN.....	LSE VOR.....	Direct.....	2900	T-df.....	*400-1	*400-1	*400-1
ODI VOR.....	LSE VOR.....	Direct.....	2900	T-nf.....	*400-1½	*400-1½	*400-1½
Westby Int.....	LSE VOR.....	Direct.....	2900	C-d.....	500-1	500-1	500-1½
				C-n.....	500-2	500-2	500-2
				S-dn-36.....	500-1	500-1	500-1
				A-dn.....	800-2	800-2	800-2

Procedure turn E side of crs, 181° Outbnd, 001° Inbnd, 2900' within 10 miles of Ronnie Int**.
 Minimum altitude over Ronnie Int** on final approach crs, 2600'.
 Facility on airport.
 Crs and distance, Ronnie Int** to VOR, 001°—6.4 miles.
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 0.0 mile after passing LSE VOR, make left-climbing turn, climb to 2900' on LSE R-318 within 10 miles.
 NOTE: Procedure authorized only for aircraft with dual omni receivers operating simultaneously.
 MSA: 000°-270°—2800'; 270°-360°—3500'.
 *300-1 authorized on Runways 31 and 36.
 ‡200-½ authorized on Runways 31 and 36.
 **Ronnie Int: Int ODI VOR R-131 and LSE VOR R-181.
 †When weather is less than 800-2 aircraft departing Runways 3, 13, 18 and 21, flight below 1900' beyond 2 miles of airport is prohibited between radials 040 and 270 inclusive of the LSE VOR.

City, La Crosse; State, Wis.; Airport Name, La Crosse Municipal; Elev., 653'; Fac. Class., L-BVOR; Ident., LSE; Procedure No. TerVOR-36, Amdt. 8; Eff. Date, 25 July 64; Sup. Amdt. No. 7; Dated, 16 May 64

RULES AND REGULATIONS

TERMINAL VOR STANDARD INSTRUMENT APPROACH PROCEDURE—Continued

Transition		Course and distance	Minimum altitude (feet)	Condition	Ceiling and visibility minimums		
From—	To—				2-engine or less		More than 2-engine, more than 65 knots
					65 knots or less	More than 65 knots	
				T-dn.....	300-1	300-1	300-1
				C-dn.....	800-1	800-1	800-1 1/2
				S-dn-20R.....	800-1	800-1	800-1
				A-dn*.....	1000-2	1000-2	1000-2

Procedure turn N side of crs, 015° Outbnd, 195° Inbnd, 2100' within 10 miles.
 Minimum altitude over facility on final approach crs, 1200'.
 Facility on airport.
 Crs and distance, breakoff point to approach end of Runway 20R, 205°—0.7 mile.
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 0.0 mile, turn left, climb to 3000' on R-111 PSC VOR within 10 miles.

CAUTION: Prohibited area 6 miles NW of airport.
 *Alternate minimums not authorized 1900 to 0700 local time. Alternate minimums authorized 24 hours daily for air carriers with weather reporting service at the airport.
 MSA: 315°-045°—2200'; 045°-135°—2800'; 135°-225°—3400'; 225°-315°—4100'.

City, Pasco; State, Wash.; Airport Name, Pasco Public; Elev., 403'; Fac. Class., L-BVOR; Ident., PSC; Procedure No. TerVOR-20R, Amdt. 3; Eff. Date, 25 July 64; Sup. Amdt. No. 2; Dated, 7 Dec. 63

				T-dn.....	300-1	300-1	300-1
				C-dn.....	800-1	800-1	800-1 1/2
				S-dn-29R.....	800-1	800-1	800-1
				A-dn*.....	1000-2	1000-2	1000-2

Procedure turn E side of crs, 111° Outbnd, 291° Inbnd, 2100' within 10 miles.
 Facility on airport.
 Minimum altitude over facility on final approach crs, 1200'.
 Crs and distance, breakoff point to approach end of Runway 29R, 295°—0.5 mile.
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 0.0 mile, turn right, climb to 3000' on R-015 within 10 miles.

CAUTION: Prohibited area 6 miles NW of airport.
 *Alternate minimums not authorized 1900 to 0700 local time. Alternate minimums authorized 24 hours daily for air carriers with weather reporting service at the airport.
 MSA: 315°-045°—2200'; 045°-135°—2800'; 135°-225°—3400'; 225°-315°—4100'.

City, Pasco; State, Wash.; Airport Name, Pasco Public; Elev., 403'; Fac. Class., L-BVOR; Ident., PSC; Procedure No. TerVOR-29R, Amdt. 3; Eff. Date, 25 July 64; Sup. Amdt. No. 2; Dated, 7 Dec. 63

Sunol Int.....	SJC VOR.....	Direct.....	#5000	T-dn*.....	300-1	300-1	200-1 1/2
Mt. Hamilton Int.....	SJC VOR.....	Direct.....	#5000	C-dn.....	600-1	600-1	600-1 1/2
Saratoga Int.....	SJC VOR.....	Direct.....	#4500	S-dn-12R.....	600-1	600-1	600-1
OSI VOR.....	SJC VOR.....	Direct.....	4000	A-dn.....	800-2	800-2	800-2
Lick Int**.....	SJC VOR.....	Direct.....	3500				
OAK VOR.....	SJC VOR.....	Direct.....	3000				
SFO VOR.....	Agnew Int.....	Direct.....	2600				
Agnew Int.....	SJC VOR (final).....	Direct.....	700				

Radar vectoring authorized in accordance with approved patterns.
 Procedure turn W side of crs, 308° Outbnd, 128° Inbnd, 2000' within 10 miles.
 Minimum altitude over facility on final approach crs, 700'.
 Facility on airport.
 Crs and distance, Agnew Int to VOR, 128°—5.5 miles; breakoff point to Runway 12R, 122°—0.4 mile.
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 0.0 mile of VOR, turn left, climb to 2000' on R-308 within 15 miles.

#Shuttle descent to 2500' may be accomplished in a 1-minute holding, 300° Inbnd, left turns before commencing procedure turn.
 *400-1 required when taking off on Runways 12 R-L.
 **Lick Int: Int R-332 SNS VOR and E crs SJC ILS or R-120 SJC VOR.
 MSA: 320°-105°—5400'; 105°-200°—5100'; 200°-290°—4200'; 290°-320°—2500'.

City, San Jose; State, Calif.; Airport Name, San Jose Municipal; Elev., 56'; Fac. Class., VOR; Ident., SJC; Procedure No. TerVOR-12R, Amdt. 6; Eff. Date, 25 July 64; Sup. Amdt. No. 5; Dated, 18 Apr. 64

ODI VOR.....	Pickwick Int*.....	Direct.....	2600	T-df.....	500-1 1/2	500-1 1/2	
Pickwick Int*.....	Home Int** (final).....	Direct.....	2200	T-nd.....	500-2	500-2	
Winona Int.....	Winona VOR.....	Direct.....	2800	C-dn.....	800-2	800-2	
Dodge Int.....	Winona VOR.....	Direct.....	2800				

Procedure turn S side of crs, 103° Outbnd, 283° Inbnd, 2800' within 10 miles of VOR. All turns to be made S side of crs due to high tower N side.
 Minimum altitude over Home Int** on final approach crs, 2200'.
 Crs and distance, Home Int** to airport, 283°—3.3 miles.
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 0.0 mile after passing ONA VOR, climb to 2800' on R-315 ONA VOR within 15 miles.

Air CARRIER NOTE: Alternate minimums of 1000-2 authorized for air carriers with weather reporting service at the airport.
 NOTE: Descent below 2200' NA unless Home Int** identified with dual omni receivers operating simultaneously.
 *Pickwick Int: Int R-350 ODI-VOR and R-103 ONA-VOR.
 **Home Int: Int R-317 ODI-VOR and R-103 ONA-VOR.
 MSA: 000°-090°—3500'; 090°-360°—2900'.
 †When weather is below 1200-2 aircraft departing southeastbound, flight below 2300' beyond 1 mile from airport is prohibited between radials 060° and 190° inclusive of the ONA VOR due to 1834' tower 2.5 miles SE of the airport.

City, Winona; State, Minn.; Airport Name, Max Conrad Field; Elev., 656'; Fac. Class., BVOR (State-owned facility); Ident., ONA; Procedure No. Ter VOR R-103, Amdt. 5; Eff. Date, 25 July 64; Sup. Amdt. No. 2; Dated, 28 Apr. 62

Winona Int.....	Winona VOR.....	Direct.....	2800	T-df.....	500-1 1/2	500-1 1/2	
Dodge Int.....	Winona VOR.....	Direct.....	2800	T-nd.....	500-2	500-2	
				C-dn.....	900-2	900-2	

Procedure turn W side of crs, 315° Outbnd, 135° Inbnd, 2800' within 10 miles.
 Facility on airport.
 Minimum altitude over facility on final approach crs, 1600'.
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 0.0 mile after passing ONA VOR, climb to 2800' on R-103 ONA VOR within 10 miles.

Air CARRIER NOTE: Alternate minimums of 1000-2 authorized for air carriers with weather reporting service at the airport.
 MSA: 000°-090°—3500'; 090°-360°—2900'.
 †When weather is below 1200-2 aircraft departing southeastbound, flight below 2300' beyond 1 mile from airport is prohibited between radials 060° and 190° inclusive of the ONA VOR due to 1834' tower 2.5 miles southeast of the airport.

City, Winona; State, Minn.; Airport Name, Max Conrad Field; Elev., 656'; Fac. Class., BVOR (State-owned facility); Ident., ONA; Procedure No. TerVOR R-315, Amdt. 5; Eff. Date, 25 July 64; Sup. Amdt. No. 2; Dated, 28 Apr. 62

4. By amending the following very high frequency omnirange-distance measuring equipment (VOR-DME) procedures prescribed in § 97.15 to read:

VOR-DME STANDARD INSTRUMENT APPROACH PROCEDURE

Bearings, headings, courses and radials are magnetic. Elevations and altitudes are in feet MSL. Ceilings are in feet above airport elevation. Distances are in nautical miles unless otherwise indicated, except visibilities which are in statute miles.

If an instrument approach procedure of the above type is conducted at the below named airport, it shall be in accordance with the following instrument approach procedure, unless an approach is conducted in accordance with a different procedure for such airport authorized by the Administrator of the Federal Aviation Agency. Initial approaches shall be made over specified routes. Minimum altitudes shall correspond with those established for en route operation in the particular area or as set forth below.

Transition				Ceiling and visibility minimums			
From—	To—	Course and distance	Minimum altitude (feet)	Condition	2-engine or less		More than 2-engine, more than 65 knots
					65 knots or less	More than 65 knots	
				T-dn.....	300-1	NA	NA
				C-d.....	800-1	NA	NA
				C-n.....	800-2	NA	NA
				A-dn.....	NA	NA	NA

Dallas Radar (Love Field) may be used to position aircraft on final approach when within 5 miles N of DAL VOR with elimination of procedure turn. Procedure turn E side of crs, 009° Outbnd, 189° Inbnd, 2200' within 10 miles. Beyond 10 miles NA. Nonstandard due to ATC requirements.

Minimum altitude over facility on final approach crs, 2000'. Crs and distance, facility to airport, 189°-9.8 miles.

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 9.8 miles after passing DAL VOR, turn left, climb to 2500' on crs 090° within 20 miles.

NOTES: 1. No weather service available. Night operation restricted to Runway 13-31. (Full length of Runway 13-31 not visible from either end.) Procedure not wholly contained within controlled airspace. 2. Obtain traffic information from Garland UNICOM prior to takeoff SE. Pilots using this procedure are requested to close their IFR flight plan with DAL Approach Control when landing at Garland Airport is assured, or by commercial facilities as soon as practicable after landing. 3. When authorized by ATC, DME may be used to orbit within 10 miles to R-009 at 2200' for a straight-in approach with elimination of procedure turn.

CAUTION: Final approach crs 1 mile E of TEMCO-Garland Airport. Two 1026' radio towers 2.2 miles NNE, 899' and 911' towers 4.3 miles E of airport. MSA: 000°-090°-2100'; 090°-180°-2000'; 180°-270°-3300'; 270°-360°-2200'.

City, Dallas; State, Tex.; Airport Name, Dallas Garland; Elev., 614'; Fac. Class., H-BVORTAC; Ident., DAL; Procedure No. VOR/DME No. 1, Amdt. Orig.; Eff. Date, 25 July 64

5-mile DME fix on R-221.....	JST VOR (final).....	Direct.....	2700	T-dn.....	300-1	300-1	200-½
				C-d.....	600-1	600-1	600-1½
				A-dn.....	800-2	800-2	800-2
				If DME equipped, the following minimums apply after passing the 5-mile DME fix:			
				C-dn.....	400-1	600-1	500-1½
				S-dn-5.....	400-1	400-1	400-1

Procedure turn S side of crs, 221° Outbnd, 041° Inbnd, 3800' within 10 miles. Minimum altitude over facility on final approach crs, 2900'. Facility on airport. Breakoff point to Runway 5, 045°-0.5 mile.

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 0.0 mile of JST VOR, climb to 4200' on JST R-050 within 10 miles. Hold NE, 1-minute right turns, 230° Inbnd.

MSA: 000°-360°-5100'.

City, Johnstown; State, Pa.; Airport Name, Johnstown-Cambria County; Elev., 2284'; Fac. Class., BVORTAC; Ident., JST; Procedure No. VOR/DME No. 3, Amdt. Orig.; Eff. Date, 25 July 64

Hartstene Int/17.8-mile DME fix R-338.....	OLM VOR.....	Direct.....	3000	T-dn.....	300-1	300-1	200-½
Harbor Int/10.0-mile DME fix R-338.....	OLM VOR (final).....	Direct.....	1100	C-dn.....	900-1	900-1	900-1½
Bayside Int.....	OLM VOR.....	Direct.....	3000	S-dn.....	NA	NA	NA
				A-dn.....	900-2	900-2	900-2
				If aircraft equipped with VOR and DME or VOR and ADF receivers, and Budd Int is identified the following minimums apply:			
				C-dn.....	600-1	600-1	600-1½
				S-dn-17.....	600-1	600-1	600-1

Procedure turn W side of crs, 338° Outbnd, 158° Inbnd, 3000' within 15 miles. Minimum altitude over Budd Int% on final approach crs, 1100'; over OLM VOR 800'.

Crs and distance, Budd Int% to airport, 158°-4.7 miles; OLM VOR on airport. If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 0.0 mile after passing OLM VOR, climb to 3000' on R-173 within 15 miles of OLM VOR; or when directed by ATC, turn left, climb to 3000' on R-338 within 15 miles of OLM VOR.

Note: When authorized by ATC, DME may be used within 20 miles at 2000' between R-315 clockwise to R-018 of OLM VOR to position aircraft for straight-in approach with elimination of procedure turn.

CAUTION: Restricted area 4.7 miles E of airport.

*If Budd Int% not identified authorized minimum over OLM VOR is 1100'.

% Budd Int: Int R-338 OLM VOR and 282° bearing from McChord RBN or 5.0-mile DME fix R-338 OLM VOR.

MSA: 315°-045°-2000'; 045°-135°-135°-225°-3500'; 225°-315°-3700'.

City, Olympia; State, Wash.; Airport Name, Olympia Municipal; Elev., 203'; Fac. Class., L-BVORTAC; Ident., OLM; Procedure No. VOR/DME No. 1, Amdt. 1; Eff. Date, 25 July 64; Sup. Amdt. No. Orig.; Dated, 18 Jan. 64

Woodland FM.....	PDX VOR.....	Direct.....	4000	T-dn*.....	300-1	300-1	200-½
10-mile DME fix R-332.....	PDX VOR (final).....	Direct.....	2500	C-d.....	900-1	900-1	900-1½
LaCenter FM.....	PDX VOR (final).....	Direct.....	2500	C-n.....	900-2	900-2	900-2
Groves Int.....	PDX VOR.....	Direct.....	5400	A-dn.....	1000-2	1000-2	1000-2
10-mile DME fix R-059.....	PDX VOR.....	Direct.....	4000				
10-mile DME fix R-074.....	PDX VOR.....	Direct.....	4000				

Radar vectoring authorized in accordance with approved patterns. Procedure turn W side of crs, 332° Outbnd, 152° Inbnd, 4000' within 10 miles.

Minimum altitude over facility on final approach crs, 2500'. Crs and distance, facility to airport, 159°-9.2 miles.

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 9.2 miles after passing PDX VOR, turn left and return direct to PDX VOR climbing to 4000'.

CAUTION: 664' terrain 1.8 miles SE of airport.

Note: When authorized by ATC, DME may be used between R-160 clockwise to R-332 within 15 miles at 4000' to position aircraft for straight-in approach with elimination of the procedure turn.

*200-½ authorized on 10 R and L/28 R and L. 700-2 required on Runways 2 and 20.

MSA: 045°-135°-5600'; 135°-225°-3200'; 225°-315°-3300'; 315°-045°-5600'.

City, Portland; State, Oreg.; Airport Name, Portland International; Elev., 26'; Fac. Class., H-BVORTAC; Ident., PDX; Procedure No. VOR/DME No. 1, Amdt. 1; Eff. Date, 25 July 64; Sup. Amdt. No. Orig.; Dated, 12 Oct. 63

5. By amending the following instrument landing system procedures prescribed in § 97.17 to read:

ILS STANDARD INSTRUMENT APPROACH PROCEDURE

Bearings, headings, courses and radials are magnetic. Elevations and altitudes are in feet MSL. Ceilings are in feet above airport elevation. Distances are in nautical miles unless otherwise indicated, except visibilities which are in statute miles.

If an instrument approach procedure of the above type is conducted at the below named airport, it shall be in accordance with the following instrument approach procedure, unless an approach is conducted in accordance with a different procedure for such airport authorized by the Administrator of the Federal Aviation Agency. Initial approaches shall be made over specified routes. Minimum altitudes shall correspond with those established for en route operation in the particular area or as set forth below.

Transition		Ceiling and visibility minimums					
From—	To—	Course and distance	Minimum altitude (feet)	Condition	2-engine or less		More than 2-engine, more than 65 knots
					65 knots or less	More than 65 knots	
Holston Mountain VOR.....	Int BLA R-200 and 310° bearing to LOM.	Direct.....	6000	T-dn.....	300-1	300-1	**200-1/4
Int BLA R-200 and 310° bearing to LOM.	LOM.	Direct.....	3600	C-dn#.....	700-1	800-1	800-1/4
Telford Int.....	LOM (MHW).....	Direct.....	3500	S-dn-22#%.....	400-3/4	400-3/4	400-3/4
Yuma Int.....	LOM (MHW).....	Direct.....	4000	A-dn.....	800-2	800-2	800-2
Hilton Int.....	LOM (MHW).....	Direct.....	5000				
Greendale Int*.....	LOM (MHW).....	Direct.....	5000				
Damascus Int.....	LOM (final)#.....	Direct.....	6000				
Int HMV R-007 and 270° bearing to LOM.	Int HMV R-007 and 270° bearing to LOM.	Direct.....	3600				
	LOM (MHW).....						

Procedure turn E side of crs, 044° Outbnd, 224° Inbnd, 3600' within 10 miles. Beyond 10 miles not authorized. Nonstandard due to terrain NW.
 Minimum altitude at glide slope interception Inbnd, 3600'##.
 Altitude of glide slope and distance to approach end of runway at OM, 3462'—6.0 miles; at MM, 1742'—0.5 mile.
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished, climb to 4000' on crs 224° from LOM within 20 miles or, when directed by ATC, turn right, climb to 4000' on HMV R-201 to Yuma Int.
 CAUTION: Abrupt changes in terrain elevations adjacent to procedure areas NW. Due high terrain, aircraft with limited climb capability departing on routes via HMV VOR should request clearance to climb on a track of 044° from Boone RBN or 224° from LOM to 4000' before continuing climb on crs.
 *Greendale Int: Int BLA R-187 and TRI ILS NE crs.
 **Runways 4 and 22 only.
 #600-1 required when glide slope not utilized and aircraft must maintain 2400' or above until passing Beaver Int. @. 400-1 required when approach lights inoperative.
 @Beaver Int: Int TRI ILS 044° and HMV R-296.
 #No reduction of any landing ceiling or visibility minimum is authorized.
 ##Descent from 5000' may be made on glide slope or SW of HMV VOR R-348 on final.

City, Bristol; State, Tenn.; Airport Name, Tri-City; Elev., 1519'; Fac. Class., ILS; Ident., I-TRI; Procedure No. ILS-22, Amdt. 8; Eff. Date, 25 July 64; Sup. Amdt. No. 7; Dated, 1 Feb. 64

Columbus RBN.....	LOM.....	Direct.....	2200	T-dn.....	300-1	300-1	200-1/4
Columbus VOR.....	LOM.....	Direct.....	2200	C-dn.....	500-1	500-1	500-1/4
Marvyn Int.....	LOM.....	Direct.....	2200	S-dn-5*.....	300-1	300-1	300-1
Geneva Int#.....	LOM.....	Direct.....	2200	A-dn.....	600-2	600-2	600-2

Procedure turn W side of crs, 232° Outbnd, 052° Inbnd, 2200' within 10 miles. Beyond 10 miles not authorized.
 Minimum altitude at glide slope interception Inbnd, 2200'.
 Altitude of glide slope and distance to approach end of runway at OM, 2157'—6.0 miles; at MM, 623'—0.6 mile.
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished, climb to 2200' proceed to Geneva Int# via 045° bearing from SG LMM or, when directed by ATC, climb to 2200', turn left and return direct to LOM.
 NOTE: No approach lights.
 *500-1 required when glide slope inoperative.
 #Geneva Int: Int CSG VOR R-084 and LGC VOR R-138.

City, Columbus; State, Ga.; Airport Name, Muscogee County; Elev., 897'; Fac. Class., ILS; Ident., I-CSG; Procedure No. ILS-5, Amdt. 4; Eff. Date, 25 July 64; Sup. Amdt. No. 3; Dated, 23 May 64

SFO VOR.....	Sunnyvale Int (final)#.....	Direct.....	2000	T-dn*.....	300-1	300-1	200-1/4
				C-dn.....	600-1	600-1	600-1/4
				S-dn-12R.....	400-1	400-1	400-1
				A-dn.....	800-2	800-2	800-2

Radar vectoring using Moffett Radar authorized in accordance with approved patterns.
 Procedure turn not authorized. Aircraft must (1) proceed from SFO VOR, or (2) be radar vectored to final approach crs.
 Minimum altitude over Sunnyvale Int# on final approach crs, 2000'.
 Crs and distance, Sunnyvale Int# to airport, 122°—5.6 miles.
 No glide slope.
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 5.6 miles after passing Sunnyvale Int#, make a left climbing turn, climb to 2000' on the NW crs, of SJC ILS within 15 miles.
 #Sunnyvale Int: Int NW crs SJC ILS and OSI R-062.
 *400-1 required for takeoff on Runway 12L and R.

City, San Jose; State, Calif.; Airport Name, San Jose Municipal; Elev., 56'; Fac. Class., ILS; Ident., I-SJC; Procedure No. ILS-12R, Amdt. 2 (Back Crs); Eff. Date, 25 July 64; Sup. Amdt. No. 1; Dated, 18 Apr. 64

SJC VOR.....	Lick Int**.....	Direct.....	4000	T-dn*.....	300-1	300-1	200-1/4
Morgan Int.....	Lick Int**.....	Direct.....	4000	C-dn.....	600-1	600-1	600-1/4
				S-dn-30L#.....	300-3/4	300-3/4	300-3/4
				A-dn.....	800-2	800-2	800-2

Radar vectoring authorized in accordance with approved patterns.
 Procedure turn E side of crs, 122° Outbnd, 302° Inbnd, 4000' within 10 miles of Lick Int**.
 Minimum altitude at glide slope interception Inbnd, 3700'.
 Altitude of glide slope and distance to approach end of runway at OM 1734'—5.1 miles; at MM 292'—0.5 mile.
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished climb to 2000' on NW crs of SJC ILS within 15 miles.
 AIR CARRIER NOTE: Reduction in visibility by sliding scale not authorized for landing.
 *400-1 required for takeoff on Runway 12R-L.
 #700-1 required if glide slope not utilized.
 **Lick Int: Int R-332 SNS VOR and E crs SJC ILS or R-120 SJC VOR.

City, San Jose; State, Calif.; Airport Name, San Jose Municipal; Elev., 56'; Fac. Class., ILS; Ident., I-SJC; Procedure No. ILS-30L, Amdt. 2; Eff. Date, 25 July 64; Sup. Amdt. No. 1; Dated, 18 Apr. 64

ILS STANDARD INSTRUMENT APPROACH PROCEDURE—Continued

Transition				Ceiling and visibility minimums			
From—	To—	Course and distance	Minimum altitude (feet)	Condition	2-engine or less		More than 2-engine, more than 65 knots
					65 knots or less	More than 65 knots	
Bainbridge LF Int.	SZ LOM	Direct	2000	T-dn	300-1	300-1	200- $\frac{1}{2}$
SJ LFR	SZ LOM	Direct	2000	C-dn	500-1	500-1	500- $1\frac{1}{2}$
SEA VOR	SZ LOM	Direct	2000	S-dn-16%	200- $\frac{1}{2}$	200- $\frac{1}{2}$	200- $\frac{1}{2}$
PAE VOR	SZ LOM	Direct	2000	A-dn	600-2	600-2	600-2
Burton VHF Int.	SZ LOM	Direct	2000				
Lofall VHF Int.	SZ LOM	Direct	2000				

Radar vectoring authorized in accordance with approved patterns.
 Procedure turn W side of crs, 338° Outbnd, 158° Inbnd, 2000' within 10 miles.
 Final approach from holding pattern at SZ LOM not authorized, procedure turn required.
 Minimum altitude at glide slope interception Inbnd, 1700'.
 Altitude of glide slope and distance to approach end of runway at OM, 1672'—4.1 miles*; at MM, 632'—0.6 mile*.
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished, climb to 1700' direct to SE LOM or, when directed by ATC, turn right, climb to 2000' on R-225 SEA VOR to Burton Int.
 CAUTION: Terrain and trees to 591' located immediately N and NE of airport.
 Major change: Deletes Runway 16 RVR.
 *400-1 required when glide slope not utilized.
 *Distance indicated is to the displaced threshold.

City, Seattle; State, Wash.; Airport Name, Seattle-Tacoma International; Elev., 428'; Fac. Class., ILS; Ident., I-SZI; Procedure No. ILS-16, Amdt. 3; Eff. Date, 25 July 64; Sup. Amdt. No. 2; Dated, 20 June 64

GEG VOR	Willow Lake VHF Int.	Direct	4000	T-dn	300-1	300-1	200- $\frac{1}{2}$
				C-dn	500-1	500-1	500- $1\frac{1}{2}$
				S-dn-3	400-1	400-1	400-1
				A-dn	800-2	800-2	800-2

Radar vectoring authorized in accordance with approved patterns.
 Procedure turn S side of crs, 205° Outbnd, 025° Inbnd, 4000' within 10 miles of Willow Lake Int.
 Minimum altitude over Willow Lake Int on final approach crs, 3700'.
 Crs and distance, Willow Lake Int to airport 025°—4.5 miles.
 No glide slope. Back crs.
 If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 4.5 miles after passing Willow Lake Int, climb to 4500', direct GE LOM, thence continue climb in a 170-175 KT 1-minute right turn holding pattern NE of GE LOM, on NE crs of localizer or when directed by ATC, turn left, climb to 4000' direct GEG VOR.
 Notes: 1. Dual VHF receivers required for this approach. 2. When authorized by ATC, DME may be used within 9 miles of GEG VOR at 4000' to position aircraft for straight-in approach with elimination of procedure turn.
 CAUTION: Terrain and tower 6031' 16 miles NE of LOM; high terrain N through E of airport; 3188' tower 4.3 miles SE of GE LOM 4549' TV tower 9.2 miles E of airport.

City, Spokane; State, Wash.; Airport Name, Spokane International; Elev., 2372'; Fac. Class., ILS; Ident., I-GEG; Procedure No. ILS-3, Amdt. 1 (Back Crs); Eff. Date, 25 July 64; Sup. Amdt. No. Orig.; Dated, 18 Apr. 64

6. By amending the following radar procedures prescribed in § 97.19 to read:

RADAR STANDARD INSTRUMENT APPROACH PROCEDURE

Bearings, headings, courses and radials are magnetic. Elevations and altitudes are in feet, MSL. Ceilings are in feet above airport elevation. Distances are in nautical miles unless otherwise indicated, except visibilities which are in statute miles.
 If a radar instrument approach is conducted at the below named airport, it shall be in accordance with the following instrument procedure, unless an approach is conducted in accordance with a different procedure for such airport authorized by the Administrator of the Federal Aviation Agency. Initial approaches shall be made over specified routes. Minimum altitude(s) shall correspond with those established for en route operation in the particular area or as set forth below. Positive identification must be established with the radar controller. From initial contact with radar to final authorized landing minimums, the instructions of the radar controller are mandatory except when (A) visual contact is established on final approach at or before descent to the authorized landing minimums, or (B) at pilot's discretion if it appears desirable to discontinue the approach, except when the radar controller may direct otherwise prior to final approach, a missed approach shall be executed as provided below when (A) communication on final approach is lost for more than 5 seconds during a precision approach, or for more than 30 seconds during a surveillance approach; (B) directed by radar controller; (C) visual contact is not established upon descent to authorized landing minimums; or (D) if landing is not accomplished.

Transition				Ceiling and visibility minimums			
From—	To—	Course and distance	Minimum altitude (feet)	Condition	2-engine or less		More than 2-engine, more than 65 knots
					65 knots or less	More than 65 knots	
All directions		Within 30 miles	5500		Surveillance approach		
				T-dn*	300-1	300-1	200- $\frac{1}{2}$
				C-dn	600-1	600-1	600- $1\frac{1}{2}$
				S-dn-30L#	600-1	600-1	600-1
				S-dn-12R	500-1	500-1	500-1
				A-dn	800-2	800-2	800-2

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished: Runway 30L, climb to 2000' on the SJC VOR R-308 within 15 miles or, when directed by ATC, climb to 2000' on 302° crs from the SJC ILS LMM within 15 miles; Runway 12R, make left climbing turn, climb to 2000' on the SJC VOR R-308 within 15 miles or, when directed by ATC, make left climbing turn, climb to 2000' on 302° crs from the SJC ILS LMM within 15 miles.
 AIR CARRIER NOTE: Reduction in visibility by sliding scale not authorized for landing on Runway 30L.
 *400-1 required for takeoff on Runway 12L-R.
 #1300' required at 4-mile radar fix.

City, San Jose; State, Calif.; Airport Name, San Jose Municipal; Elev., 56'; Fac. Class., Moffett; Ident., Radar; Procedure No. 1, Amdt. 5; Eff. Date, 25 July 64; Sup. Amdt. No. 4; Dated, 18 Apr. 64

RULES AND REGULATIONS

RADAR STANDARD INSTRUMENT APPROACH PROCEDURE—Continued

Transition				Ceiling and visibility minimums			
From—	To—	Course and distance	Minimum altitude (feet)	Condition	2-engine or less		More than 2-engine, more than 65 knots
					65 knots or less	More than 65 knots	
000° 000°	360° 360°	Within: 10 miles 20 miles	2500 5500		Precision approach		
				T-dn#	300-1	300-1	200-1½
				C-dn	500-1	500-1	500-1½
				S-dn-16/34##	200-1½	200-1½	200-1½
				A-dn	600-2	600-2	600-2
					Surveillance approach		
				T-dn	300-1	300-1	200-1½
				C-dn	500-1	500-1	500-1½
				S-dn-34	400-1	400-1	400-1
				A-dn	800-2	800-2	800-2

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished:
 Runway 34, climb to 2000' direct to SZ LOM or, when directed by ATC, turn left, climb to 2000', intercept R-225 of Seattle VOR, thence to Burton Int.
 Runway 2, left turn, climb to 2000' direct to SZ LOM or, when directed by ATC, turn left, climb to 2000', intercept R-225 of Seattle VOR, thence to Burton Int.
 Runway 16, climb to 2000' direct to SE LOM or, when directed by ATC, turn right, climb to 2000', intercept R-225, thence to Burton Int.
 Runway 20, left turn, climb to 2000' direct to SE LOM or, when directed by ATC, turn right, climb to 2000', intercept R-225, thence to Burton Int.
 Alternate missed approach (all runways), climb to 2000' direct to Seattle LFR.
 CAUTION: Terrain and trees to 591' located immediately N and NE of airport.
 ##Runway visual range (RVR) 2600' also authorized for takeoff on Runway 34 in lieu of 200-1½ when 200-1½ is authorized, provided high-intensity lights are operational.
 ##Runway visual range (RVR) 2600' also authorized for landing on Runway 34, provided that all components of the PAR, high-intensity runway lights, approach lights, condenser discharge flashers, and all related airborne equipment are in satisfactory operating condition. Descent below 628' shall not be made unless visual contact with the approach lights has been established or the aircraft is clear of clouds.

City, Seattle; State, Wash.; Airport Name, Seattle-Tacoma International; Elev., 428'; Fac. Class., Seattle-Tacoma; Ident., Radar; Procedure No. 1, Amdt. 9; Eff. Date, 25 July 64; Sup. Amdt. No. 8; Dated, 4 Apr. 64

These procedures shall become effective on the dates specified therein.

(Secs. 307(c), 313(a), 601, Federal Aviation Act of 1958; 49 U.S.C. 1348 (c), 1354(a), 1421; 72 Stat. 749, 752, 775)

Issued in Washington, D.C., on June 19, 1964.

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

[F.R. Doc. 64-6340; Filed, July 17, 1964; 8:50 a.m.]

Title 7—AGRICULTURE

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

[Valencia Orange Reg. 93]

PART 908—VALENCIA ORANGES GROWN IN ARIZONA AND DESIGNATED PART OF CALIFORNIA

Limitation of Handling

§ 908.393 Valencia Orange Regulation 93.

(a) *Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 908, as amended (7 CFR Part 908; 27 F.R. 10089), regulating the handling of Valencia oranges grown in Arizona and designated part of California, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), and upon the basis of the recommendations and information submitted by the Valencia Orange Administrative Committee, established under the said amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of handling of such Valencia oranges, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule making procedure, and postpone the effective date of this

section 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 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, and a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective as hereinafter set forth. The committee held an open meeting during the current week, after giving due notice thereof, to consider supply and market conditions for Valencia oranges and the need for regulation; interested persons were afforded an opportunity to submit information and views at this meeting; the recommendation and supporting information for regulation during the period specified herein were promptly submitted to the Department after such meeting was held; the provisions of this section, including its effective time, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such Valencia oranges; it is necessary, in order to effectuate the declared policy of the act, to make this section effective during the period herein specified; and compliance with this section will not require any special preparation on the part of persons subject hereto which cannot be completed on or before the effective date hereof. Such committee meeting was held on July 16, 1964.

(b) *Order.* (1) The respective quantities of Valencia oranges grown in Arizona and designated part of California which may be handled during the period beginning at 12:01 a.m., P.s.t., July 19, 1964, and ending at 12:01 a.m., P.s.t., July 26, 1964, are hereby fixed as follows:

- (i) District 1: Unlimited movement;
 - (ii) District 2: 450,000 cartons;
 - (iii) District 3: Unlimited movement.
- (2) As used in this section, "handler," "District 1," "District 2," and "District 3," and "carton" have the same meaning as when used in said amended marketing agreement and order.

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

Dated: July 17, 1964.

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

[F.R. Doc. 64-7246; Filed, July 17, 1964; 11:15 a.m.]

PART 909—GRAPEFRUIT GROWN IN ARIZONA; IN IMPERIAL COUNTY, CALIF.; AND THAT PART OF RIVERSIDE COUNTY, CALIF., SITUATED SOUTH AND EAST OF WHITE WATER, CALIF.

Expenses and Rate of Assessment and Carryover of Unexpended Funds

Pursuant to the marketing agreement, as amended and Order No. 909, as amended (7 CFR Part 909), regulating the handling of grapefruit grown in the

State of Arizona; in Imperial County, California; and in that part of Riverside County, California, situated south and east of White Water, California, effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), upon the basis of the proposals submitted by the Administrative Committee (established pursuant to the amended marketing agreement and order), it is hereby found and determined that the expenses of said committee will amount to \$129,625.

It is, therefore ordered, That paragraph (a) of § 909.202 Expenses and rate of assessment for the 1963-64 fiscal period and carryover of unexpended funds (28 F.R. 11763) is hereby amended by deleting therefrom the amount \$95,100 and substituting in lieu thereof the amount \$129,625. As amended paragraph (a) of § 909.202 reads as follows:

§ 909.202 Expenses and rate of assessment for the 1963-64 fiscal period and carryover of unexpended funds.

(a) *Expenses.* The expenses that are reasonable and likely to be incurred by the Administrative Committee, established pursuant to the aforesaid amended marketing agreement and order, to enable such committee to perform its functions, in accordance with the provisions thereof, during the fiscal period beginning August 1, 1963, will amount to \$129,625.

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 amendatory order until 30 days after publication thereof in the FEDERAL REGISTER (5 U.S.C. 1001-1011) in that: (1) The increase in the budget set forth does not involve an increase in the rate of assessment heretofore established by the Secretary (28 F.R. 11763); (2) the said committee in the performance of its duties and functions has incurred expenses in excess of those previously thought likely to be incurred; and (3) it is, therefore, essential that this amendatory action be issued immediately so that said committee can meet its obligations.

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

Dated: July 15, 1964.

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

[F.R. Doc. 64-7169; Filed, July 17, 1964;
8:48 a.m.]

[Lemon Reg. 120]

**PART 910—LEMONS GROWN IN
CALIFORNIA AND ARIZONA**

Limitation of Handling

§ 910.420 Lemon Regulation 120.

(a) *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 section 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 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, and a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective as hereinafter set forth. The committee held an open meeting during the current week, after giving due notice thereof, to consider supply and market conditions for lemons and the need for regulation; interested persons were afforded an opportunity to submit information and views at this meeting; the recommendation and supporting information for regulation during the period specified herein were promptly submitted to the Department after such meeting was held; the provisions of this section, including its effective time, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such lemons; it is necessary, in order to effectuate the declared policy of the act, to make this section effective during the period herein specified; and compliance with this section will not require any special preparation on the part of persons subject hereto which cannot be completed on or before the effective date hereof. Such committee meeting was held on July 14, 1964.

(b) *Order.* (1) The respective quantities of lemons grown in California and Arizona which may be handled during the period beginning at 12:01 a.m., P.s.t., July 19, 1964, and ending at 12:01 a.m., P.s.t., July 26, 1964, are hereby fixed as follows:

- (i) District 1: Unlimited movement;
- (ii) District 2: 372,000 cartons;
- (iii) District 3: Unlimited movement.

(2) As used in this section, "handled," "District 1," "District 2," "District 3," and "carton" have the same meaning as when used in the said amended marketing agreement and order.

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

Dated: July 16, 1964.

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

[F.R. Doc. 64-7201; Filed, July 17, 1964;
8:49 a.m.]

**PART 948—IRISH POTATOES GROWN
IN COLORADO**

Limitation of Shipments

Findings. (a) Pursuant to Marketing Agreement No. 97, as amended, and Order No. 948, as amended (7 CFR Part 948), regulating the handling of Irish potatoes grown in Colorado, 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 Area No. 3 Committee, established pursuant to the said marketing agreement and order, and other available information, it is hereby found that the limitation of shipments hereinafter set forth, will tend to maintain orderly marketing conditions and 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 (5 U.S.C. 1003) in that (1) shipments of 1964 crop potatoes grown in Area No. 3 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 the marketing order since 1949 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.

§ 948.345 Limitation of shipments.

During the period July 20, 1964, through June 30, 1965, no person shall handle any lot of potatoes grown in Area No. 3 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) and (d) of this section.

(a) *Minimum grade and size requirements.*—(1) *Round varieties.* U.S. No. 2, or better, grade, 2 inches minimum diameter.

(2) *Long varieties.* U.S. No. 2, or better, grade, 2 inches minimum diameter or 4 ounces minimum weight.

(b) *Minimum maturity (skinning) requirements.*—All varieties. For U.S. No. 2 grade, not more than "moderately skinned," and for all other grades, not more than "slightly skinned."

(c) *Special purpose shipments.*—(1) *Chipping stock.* Potatoes may be handled for chipping if they meet the requirements of U.S. No. 2, or better, grade, 1 7/8 inches minimum diameter, if such potatoes are handled in accordance with paragraph (d) of this section.

(2) The quality and maturity requirements of paragraphs (a) and (b) of this section and the inspection and assessment requirements of this part shall not be applicable to shipments of potatoes for:

- (i) Livestock feed; and
- (ii) Charity.

(3) The maturity requirements set forth in paragraph (b) of this section shall not be applicable to shipments of potatoes for:

- (i) Chipping; and
- (ii) Prepeeling.

(5) The quality and maturity requirements of paragraphs (a) and (b) of this section shall not be applicable to shipments of potatoes for seed (§ 948.6) but such shipments shall be subject to assessments.

(d) *Safeguards.* (1) Each handler making shipments of potatoes for chipping or prepeeling pursuant to paragraph (c) of this section shall,

(i) Prior to shipment, apply for and obtain a Certificate of Privilege from the committee,

(ii) Furnish the committee such reports and documents as requested, including certification by the buyer or receiver on the use of such potatoes, and

(iii) Bill each shipment directly to the applicable processor or receiver.

(2) Potatoes shipped for livestock feed pursuant to paragraph (c) shall be mutilated so as to render them unfit for commercial tablestock markets.

(e) *Definitions.* The terms "U.S. No. 1," "U.S. No. 2," "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 of this title (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. 97, as amended and this part.

(f) *Applicability to imports.* Pursuant to section 608e-1 of the act and § 980.1 of this chapter, "Import regulations" (7 CFR 980.1), round white varieties of Irish potatoes except certified seed potatoes, imported into the United States during the period October 1, 1964, through June 30, 1965, shall meet the grade, size, quality, and maturity requirements specified in paragraphs (a) and (b) of this section.

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

Dated July 15, 1964, to become effective July 20, 1964.

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

[F.R. Doc. 64-7170; Filed, July 17, 1964;
8:48 a.m.]

PART 987—DOMESTIC DATES PRODUCED OR PACKED IN A DESIGNATED AREA OF CALIFORNIA

Order Amending the Order, as Amended, Regulating Handling

It is hereby ordered that on and after the effective date hereof all handling of domestic dates produced or packed in a designated area of California shall be in conformity to, and in compliance with, the Order Regulating the Handling of Domestic Dates Produced or Packed in a Designated Area of California, as amended (Order No. 987, as amended; 7 CFR Part 987), and as further amended by the "Order Amending the Order, as Amended, Regulating the Handling of Domestic Dates Produced or Packed in a Designated Area of California" which was annexed to and made a part of the decision of the Secretary of Agriculture, issued June 11, 1964 (F.R. Doc. 64-5968; 29 F.R. 7686), with respect to proposed amendment of the marketing agreement, as amended, and order, as amended, regulating the handling of such dates. All of the findings, determinations, terms, and conditions of the aforesaid amendatory order shall be, and the same hereby are, the findings, determinations, terms, and conditions of this order as if set forth in full herein. *It is hereby further ordered.* That, for convenient reference, there be set forth hereinafter in amended form, as applicable, the various texts of the codified portion of said Order No. 987, as amended (7 CFR Part 987) and as further amended by the aforesaid amendatory order, together with the aforesaid findings and determinations as herein supplemented.

§ 987.0 Findings and determinations.

(a) *Previous findings and determinations.* The findings and determinations hereinafter set forth are supplementary, and in addition, to the findings and determinations made in connection with the issuance of the order and the previously issued amendments thereto; and all of said prior findings and determinations are hereby ratified and affirmed except insofar as such prior findings and determinations may be in conflict with the findings and determinations set forth herein. (For prior findings and determinations see 20 F.R. 5056; 23 F.R. 6904; 27 F.R. 6817.)

(b) *Findings upon the basis of the hearing record.* Pursuant to the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), and the applicable rules of practice and procedure effective thereunder (7 CFR Part 900), a public hearing was held in Indio, California, on March 9, 1964, on a proposed amendment of the marketing agreement, as amended, and Order No.

987, as amended (7 CFR Part 987), regulating the handling of domestic dates produced or packed in a designated area of California. On the basis of the evidence introduced at such hearing and the record thereof, it is found that:

(1) The said order, as amended and as hereby further amended, and all the terms and conditions thereof, will tend to effectuate the declared policy of the act;

(2) The said order, as amended and as hereby further amended, regulates the handling of domestic dates produced or packed in a designated area of California in the same manner as, and is applicable only to persons in the respective classes of commercial or industrial activity specified in, the marketing agreement and order upon which hearings have been held;

(3) The said order, as amended and as hereby further amended, is limited in application to the smallest regional production area which is practicable, consistently with carrying out the declared policy of the act, and the issuance of several orders applicable to subdivisions of the area of production would not effectively carry out the declared policy of the act;

(4) There are no differences in the production and marketing of domestic dates in the area of production covered by the order, as amended and as hereby further amended, which require different terms applicable to different parts of such area; and

(5) All handling of domestic dates produced or packed in the area of production is in the current of interstate or foreign commerce or directly burdens, obstructs, or affects such commerce.

(c) *Additional findings.* It is further found that good cause exists for making the provisions of this amendatory order effective as herein provided rather than postponing the effective date until 30 days after publication in the FEDERAL REGISTER (5 U.S.C. 1003(c)). The provisions inserted in § 987.9 pertaining to excepting from handling the movement of dates by a handler for his account to storage within adjoining counties outside the production area should become effective upon publication of the amendatory order in the FEDERAL REGISTER. These provisions relieve restrictions on handlers, and with the advent of the new crop year (August 1) and the existence of a large carryout of dates, it is necessary that these provisions be made effective immediately so as to facilitate handlers' use of nearby storage space as soon as possible. All of the other provisions of this amendatory order should become effective August 1, 1964. The amendatory order, among other things, extends the assessment base to include all dates certified as meeting the requirements for marketable dates including the eligible portion (eligible weight) of field-run dates which a handler sets aside or disposes of, pursuant to § 987.45(f), to satisfy any of his obligation to withhold restricted dates. It is necessary that this provision become effective August 1 so that assessments for all of the 1964-65 crop year can be on the new basis. Mak-

ing the remaining provisions of the amendatory order effective August 1 will permit their consideration in marketing policy determinations for the 1964-65 crop year. The provisions of the amendatory order are well known to handlers of domestic dates. The public hearing in connection therewith was held March 9, 1964, in Indio, California, the recommended decision was published in the FEDERAL REGISTER on May 12, 1964 (29 F.R. 6257), and the final decision on June 16, 1964 (29 F.R. 7686). The text of the amendatory order has been made available to all known interested persons. Accordingly, handlers need no further advance notice to prepare for compliance with the provisions of this amendatory order.

(d) *Determinations.* It is hereby determined that:

(1) The "Marketing Agreement, as Amended, Regulating the Handling of Domestic Dates Produced or Packed in a Designated Area of California", upon which the aforesaid public hearing was held, has been signed by handlers (excluding cooperative associations of producers who are not engaged in processing, distributing, or shipping domestic dates covered by the said order, as amended and as hereby further amended) who, during the period August 1, 1963, through May 31, 1964, handled not less than 50 percent of the volume of such dates covered by the said order, as amended and as hereby further amended; and

(2) The issuance of this amendatory order, amending the aforesaid order, as amended, is favored or approved by at least two-thirds of the producers who participated in a referendum on the question of its approval and who during the period August 1, 1963, through May 31, 1964 (which has been determined to be a representative period), have been engaged in the production for market of Deglet Noor, Zahidi, Halawy, or Khadrawy varieties of domestic dates produced or packed in Riverside, Orange, and Los Angeles Counties, and that portion of San Bernardino County lying west of 116 degrees W. longitude, located within the State of California, such producers having also produced for market at least two-thirds of the volume of such commodity represented in the referendum.

It is, therefore, ordered, That, on and after the effective date hereof, all handling of domestic dates produced or packed in a designated area of California, shall be in conformity to, an in compliance with, the terms and conditions of the said order, as amended, and as further amended as follows:

1. Section 987.9 *Handle*, is revised to read:

§ 987.9 *Handle.*

"Handle" means to sell, consign, transport or ship (except as a common or contract carrier of dates owned by another person) or in any other way to put dates into the current of commerce including the shipment or delivery of substandard dates or cull dates into non-human consumption outlets, except that sales or deliveries by producers of other than cull dates to a handler within the area of pro-

duction or the movement of dates by a handler to storage for his account within the area of production or Imperial County shall not be considered as handling; *Provided*, That the Committee, with the approval of the Secretary, may modify the exception as to movement to storage but only as to movement to any such storage as may be in counties (including that part of San Bernardino County not included in the area of production) adjoining the area of production.

2. Paragraph (a) of § 987.45 is revised to read:

§ 987.45 *Withholding restricted dates.*

(a) Whenever free and restricted percentages for any variety of dates have been established for a crop year by the Secretary in accordance with § 987.44, each handler shall, at the time of having dates of such variety certified for handling or for further processing, withhold from handling a quantity of marketable dates of such variety having a weight equal to the restricted percentage for such variety referable to the dates so certified. The withholding requirement shall not apply to dates certified for delivery directly to an excess supply removal program of the Secretary. The weight required to be withheld shall be determined by dividing the restricted percentage by the free percentage and applying the resultant withholding factor, rounded to the nearest one-tenth of one percent, to the weight of dates so certified. The withholding factor, computed as aforesaid, shall be established by the Secretary. When pitted dates are certified, the weight to be withheld shall be determined by dividing the weight of the pitted dates certified for handling or further processing by a divisor established by the Committee with the approval of the Secretary and applying the withholding factor.

3. Section 987.55 *Outlets for restricted and other marketable dates*, is revised to read:

§ 987.55 *Outlets for restricted and other marketable dates.*

Restricted dates may be disposed of only through exportation to such countries as the Committee may approve or by diversion in such form as rings, chunks, pieces, butter, macerated, or paste, or any other products which the Committee concludes to be appropriate and which will result in the dates moving into consumption in a form other than that of whole dates or pitted dates. With the approval of the Secretary, the Committee may establish, by country or groups of countries, such special grade, size, container, or identification requirements for any variety of restricted dates for export as are deemed essential to the promotion of orderly marketing and facilitate sales of such dates in export, and may for such purposes participate in or negotiate, the sale of such dates to meet all or a substantial part of the needs of a particular country, and, in connection with each such sale, the Committee shall extend to all handlers an opportunity to participate

therein, and shall distribute the returns therefrom to participating handlers according to their respective contributions of dates. Dates other than restricted dates may be disposed of in outlets prescribed pursuant to this section if they are inspected and certified as meeting the requirements for marketable dates or special requirements for export, as applicable. However, the provisions of this section shall not preclude any such dates from being disposed of in the outlets for substandard dates and cull dates prescribed in § 987.56.

4. Section 987.56 *Outlets for substandard and cull dates*, is revised to read:

§ 987.56 *Outlets for substandard and cull dates.*

Subject to the provisions of § 987.47, substandard dates and cull dates may be disposed of without inspection, but only in feed, non-table syrup, alcohol, or brandy outlets, or in such other outlets for non-human food products as the Committee concludes are non-competitive with the outlets for free and restricted dates; *Provided*, That whenever the Committee concludes and the Secretary finds that the use of substandard dates of any variety in certain products for human consumption would tend to effectuate the declared policy of the act, the Secretary shall specify such products, and dates of such variety that are inspected and certified as substandard dates may be disposed of for use, or used, in such products; *And provided further*, That whenever the Committee concludes and the Secretary finds that the disposition of substandard dates of any variety through any export outlet would tend to effectuate the declared policy of the act, the Secretary shall specify such export outlet, and dates of such variety that are inspected and certified as meeting such grade, size, container, and identification requirements as may be prescribed by the Committee with the approval of the Secretary for such outlet may be so exported.

5. Paragraph (a) *Requirement for payment of § 987.72* is revised to read:

§ 987.72 *Assessments.*

(a) *Requirement for payment.* Each handler shall pay to the Committee, upon demand, on all dates he has certified as meeting the requirements for marketable dates including the eligible portion of any field-run dates certified and set aside or disposed of pursuant to § 987.45(f), his pro rata share of all expenses which the Secretary finds are reasonable and are likely to be incurred by the Committee during each crop year. Each handler's pro rata share shall be the rate of assessment per hundredweight fixed by the Secretary. At any time during or after a crop year the Secretary may increase such assessment rate to secure sufficient funds to cover unanticipated expenses or a deficit in assessable poundage. Any such increase shall apply to all assessable poundage of the crop year. The Committee may accept payments of assessments in advance and may borrow money in any amount not to exceed 10 percent of the estimated expenses set forth in its budget for the then crop year. The assessment weight of pitted

dates shall be determined by dividing the weight of such dates by a divisor established by the Committee with the approval of the Secretary.

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

Dated July 14, 1964, to become effective August 1, 1964, except that the revision of § 987.9 shall become effective upon publication in the FEDERAL REGISTER.

GEORGE L. MEHREN,
Assistant Secretary.

[F.R. Doc. 64-7143; Filed, July 17, 1964;
8:45 a.m.]

Title 21—FOOD AND DRUGS

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

SUBCHAPTER B—FOOD AND FOOD PRODUCTS

PART 121—FOOD ADDITIVES

Subpart D—Food Additives Permitted In Food for Human Consumption

ION-EXCHANGE RESINS

The Commissioner of Food and Drugs has evaluated data submitted in petitions filed by Ionac Chemical Company, a division of Pfaudler Permutit, Birmingham, New Jersey (FAP 883, 1237); Chemical Process Company, P.O. Box 829, Redwood City, California (FAP 570); and Rohm and Haas Company, Washington Square, Philadelphia, Pennsylvania (FAP 872, 1324, 1325), and other relevant material, and has concluded that an amendment to the food additive regulations should issue to prescribe the safe use of ion-exchange resins, such safety being premised on the lack of migration of such ion-exchange resins to food or water being purified by such resins and the known safety of the ions added to the food in the exchange process. Therefore, pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(c)(1), 72 Stat. 1786; 21 U.S.C. 348(c)(1)), and under the authority delegated to the Commissioner by the Secretary of Health, Education, and Welfare (21 CFR 2.90; 29 F.R. 471), the food additive regulations are amended by adding to Subpart D a new section, as follows:

§ 121.1148 Ion-exchange resins.

Ion-exchange resins may be safely used in the treatment of food under the following prescribed conditions:

(a) The ion-exchange resins are prepared in appropriate physical form, and consist of one or more of the following:

(1) Sulfonated copolymer of styrene and divinylbenzene.

(2) Sulfonated anthracite coal meeting the requirements of ASTM-D388-38, Class I, Group 2.

(3) Sulfite-modified cross-linked phenol-formaldehyde, with modification resulting in sulfonic acid groups on side chains.

(4) Methacrylic acid-divinylbenzene copolymer.

(5) Cross-linked polystyrene, first chloromethylated then aminated with trimethylamine, dimethylamine, diethylenetriamine, or dimethylethanolamine.

(6) Diethylenetriamine, triethylene-tetramine, or tetraethylenepentamine cross-linked with epichlorohydrin.

(7) Cross-linked phenol-formaldehyde activated with one or both of the following: Triethylene tetramine and tetraethylenepentamine.

(8) Reaction resin of formaldehyde, acetone, and tetraethylenepentamine.

(9) Completely hydrolyzed copolymers of methyl acrylate and divinylbenzene.

(10) Completely hydrolyzed terpolymers of methyl acrylate, divinylbenzene, and acrylonitrile.

(11) Sulfonated terpolymers of styrene, divinylbenzene, and acrylonitrile or methyl acrylate.

(b) Ion-exchange resins are used in the purification of foods, including potable water, to replace less desirable ions with one of the following: Chloride, hydrogen, sodium, hydroxyl, and sulfate.

(c) To insure safe use of ion-exchange resins, each ion-exchange resin will be:

(1) Subjected to pre-use treatment by the manufacturer to guarantee a food-grade purity of ion-exchange resins, in accordance with good manufacturing practice.

(2) Accompanied by label or labeling to include directions for use consistent with the intended functional purpose of the resin.

(3) Used in compliance with the label or labeling required by subparagraph (2) of this paragraph.

(4) Found to result in no more than 1 part per million of organic extractives obtained with each of the named solvents, distilled water, 15 percent alcohol, and 5 percent acetic acid when, having been washed and otherwise treated in accordance with the manufacturer's directions for preparing them for use with food, the ion-exchange resin is subjected to the following test: Using a separate ion-exchange column for each solvent, prepare columns using 50 milliliters of the ready to use ion-exchange resin that is to be tested. While maintaining the highest temperature that will be encountered in use pass through these beds at the rate of 350-450 milliliters per hour the three test solvents distilled water, 15 percent (by volume) ethyl alcohol, and 5 percent (by weight) acetic acid. The first liter of effluent from each solvent is discarded, then the next 2 liters are used to determine organic extractives. The 2-liter sample is carefully evaporated to constant weight at 105° C.; this is total extractives. This residue is fired in a muffle furnace at 850° C. to constant weight; this is ash. Total extractives minus ash equals the organic extractives. If the organic extractives are greater than 1 part per million of the solvent used, a blank should be run on the solvent and a correction should be made by subtracting the total extractives obtained with the blank from the total extractives obtained in the resin test. The solvents used are to be made as follows:

Distilled water (de-ionized water is distilled), 15 percent ethyl alcohol made by mixing 15 volumes of absolute ethyl alcohol A.C.S. reagent grade, with 85 volumes of distilled de-ionized water.

5 percent acetic acid made by mixing 5 parts by weight of A.C.S. reagent grade glacial acetic acid with 95 parts by weight of distilled de-ionized water.

Any person who will be adversely affected by the foregoing order may at any time within 30 days from the date of its publication in the FEDERAL REGISTER file with the Hearing Clerk, Department of Health, Education, and Welfare, Room 5440, 330 Independence Avenue SW., Washington 25, D.C., written objections thereto. Objections shall show wherein the person filing will be adversely affected by the order and specify with particularity the provisions of the order deemed objectionable and the grounds for the objections. If a hearing is requested, the objections must state the issues for the hearing. A hearing will be granted if the objections are supported by grounds legally sufficient to justify the relief sought. Objections may be accompanied by a memorandum or brief in support thereof. All documents shall be filed in quintuplicate.

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

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

Dated: July 13, 1964.

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

[F.R. Doc. 64-7156; Filed, July 17, 1964;
8:47 a.m.]

PART 121—FOOD ADDITIVES

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

ANTIOXIDANTS AND/OR STABILIZERS FOR POLYMERS

The Commissioner of Food and Drugs, having evaluated the data in petitions (FAP 1312, FAP 1317), filed by Chemical Affiliates, Inc., 274 Madison Avenue, New York 16, New York, and Shell Chemical Company, 50 West 50th Street, New York 20, New York, and other relevant material, has concluded that the food additive regulations should be amended to provide for the use of additional substances as antioxidants and/or stabilizers in polymers used in the manufacture of articles that contact food. Therefore, pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(c)(1), 72 Stat. 1786; 21 U.S.C. 348(c)(1)), and under the authority delegated to the Commissioner by the Secretary of Health, Education, and Welfare (21 CFR 2.90; 29 F.R. 471), § 121.2566 is amended by inserting alphabetically in paragraph (b) three new items, as follows:

§ 121.2566 Antioxidants and/or stabilizers for polymers.

(b) List of substances:

	Limitations
Calcium benzoate	
Sorbitan monostearate	Conforming to the identity prescribed in § 121.1029.
1,3,5-Trimethyl-2,4,6-tris(3,5-di- <i>tert</i> -butyl-4-hydroxybenzyl) benzene.	For use only at levels not to exceed 0.5% by weight of polymer.

Any person who will be adversely affected by the foregoing order may at any time within 30 days from the date of its publication in the FEDERAL REGISTER file with the Hearing Clerk, Department of Health, Education, and Welfare, Room 5440, 330 Independence Avenue SW., Washington 25, D.C., written objections thereto. Objections shall show wherein the person filing will be adversely affected by the order and specify with particularity the provisions of the order deemed objectionable and the grounds for the objections. If a hearing is requested, the objections must state the issues for the hearing. A hearing will be granted if the objections are supported by grounds legally sufficient to justify the relief sought. Objections may be accompanied by a memorandum or brief in support thereof. All documents shall be filed in quintuplicate.

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

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

Dated: July 13, 1964.

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

[F.R. Doc. 64-7157; Filed, July 17, 1964;
8:47 a.m.]

SUBCHAPTER C—DRUGS

PART 146a—CERTIFICATION OF PENICILLIN AND PENICILLIN-CONTAINING DRUGS

Procaine Penicillin in Streptomycin Sulfate Solution; Penicillin-Streptomycin Powder; Changes in Expiration Dates

Under the authority vested in the Secretary of Health, Education, and Welfare by the Federal Food, Drug, and Cosmetic Act (sec. 507, 59 Stat. 463 as amended; 21 U.S.C. 357), and delegated to the Commissioner of Food and Drugs by the Secretary of Health, Education, and Welfare (21 CFR 2.90, 29 F.R. 471), the regulations for the certification of penicillin and penicillin-containing drugs are amended as follows:

1. Section 146a.67 is amended by extending the expiration date in paragraph (c)(2)(i)(b) from 48 months to 60 months. As amended, the regulation reads as follows:

§ 146a.67 Procaine penicillin in streptomycin sulfate solution; procaine penicillin in dihydrostreptomycin sulfate solution veterinary (procaine penicillin in crystalline dihydrostreptomycin sulfate solution veterinary).

(c) * * *

(2) * * *

(i) * * *

(b) If it contains dihydrostreptomycin, an expiration date of 48 months or 60 months may be used if data have been submitted as described in subparagraph (1)(ii) of this paragraph.

2. Section 146a.93 is amended as follows:

a. By changing the words "18 months" in paragraph (b) to read "18 months or 24 months".

b. By changing "18 months" in paragraph (e)(3) to read "24 months."

As amended, the affected portions of this section read as follows:

§ 146a.93 Penicillin-streptomycin powder; penicillin-dihydrostreptomycin powder.

(b) In lieu of the labeling prescribed by § 146a.88(a)(2), each package shall bear on the outside wrapper or container and the immediate container the number of units of penicillin and the number of milligrams of streptomycin or dihydrostreptomycin in each gram and the statement "Expiration date _____," the blank being filled in with the date which is 12 months after the month during which the batch was certified, except that the blank may be filled in with the date that is 18 months or 24 months after the month during which the batch was certified if the person who requests certification has submitted to the Commissioner results of tests and assays that show such drug as prepared by him is stable for such period of time.

(e) * * *

(3) The labels bear an expiration date that is not more than 24 months after the month during which the batch was last assayed and released by the manufacturer.

Notice and public procedure are not necessary prerequisites to the promulgation of this order, and I so find, since the nature of the changes is such that they cannot be applied to any specific product unless and until the manufacturer

thereof has supplied adequate data regarding that article.

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

(Sec. 507, 59 Stat. 463 as amended; 21 U.S.C. 357)

Dated: July 13, 1964.

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

[F.R. Doc. 64-7158; Filed, July 17, 1964;
8:47 a.m.]

Title 8—ALIENS AND NATIONALITY

Chapter I—Immigration and Naturalization Service, Department of Justice

SUBCHAPTER A—GENERAL PROVISIONS

[Order 317-64]

PART 3—BOARD OF IMMIGRATION APPEALS

Summary Dismissal of Appeals

By virtue of the authority vested in me by section 103 of the Immigration and Nationality Act, 66 Stat. 173 (8 U.S.C. 1103), section 161 of the Revised Statutes (5 U.S.C. 22), and section 2 of Reorganization Plan No. 2 of 1950, § 3.1(d) of Part 3 of Title 8 of the Code of Federal Regulations, relating to the powers of the Board of Immigration Appeals, is hereby amended by inserting a new subparagraph (1-a) as follows:

§ 3.1 Board of Immigration Appeals.

(d) * * *

(1-a) *Summary dismissal of appeals.* Notwithstanding the provisions of paragraph (e) of this section, the Board may deny oral argument concerning, and summarily dismiss, any appeal in any deportation proceeding under Part 242 of this chapter in any case in which (i) the party concerned fails to specify the reasons for his appeal on Form I-290A (Notice of Appeal), (ii) the only reason specified by the party concerned for his appeal involves a finding of fact or a conclusion of law which was conceded by him at the hearing, or (iii) the appeal is from an order that granted the party concerned the relief which he requested.

The amendment made by this order shall be effective 30 days after its publication in the FEDERAL REGISTER.

(Sec. 103 of the Immigration and Nationality Act, 66 Stat. 173 (8 U.S.C. 1103), sec. 161 of the Revised Statutes (5 U.S.C. 22), and sec. 2 of Reorganization Plan No. 2 of 1950, 3 CFR, 1949-1953 Comp. 1003, 64 Stat. 1261)

Dated: July 13, 1964.

ROBERT F. KENNEDY,
Attorney General.

[F.R. Doc. 64-7142; Filed, July 17, 1964;
8:45 a.m.]

Title 33—NAVIGATION AND NAVIGABLE WATERS

Chapter II—Corps of Engineers,
Department of the Army

PART 207—NAVIGATION REGULATIONS

San Diego Harbor, Calif.

Pursuant to the provisions of section 7 of the River and Harbor Act of August 8, 1917 (40 Stat. 266; 33 U.S.C. 1), § 207.612 is hereby amended redesignating paragraph (b) as paragraph (c), prescribing a new paragraph (b) establishing and governing the use and navigation of a restricted area in San Diego, Harbor, California, and redesignating subdivision (2)(v) of paragraph (c) as paragraph (d), effective 30 days after publication in the FEDERAL REGISTER, as follows:

§ 207.612 San Diego Harbor, Calif.; restricted areas.

(b) *Restricted area at U.S. Naval Degaussing Station.* (1) *The area.* That portion of San Diego Bay near Point Loma, inclosed by lines connecting the following points, which are rectangular coordinates and are referred to U.S. Coast and Geodetic Survey station "Old Town" as their origin:

- "a" S. 18,738.80, W. 16,299.50.
- "b" S. 18,817.60, W. 15,791.30.
- "c" S. 19,376.09, W. 14,270.73.
- "d" S. 20,023.15, W. 14,462.94.
- "e" S. 21,080.24, W. 14,333.14.
- "f" S. 22,074.40, W. 16,371.48.

(2) *The regulations.* (i) There shall be no introduction of external magnetic field sources within the area.

(ii) Craft of any size shall not be excluded from transiting the area. However, they shall proceed through the area by the most direct route without delay or loitering. On occasion, access to the bait barges may be delayed for intermittent periods not exceeding 30 minutes.

(iii) No craft of any size shall lay-to or anchor within the area except on prior permission granted by the Officer in Charge, U.S. Naval Degaussing Station.

(c) *Restricted area between Ballast Point and Zuniga Point.* [Redesignated.]

(d) *Enforcement.* The regulations in this section shall be enforced by the Commandant, Eleventh Naval District, San Diego, California, and such agencies as he may designate.

[Regs., July 6, 1964, 1507-32 (San Diego Harbor, Calif.)—ENG CW—ON] (Sec. 7, 40 Stat. 266; 33 U.S.C. 1)

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

[F.R. Doc. 64-7154; Filed, July 17, 1964; 8:47 a.m.]

Title 36—PARKS, FORESTS, AND MEMORIALS

Chapter III—Corps of Engineers,
Department of the Army

PART 311—PUBLIC USE OF CERTAIN RESERVOIR AREAS

PART 312—PROHIBITION OF DISCRIMINATORY PRACTICES IN WATER RESOURCE DEVELOPMENT PROJECTS

PART 324—PUBLIC USE OF THE OLD HICKORY RESERVOIR AREA, TENNESSEE

PART 325—PUBLIC USE OF CHEATHAM RESERVOIR AREA, TENNESSEE

PART 326—PUBLIC USE OF CERTAIN NAVIGABLE RESERVOIR AREAS

Discriminatory Practices Prohibited

1. The Secretary of the Army hereby prescribes the following additional rules and regulations to those heretofore prescribed and published in this chapter, adding §§ 311.20, 324.17, 325.17, and 326.19, to read as follows:

§ 311.20 Discriminatory practices prohibited.

All project land and water areas which are open to the public shall be available for use and enjoyment by the public without regard to race, creed, color or national origin. No lessee or licensee of a project area under lease or license providing for a public or quasi-public use, including group camp activities, and no concessionaire of a lessee or licensee providing a service to the public, including facilities and accommodations, shall discriminate against any person or persons because of race, creed, color or national origin in the conduct of its operations under the lease, license or concession agreement.

§ 324.17 Discriminatory practices prohibited.

All project land and water areas which are open to the public shall be available for use and enjoyment by the public without regard to race, creed, color or national origin. No lessee or licensee of a project area under lease or license providing for a public or quasi-public use, including group camp activities, and no concessionaire of a lessee or licensee providing a service to the public, including facilities and accommodations, shall discriminate against any person or persons because of race, creed, color or national origin in the conduct of its operations under the lease, license or concession agreement.

§ 325.17 Discriminatory practices prohibited.

All project land and water areas which are open to the public shall be available for use and enjoyment by the public without regard to race, creed, color or na-

tional origin. No lessee or licensee of a project area under lease or license providing for a public or quasi-public use, including group camp activities, and no concessionaire of a lessee or licensee providing a service to the public, including facilities and accommodations, shall discriminate against any person or persons because of race, creed, color or national origin in the conduct of its operations under the lease, license or concession agreement.

§ 326.19 Discriminatory practices prohibited.

All project land and water areas which are open to the public shall be available for use and enjoyment by the public without regard to race, creed, color or national origin. No lessee or licensee of a project area under lease or license providing for a public or quasi-public use, including group camp activities, and no concessionaire of a lessee or licensee providing a service to the public, including facilities and accommodations, shall discriminate against any person or persons because of race, creed, color or national origin in the conduct of its operations under the lease, license or concession agreement.

[Regs., July 14, 1964, ENG CW—OM] (Sec. 4, 58 Stat. 889, as amended; 16 U.S.C. 460d)

2. The Secretary of the Army hereby prescribes the following rules and regulations to all water resource development projects not covered by Parts 311, 324, 325 and 326 of this chapter, adding a new Part 312, titled as indicated above, to read as follows:

- Sec.
- 312.1 Areas covered.
- 312.2 Discriminatory practices prohibited.

AUTHORITY: The provisions of this Part 312 issued under sec. 4, 58 Stat. 889, as amended; 16 U.S.C. 460d.

§ 312.1 Areas covered.

The regulation covered in this part shall be applicable to all water resource project lands under the supervision of the Secretary of the Army not covered in Parts 311, 324, 325, 326 of this Title.

§ 312.2 Discriminatory practices prohibited.

All project land and water areas which are open to the public shall be available for use and enjoyment by the public without regard to race, creed, color or national origin. Each lessee or licensee of a project area under lease or license providing for a public or quasi-public use, including group camp activities, and each concessionaire of a lessee or licensee providing a service to the public, including facilities and accommodations, shall not discriminate against any person or persons because of race, creed, color or national origin in the conduct of its operations under the lease, license or concession agreement.

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

[F.R. Doc. 64-7190; Filed, July 17, 1964; 8:47 a.m.]

Title 43—PUBLIC LANDS: INTERIOR

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

APPENDIX—PUBLIC LAND ORDERS
[Public Land Order 3420]

NORTH DAKOTA

Transferring Administrative Jurisdiction Over Former Roosevelt Recreational Demonstration Area Project Lands From Department of Interior to Department of Agriculture

Whereas, the hereinafter-described former Roosevelt Recreational Demonstration Area project lands located outside the boundaries of the Theodore Roosevelt National Memorial Park are not required for exchange purposes as authorized by section 3 of the Act of April 25, 1947 (61 Stat. 52; 16 U.S.C. 243); and

Whereas, the Forest Service of the United States Department of Agriculture has agreed to protect and administer the said lands in connection with the Little Missouri National Grasslands; and

Whereas, pursuant to section 2 of the Act of June 10, 1948 (62 Stat. 352; 16 U.S.C. 241b), the Secretary of the Interior is authorized to transfer to other Federal agencies, without exchange of funds, administrative jurisdiction over former Roosevelt Recreational Demonstration Area project lands in North Dakota which are not required for exchange purposes;

Now, therefore, by virtue of the authority contained in the said Act of June 10, 1948, it is ordered that administrative jurisdiction over the following described former Roosevelt Recreational Demonstration project lands be and the same is hereby conveyed and transferred from the Department of the Interior to the Department of Agriculture for administration and use in connection with the protection and management of the Little Missouri National Grasslands:

FIFTH PRINCIPAL MERIDIAN

T. 140 N., R. 101 W.,

Sec. 33; all that portion of the NE $\frac{1}{4}$ lying south of the right-of-way of Interstate Route, Proj. 1-94-1 (2), "Section K", Plat No. 7 of 11, Parcel 15, containing approximately 102 acres.

T. 140 N., R. 100 W.,

Sec. 32; all that portion of the SW $\frac{1}{4}$ lying south of the right-of-way of present United States Highway 10 and the right-of-way of Interstate Route, Proj. 1-94-1 (2), "Section F", Plat No. 2 of 8, Parcel 3, comprising approximately 6 acres.

This order shall become effective upon publication in the FEDERAL REGISTER.

STEWART L. UDALL,
Secretary of the Interior.

JULY 8, 1964.

[F.R. Doc. 64-7155; Filed, July 17, 1964;
8:47 a.m.]

Title 49—TRANSPORTATION

Chapter I—Interstate Commerce Commission

SUBCHAPTER B—CARRIER BY MOTOR VEHICLE
[Ex Parte No. MC-19]

PART 176—TRANSPORTATION OF HOUSEHOLD GOODS IN INTER- STATE OR FOREIGN COMMERCE

Petition To Postpone Effective Date of Order and Extend Due Date for Fil- ing Petition for Reconsideration

Upon consideration of the record in the above-entitled proceeding, and of petition of American Movers Conference (formerly Movers Conference of America) on behalf of its members, filed June 22, 1964, for postponement of the effective date of the order served June 3, 1964 (29 F.R. 7390), in this proceeding, and extension of the due date for filing petition for reconsideration; and good cause appearing therefor:

It is ordered, That the due date for filing petition for reconsideration of the order served June 3, 1964, in this proceeding be, and it is hereby, extended from July 3, 1964, to September 1, 1964;

It is further ordered, That the effective date of the order served June 3, 1964, in said proceeding be, and it is hereby, postponed from July 20, 1964, to October 1, 1964.

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

By the Commission.

[SEAL] HAROLD D. MCCOY,
Secretary.

[F.R. Doc. 64-7151; Filed, July 17, 1964;
8:46 a.m.]

Proposed Rule Making

DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

[7 CFR Part 989]

RAISINS PRODUCED FROM GRAPES GROWN IN CALIFORNIA

Proposed Disposition of Off-Grade Raisins and Raisin Residual Material

Notice is hereby given of a proposal, based upon the recommendation of the Raisin Administrative Committee, to amend certain provisions of the Subpart—Administrative Rules and Regulations so as to relax existing restrictions with respect to the disposition of off-grade raisins, raisin residual material, and raisins acquired by a handler as standard raisins which subsequently fail to meet the applicable grade and condition standards for shipment or final disposition as raisins. The subpart is operative pursuant to the marketing agreement, as amended, and Order No. 989, as amended (7 CFR Part 989), regulating the handling of raisins produced from grapes grown in California, effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674). The latest amendment of this regulatory program was published in the FEDERAL REGISTER issue of July 11, 1964 (29 F.R. 9482).

Section 989.159(g)(2) now restricts the disposition of such raisins and material to prescribed outlets (animal feed, distillation, or uses other than for human consumption) within the State of California. The proposal would permit the disposition, under prescribed safeguards, of such raisins and material within the continental United States other than Alaska for use in eligible non-normal outlets. Non-normal outlets are defined in § 989.24a, as the outlets other than those customarily used for commercial disposition of raisins meeting the then applicable minimum standards for natural condition raisins or packed raisins. Handlers have in their possession larger than usual quantities of off-grade raisins and raisin residual material resulting mainly from rain damage to the 1963 production. A large portion of such raisins and material is held for the account of producers or by producer-handlers.

The raisins and material are susceptible to deterioration and reduction in sugar content especially during the hot summer months. The available non-normal outlets within the State are inadequate to permit prompt disposition. Lack of such disposition is tying up storage space and boxes which should be available for 1964 crop raisins. The proposal would make out-of-State outlets available to such raisins and material, would expedite the disposition thereof, and would minimize losses in returns to producers.

The latest amendment of the aforesaid marketing agreement and order permits handlers to dispose of such raisins and material in eligible non-normal outlets rather than in the pre-amendment outlets of animal feed, distillation, or uses other than for human consumption. The proposal would revise various provisions of the administrative rules and regulations to conform them to this change in authorized outlets.

All persons who desire to submit written data, views, or arguments in connection with the aforesaid proposals should 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 10th 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 proposal is as follows:

1. Substitute "in eligible non-normal outlets":

(a) In the first sentence of § 989.158 (a) (2), for "in outlets for animal feed, distillation, or uses other than for human consumption";

(b) In the first sentence of § 989.158 (a) (3), for "in outlets for animal feed, distillation, or uses other than for human consumption";

(c) In the last sentence of § 989.158 (a) (3), for "into animal feed, distillation, or uses other than for human consumption";

(d) In the sixth sentence of § 989.158 (c) (1), for "for animal feed, distillation, or uses other than for human consumption";

(e) In the seventh sentence of § 989.158 (c) (1), for "in outlets for animal feed, distillation, or uses other than for human consumption";

(f) In the last sentence of § 989.158 (c) (6) (i), for "for animal feed, distillation, or uses other than for human consumption";

(g) In the first sentence of § 989.160, for "in animal feed, distillation, or uses other than for human consumption"; and

(h) In the first sentence of § 989.166 (g), for "for animal feed, distillation, or uses other than for human consumption".

2. In the first sentence of § 989.173 (b) (5), substitute "disposition or use in eligible non-normal outlets" for "animal feed, distillation, or uses other than for human consumption".

3. Revise the caption of paragraph (g) of § 989.159 to read: "Disposition of off-grade raisins and raisin residual material".

4. Revise the provisions of subparagraph (2) of § 989.159(g) to read:

(2) Except as authorized in this part, no handler shall ship or otherwise dis-

pose of any off-grade raisins, raisin residual material (including defective raisins, stemmer waste, sweepings, and other residue) which may be received or acquired by a handler or accumulated by a handler from reconditioning raisins or from processing standard raisins, or any raisins acquired by a handler as standard raisins which subsequently fail to meet the applicable grade and condition standards for shipment or final disposition as raisins. Any handler may ship or otherwise dispose of such raisins or material to or at points within the continental United States (other than Alaska) for use in eligible non-normal outlets only after filing with the Committee a written application to make such shipment or other disposition and receiving its written approval thereof. However, the requirements of prior filing and approval of any such application shall not apply to: (i) The transfer of any such raisins or material by a handler from one of his plants to another of his plants in the State of California; (ii) any interpacker transfer or removal of off-grade raisins made in accordance with § 989.158(c) (3) or (6); (iii) any return by a handler of unstemmed off-grade raisins to the tenderer in accordance with § 989.158(c) (7); (iv) any shipment of raisin residual material by a packer to a point within the State of California for use in eligible non-normal outlets; and (v) any direct use by the handler of such raisins or material in eligible non-normal outlets within the State of California. Each such application shall include, as a minimum:

(a) The names and addresses of the handler, the buyer, the consignee, and the user; (b) the quantity of off-grade raisins and the quantity of raisin residual material to be shipped or otherwise disposed of; (c) a description of such off-grade raisins and raisin residual material, as to type or origin; (d) the present location of such off-grade raisins and residual material; (e) the particular use to be made of the raisins; and (f) a copy of the sales contract, which may be on a form furnished by the Committee, wherein the buyer agrees: not to ship such raisins or raisin residual material to points outside of the continental United States or to Alaska; to dispose of the raisins or raisin residual material only for uses in eligible non-normal outlet(s); and to permit representatives of the Committee and of the Secretary of Agriculture to examine all of his books and records relating to such raisins and residual material. When the use or the name and address of the consignee or user are not known by the handler, the handler shall arrange for the submission of such information to the Committee. Each such application shall also include a provision for liquidated damages wherein the handler in consideration of the Committee approving his application agrees that in the event any raisins or raisin residual material covered by the

approved application should be shipped to points outside of the continental United States or to Alaska, or disposed of in other than eligible non-normal outlets, by any person, it will cause serious and substantial damage to the Committee and to the producers and handlers of raisins and it will be difficult, if not impossible, to prove the extent of such damage, and therefore he (the handler) shall pay to the Committee the sum of \$200 as liquidated damages for each ton so shipped or disposed of, such sum being a fair measure of damages and not a penalty. The Committee shall notify the applicant in writing of its approval action. In acting on an application, the Committee may disapprove the application when

(1) the application is incomplete, or any required information has not been submitted; (2) the Committee has cause to believe that the raisins or raisin residual material covered by the application will not be shipped or disposed of in accordance with the application, or (3) the handler, or any of the parties involved in the proposed shipment or disposition, had shipped or made disposition or use of raisins or raisin residual material covered by a previously approved application inconsistent with that application. When the use or the name and address of the user or consignee are not known to the handler, the Committee shall not approve the application until it has been informed as to such use and user and consignee of the raisins or residual material. The Committee may, for cause, revoke any previously approved application of a handler if the handler, buyer, consignee or user covered by the application has shipped or made disposition inconsistent with any approved application. The Committee shall notify the handler in writing of each revocation. The handler shall furnish the Committee with a copy of the shipping document or other documentary evidence of the disposition as may be satisfactory to the Committee and at such times as the Committee may direct.

Dated: July 15, 1964.

FLOYD F. HEDLUND,
Director,

Fruit and Vegetable Division.

[F.R. Doc. 64-7171; Filed, July 17, 1964;
8:49 a.m.]

[7 CFR Parts 1072, 1076]

[Docket Nos. AO-235-A6, AO-260-A6]

MILK IN SIOUX FALLS-MITCHELL AND EASTERN SOUTH DAKOTA MARKETING AREAS

Notice of Joint Hearing on Proposed Amendments to Tentative Marketing Agreements and Orders

Pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), and the applicable rules of practice and procedure governing the formulation of marketing agreements and marketing orders (7 CFR Part 900), notice is hereby given of a public hearing to be held at

the Holiday Inn, 1301 West Russell Street, Sioux Falls, S. Dak., beginning at 10:00 a.m., local time, on August 4, 1964, with respect to proposed amendments to the tentative marketing agreements and to the orders, regulating the handling of milk in the Sioux Falls-Mitchell and Eastern South Dakota marketing areas.

The public hearing is for the purpose of receiving evidence with respect to the economic and marketing conditions which relate to the proposed amendments, hereinafter set forth, and any appropriate modifications thereof, to the tentative marketing agreements and to the orders.

A proposal to combine under one order the Sioux Falls-Mitchell and Eastern South Dakota marketing areas along with additional territory contemplates termination of Order No. 72 (Sioux Falls-Mitchell) with a merger of the administrative funds. This proposal also raises the issue whether the present provisions of either Order 72 or Order 76, if amended in accordance with the proposals listed below, would tend to effectuate the declared policy of the Act, if they are applied to the marketing area as proposed to be redefined, and if not, what modifications of the provisions of either of the orders would be appropriate.

The proposed amendments, set forth below, have not received the approval of the Secretary of Agriculture.

Proposed by Sioux Valley Cooperative Milk Producers Association, James Valley Cooperative Milk Producers Association, and the Eastern South Dakota Association of Milk Cooperatives:

Proposal No. 1. Order regulating the handling of milk in the Minnesota-South Dakota Marketing Area.

DEFINITIONS

§ 1076.1 Act.

"Act" means Public Act No. 10, 73d Congress, as amended, and as reenacted and amended by the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.).

§ 1076.2 Secretary.

"Secretary" means the Secretary of Agriculture of the United States or any other officer or employee of the United States authorized to exercise the powers or to perform the duties of the said Secretary of Agriculture.

§ 1076.3 Department.

"Department" means the United States Department of Agriculture or any other Federal agency authorized to perform the price reporting functions of the United States Department of Agriculture.

§ 1076.4 Person.

"Person" means any individual, partnership, corporation, association, or other business unit.

§ 1076.5 Cooperative association.

"Cooperative association" means any cooperative marketing association which the Secretary determines, after application by the association:

(a) To be qualified under the provisions of the act of Congress of February

18, 1922, as amended, known as the "Capper-Volstead Act"; and

(b) To have full authority in the sale of milk of its members and to be engaged in making collective sales of or marketing milk or its products for its members.

§ 1076.6 Minnesota-South Dakota marketing area.

"Minnesota-South Dakota marketing area", called the "marketing area" in this part, means all of the territory within the boundaries of Lyon County in the State of Iowa; within the boundaries of the counties of Lyon, Nobles, Pipestone and Rock in the State of Minnesota and within the boundaries of the counties of Aurora, Beadle, Brookings, Brown, Clark, Codington, Day, Davison, Deuel, Douglas, Edmunds, Grant, Hamlin, Hanson, Hutchinson, Jerauld, Kingsbury, Lake, Lincoln, McCook, McPherson, Minnehaha, Miner, Moody, Sanborn, Spink, Turner, and Walworth in the State of South Dakota including territory within such boundaries which is occupied by Government (Municipal, State, or Federal) reservations, installations, institutions, or other establishments.

§ 1076.7 Producer.

"Producer" means any person, other than a producer-handler as defined in any order (including this part) issued pursuant to the Act, who produces milk in compliance with the Grade A inspection requirements of a duly constituted health authority, and whose milk is received at a pool plant.

§ 1076.8 Distributing plant.

"Distributing plant" means a plant which is approved by an appropriate health authority for the processing or packaging of Grade A milk and from which any fluid milk product is disposed of during the month on routes in the marketing area.

§ 1076.9 Supply plant.

"Supply plant" means a plant from which milk, skim milk, or cream, acceptable to an appropriate health authority for distribution in the marketing area under a Grade A label, is shipped during the month to a pool plant qualified pursuant to § 1076.10.

§ 1076.10 Pool plant.

"Pool plant" means:

(a) A distributing plant from which a volume of Class I milk equal to not less than 35 percent of the Grade A milk received at such plant from dairy farmers and from other plants is disposed of during the month on routes (including routes operated by vendors) or through plant stores to retail or wholesale outlets (except pool plants) and not less than 15 percent of such receipts are so disposed of to such outlets in the marketing area: *Provided*, That if a portion of a plant is physically apart from the Grade A portion of such plant, is operated separately and is not approved by any health authority for the receiving, processing or packaging of any fluid milk product for Grade A disposition, it shall not be considered as part of a pool plant pursuant to this section.

(b) A supply plant from which the volume of fluid milk products shipped during the month to pool plants qualified pursuant to paragraph (a) of this section is not less than 35 percent of the Grade A milk received at such plant from dairy farmers during such month: *Provided*, That if such shipments are not less than 50 percent of the receipts of Grade A milk directly from dairy farmers at such plant during the immediately preceding period of September through November, such plant shall be a pool plant for the months of March through June, unless written application is filed with the market administrator on or before the 15th day of any of the months of March, April, May or June to be designated a nonpool plant for such month and for each subsequent month through June of the same year: *And provided further*, That if a portion of a plant is physically apart from the Grade A portion of such plant, is operated separately and is not approved by any health authority for the receiving, processing or packaging of any fluid milk product for Grade A disposition, it shall not be considered as part of a pool plant pursuant to this section.

§ 1076.12 Handler.

"Handler" means:

- (a) Any person in his capacity as the operator of one or more pool plants,
- (b) Any cooperative association with respect to the milk from producers diverted by the association for the account of such association from a pool plant to a nonpool plant,
- (c) Any person who operates a partially regulated distributing plant, or
- (d) A producer-handler, or any person who operates an other order plant.

§ 1076.13 Producer-handler.

"Producer-handler" means any person who is both a dairy farmer and the operator of a distributing plant, and who meets the qualifications specified in paragraphs (a) and (b) of this section:

- (a) Receipts of fluid milk products at his plant are solely milk of his own production and from pool plants of other handlers; and
- (b) The maintenance, care and management of the dairy animals and other resources necessary to produce the milk, and the processing, packaging and distribution of the milk are the personal enterprise and the personal risk of such person.

§ 1076.14 Producer milk.

"Producer milk" means the skim milk and butterfat contained in milk received at a pool plant directly from producers: *Provided*, That milk diverted from a pool plant to a nonpool plant for the account of either the operator of the pool plant or a cooperative association shall be deemed to have been received by the diverting handler at the plant from which diverted: *And provided further*, That, in any of the months of July through March, milk diverted from the farm of a producer on more than the number of days that milk was delivered to a pool plant from such farm during

the month shall not be deemed to have been received by the diverting handler at the plant from which diverted on such days.

§ 1076.15 Fluid milk product.

"Fluid milk product" means milk, skim milk, buttermilk, milk drinks (plain or flavored), cream (except frozen cream) and any mixture in fluid form of skim milk and cream (except ice cream, ice cream mixes, and sterilized products in hermetically sealed containers).

§ 1076.16 Other source milk.

"Other source milk" means all skim milk and butterfat contained in or represented by:

- (a) Receipts during the month in the form of fluid milk products except (1) fluid milk products received from pool plants, (2) producer milk, or (3) inventory at the beginning of the month; and
- (b) Products other than fluid milk products from any source (including those produced at the plant), which are reprocessed or converted to another product in the plant during the month.

§ 1076.17 Base milk.

"Base milk" means milk received at a pool plant from a producer during any of the months of January through June that is not in excess of such producer's daily base computed pursuant to § 1076.90 multiplied by the number of days in such month.

§ 1076.18 Excess milk.

"Excess milk" means the amount of milk received at a pool plant from a producer during any of the months of January through June that is in excess of base milk received from such producer during such month.

§ 1076.19 Chicago butter price.

"Chicago butter price" means the simple average as computed by the market administrator of the daily wholesale selling prices (using the midpoint of any range as one price) per pound of Grade A (92-score) bulk creamery butter at Chicago as reported during the month by the Department.

MARKET ADMINISTRATOR

§ 1076.25 Designation.

The agency for the administration of part shall be a market administrator, selected by the Secretary, who shall be entitled to such compensation as may be determined by, and shall be subject to removal at the discretion of, the Secretary.

§ 1076.26 Powers.

The market administrator shall have the following powers with respect to this part:

- (a) To administer its terms and provisions;
- (b) To receive, investigate, and report to the Secretary complaints of violations;
- (c) To make rules and regulations to effectuate its terms and provisions; and
- (d) To recommend amendments to the Secretary.

§ 1076.27 Duties.

The market administrator shall perform all duties necessary to administer the terms and provisions of this part, including but not limited to the following:

(a) Within 30 days following the date on which he enters upon his duties, or such lesser period as may be prescribed by the Secretary, execute and deliver to the Secretary a bond, effective as of the date on which he enters upon his duties and conditioned upon the faithful performance of such duties, in an amount and with surety thereon satisfactory to the Secretary;

(b) Employ and fix the compensation of such persons as may be necessary to enable him to administer its terms and provisions;

(c) Obtain a bond in a reasonable amount, and with reasonable surety thereon, covering each employee who handles funds entrusted to the market administrator;

(d) Pay out of the funds provided by § 1076.87 the cost of his bond and of the bonds of his employees, his own compensation, and all other expenses necessarily incurred by him in the maintenance and functioning of his office and in the performance of his duties;

(e) Keep such books and records as will clearly reflect the transactions provided for in this part, and upon request by the Secretary, surrender the same to such other person as the Secretary may designate;

(f) Publicly announce at his discretion, unless otherwise directed by the Secretary, by posting in a conspicuous place in his office and by such other means as he deems appropriate the name of any person who, after the date upon which he is required to perform such acts, has not made reports pursuant to §§ 1076.30 and 1076.31, or payments pursuant to §§ 1076.62, 1076.80, 1076.84, 1076.86, 1076.87, and 1076.89;

(g) Submit his books and records to examination by the Secretary and furnish such information and reports as may be required by the Secretary;

(h) Verify all reports and payments of each handler by audit of such handler's records and of the records of any other handler or person upon whose utilization the classification of skim milk or butterfat for such handler depends, or by such investigation as the market administrator deems necessary;

(i) Prepare and disseminate to the public such statistics and such information as he deems advisable and as do not reveal confidential information;

(j) Publicly announce on or before:

(1) The 5th day of each month, the minimum price for Class I milk pursuant to § 1076.51(a) and the Class I butterfat differential pursuant to § 1076.52(a), both for the current month; and the minimum price for Class II milk pursuant to § 1076.51(b) and the Class II butterfat differential pursuant to § 1076.52(b), both for the preceding month;

(2) The 10th day after the end of each of the months of January through June, the uniform price for base milk and excess milk pursuant to § 1076.73 and the

butterfat differential pursuant to § 1076.81; and

(k) On or before the 10th day after the end of each month, report to each cooperative association, which so requests, the percentage of the milk caused to be delivered by the cooperative association or its members to the pool plant(s) of each handler during the month, which was utilized in each class. For the purpose of this report, the milk so delivered shall be allocated to each class for each handler in the same ratio as all producer milk received by such handler during the month.

REPORTS, RECORDS AND FACILITIES

§ 1076.30 Reports of receipts and utilization.

On or before the 7th day after the end of each month each handler, except a producer-handler, shall report to the market administrator for such month in the detail and on forms prescribed by the market administrator:

(a) The quantities of skim milk and butterfat contained in or represented by receipts of producer milk, and the aggregate quantities of base and excess milk;

(b) The quantities of skim milk and butterfat contained in or represented by fluid milk products received from other pool plants;

(c) The quantities of skim milk and butterfat contained in or represented by other source milk;

(d) The quantities of skim milk and butterfat contained in or represented by producer milk diverted to nonpool plants pursuant to § 1076.14;

(e) Inventories of fluid milk products on hand at the beginning and end of the month; and

(f) The utilization of all skim milk and butterfat required to be reported pursuant to this section, including a separate statement of the disposition of Class I milk outside the marketing area.

§ 1076.31 Other reports.

(a) Each producer-handler shall make reports to the market administrator at such time and in such manner as the market administrator may prescribe;

(b) Each handler specified in § 1076.12(c) who operates a partially regulated distributing plant shall report as required in § 1076.30 and if payment is made pursuant to § 1076.62(a) as required in subparagraph (c)(1) of this section, except that receipts in Grade A milk from dairy farmers shall be reported in lieu of those in producer milk;

(c) Each handler, except a producer-handler, shall report to the market administrator in detail and on forms prescribed by the market administrator:

(1) On or before the 20th day after the end of the month for each of his pool plants his producer payroll for such month which shall show for each producer:

(i) His name and address;

(ii) The total pounds of milk received from such producer including, for the months of January through June, the total pounds of base and excess milk;

(iii) The number of days, if less than the entire month, on which milk was received from such producer;

(iv) The average butterfat content of such milk; and

(v) The net amount of such handler's payment, together with the price paid and the amount and nature of any deductions;

(2) Prior to his diversion of producer milk to a nonpool plant, his intention to divert such milk, the proposed date or dates of such diversion and the plant to which such milk is to be diverted; and

(3) Such other information with respect to the utilization of butterfat and skim milk as the market administrator may prescribe.

(d) On or before the 2d day of the following month, each handler operating a pool plant that, during the month, has shipped fluid milk products in bulk to an other order plant shall report to the market administrator the location of such plant, the identity of the plant operator and the identity of product shipped.

§ 1076.32 Records and facilities.

Each handler shall maintain and make available to the market administrator or to his representative during the usual hours of business such accounts and records of his operations, together with such facilities as are necessary for the market administrator to verify or establish the correct data with respect to:

(a) The receipt and utilization of all skim milk and butterfat handled in any form during the month;

(b) The weights and butterfat and other content of all milk, skim milk, cream, and other milk products handled during the month;

(c) The pounds of skim milk and butterfat contained in or represented by all milk products on hand at the beginning and end of each month; and

(d) Payments to producers and cooperative associations including the amount and nature of any deductions and the disbursement of money so deducted.

§ 1076.33 Retention of records.

All books and records required under this order to be made available to the market administrator shall be retained by the handler for a period of three years to begin at the end of the month to which such books and records pertain: *Provided*, That if, within such three-year period, the market administrator notifies the handler in writing that the retention of such books and records is necessary in connection with a proceeding under section 8a(15)(A) of the Act or a court action specified in such notice, the handler shall retain such books and records, or specified books and records, until further written notification from the market administrator. In either case, the market administrator shall give further written notification to the handler promptly upon the termination of the litigation or when the records are no longer necessary in connection therewith.

CLASSIFICATION

§ 1076.40 Skim milk and butterfat to be classified.

The skim milk and butterfat which are required to be reported pursuant to

§ 1076.30 shall be classified each month by the market administrator, pursuant to the provisions of §§ 1076.41 and 1078.46.

§ 1076.41 Classes of utilization.

Subject to the conditions set forth in § 1076.44, the classes of utilization shall be as follows:

(a) *Class I milk*. Class I milk shall be all skim milk (including concentrated and reconstituted skim milk) and butterfat:

(1) Disposed of in the form of a fluid milk product except that any product fortified with added solids shall be Class I in an amount equal only to the weight of an equal volume of a like unmodified product of the same butterfat content; and

(2) Not accounted for as Class II milk.

(b) *Class II milk*. Class II milk shall be all skim milk and butterfat:

(1) Used to produce any product other than a fluid milk product;

(2) Contained in inventory of fluid milk products on hand at the end of the month;

(3) The weight of skim milk in fluid milk products which is excepted from Class I milk pursuant to paragraph (a) (1) of this section;

(4) In shrinkage allocated to receipts of producer milk (except milk diverted to a nonpool plant pursuant to § 1076.14), and from other order plants and unregulated supply plants to be allocated pursuant to § 1076.46(a) (7) and (8) and the corresponding steps of § 1076.46(b); but not in excess of two percent of such receipts of butterfat, two percent of such receipts of skim milk in the months of July through February and five percent of such receipts of skim milk in the months of March through June; and

(5) In shrinkage assigned pursuant to § 1076.42(b) (2).

§ 1076.42 Shrinkage.

The market administrator shall allocate shrinkage over a handler's receipts as follows:

(a) Compute the total shrinkage of skim milk and butterfat for each handler; and

(b) Prorate the resulting amounts between the skim milk and butterfat contained in (1) receipts of producer milk, and receipts from other order plants and unregulated supply plants to be allocated pursuant to § 1076.46(a) (7) and (8) and the corresponding steps of § 1076.46(b); and (2) other source milk in fluid form, exclusive of that specified in subparagraph (1) of this paragraph.

§ 1076.43 Responsibility of handlers and reclassification of milk.

All skim milk and butterfat shall be Class I milk unless the handler who first receives such skim milk or butterfat can prove to the market administrator that such skim milk or butterfat should be classified otherwise.

§ 1076.44 Transfers.

Skim milk or butterfat in the form of a fluid milk product shall be classified:

(a) At the utilization indicated by the operators of both plants, otherwise as

Class I milk, if transferred from a pool plant to another pool plant, subject to the following conditions:

(1) The skim milk or butterfat so assigned to either class shall be limited to the amount thereof remaining in such class in the transferee plant after computations pursuant to § 1076.46(a) (8) and the corresponding step of § 1076.46(b).

(2) If the transferor plant received during the month other source milk to be allocated pursuant to § 1076.46(a) (3) and the corresponding step of § 1076.46(b), the skim milk and butterfat so transferred shall be classified so as to allocate the least possible Class I utilization to such other source milk; and

(3) If the transferor handler received during the month other source milk to be allocated pursuant to § 1076.46(a) (7) and (8) and the corresponding step of § 1076.46(b), the skim milk and butterfat so transferred up to the total of such receipts shall not be classified as Class I milk to a greater extent than would be applicable to a like quantity of such other source milk received at the transferee plant;

(b) As Class I milk, if transferred from a pool plant to a producer-handler;

(c) As Class I milk, if transferred or diverted to a nonpool plant that is neither an other order plant nor a producer-handler plant, located more than 150 miles by the shortest highway distance as determined by the market administrator, from the nearest of the Post Offices of Aberdeen, Huron, Mitchell, Sioux Falls, and Watertown, South Dakota;

(d) As Class I milk, if transferred or diverted in bulk to a nonpool plant that is neither an other order plant nor a producer-handler plant, located not more than 150 miles, by the shortest highway distance as determined by the market administrator, from the nearest of the Post Offices of Aberdeen, Huron, Mitchell, Sioux Falls, and Watertown, South Dakota, unless the requirements of subparagraphs (1) and (2) of this paragraph are met, in which case the skim milk and butterfat so transferred or diverted shall be classified in accordance with the assignment resulting from subparagraph (3) of this paragraph:

(1) The transferring or diverting handler claims classification pursuant to the assignment set forth in subparagraph (3) of this paragraph in his report submitted to the market administrator pursuant to § 1076.30 for the month within which such transaction occurred;

(2) The operator of such nonpool plant maintains books and records showing the utilization of all skim milk and butterfat received at such plant which are made available if requested by the market administrator for the purpose of verification; and

(3) The skim milk and butterfat so transferred shall be classified on the basis of the following assignment of utilization at such nonpool plants:

(i) Any Class I utilization disposed of on routes in the marketing area shall be first assigned to the skim milk and butterfat in the fluid milk products so transferred or diverted from pool plants,

next pro rata to receipts from market pool other order plants and thereafter to receipts from dairy farmers who the market administrator determines constitute regular sources of supply of Grade A milk for such nonpool plants;

(ii) Any Class I utilization disposed of on routes in the marketing area of another order issued pursuant to the Act shall be first assigned to receipts from plants fully regulated by such order, next pro rata to receipts from pool plants and market pool other order plants not regulated by such order, and thereafter to receipts from dairy farmers who the market administrator determines constitute regular sources of supply for such nonpool plant;

(iii) Class I utilization (except in ungraded cream disposed of for manufacturing uses) in excess of that assigned pursuant to subdivisions (i) and (ii) of this subparagraph shall be assigned first to remaining receipts from dairy farmers who the market administrator determines constitute the regular source of supply for such nonpool plant and Class I utilization in excess of such receipts shall be assigned pro rata to unassigned receipts at such nonpool plant from all pool and other order plants; and

(iv) To the extent that Class I utilization is not so assigned to it, the skim milk and butterfat so transferred shall be classified as Class II milk; and

(e) In the class to which allocated on the basis of receipts and utilization reported for the month under the other order, if transferred to an other order plant. For this purpose, if the transferee order provides for more than two classes of utilization, milk allocated to a class consisting primarily of fluid milk products shall be classified as Class I, and milk allocated to other classes shall be classified as Class II. If the operators of both the transferor and transferee plant so request in the reports of receipts and utilization filed with their respective market administrators such allocation shall be Class II (or comparable classes under such other order) to the extent of the Class II utilization available for such assignment.

§ 1076.45 Computation of the skim milk and butterfat in each class.

For each month the market administrator shall correct for mathematical and for other obvious errors the reports of receipts and utilization for each pool plant and shall compute the pounds of butterfat and skim milk in each class at each such plant: *Provided*, That if any of the water contained in the milk from which a product is made is removed before the product is utilized or disposed of by a handler, the pounds of skim milk disposed of in such product shall be considered to be an amount equivalent to the nonfat milk solids contained in such product plus all of the water reasonably associated with such solids in the form of whole milk.

§ 1076.46 Allocation of skim milk and butterfat classified.

After making the computations pursuant to § 1076.45 the market administrator shall determine the classification

of producer milk received at each pool plant each month as follows:

(a) Skim milk shall be allocated in the following manner:

(1) Subtract from the total pounds of skim milk in Class II the pounds of skim milk classified as Class II pursuant to § 1076.41(b) (4);

(2) Subtract from the remaining pounds of skim milk in each class the pounds of skim milk in fluid milk products received in packaged form from other order plants as follows:

(i) From Class II milk, the lesser of the pounds remaining or two percent of such receipts; and

(ii) From Class I milk, the remainder of such receipts;

(3) Subtract successively from the pounds of skim milk remaining in each class, in series beginning with Class II, the pounds of skim milk in each of the following:

(i) Other source milk in a form other than that of a fluid milk product;

(ii) Receipts of non-Grade A milk;

(iii) Receipts of fluid milk products from producer-handlers or producer-handler plants under any Federal order;

(4) Subtract, in the order specified below, from the pounds of skim milk remaining in Class II:

(i) The pounds of skim milk in receipts of fluid milk products from unregulated supply plants for which the handler requests Class II utilization, but not in excess of the pounds of skim milk remaining in Class II;

(ii) The pounds of skim milk remaining in receipts of fluid milk products from unregulated supply plants which are in excess of the pounds of skim milk determined as follows:

(a) Multiply the pounds of skim milk remaining in Class I milk (exclusive of shrinkage classified as Class I) at all pool plants of the handler by 1.25;

(b) Subtract from the result the sum of the pounds of skim milk at all such plants in producer milk, in receipts from other pool handlers and in receipts in bulk from other order plants; and

(c) Multiply any resulting plus quantity by the percentage that receipts of skim milk in fluid milk products from unregulated supply plants remaining at this plant is of all such receipts remaining at all pool plants of such handler, after any deductions pursuant to subdivision (i) of this subparagraph.

Should such computation result in a quantity to be subtracted from Class II which is in excess of the pounds of skim milk remaining in Class II, the pounds of skim milk in Class II shall be increased to the quantity to be subtracted and the pounds of skim milk in Class I shall be decreased a like amount. In such cases the utilization of skim milk at other pool plant(s) of such handler shall be adjusted in the reverse direction by an identical amount in sequence beginning with the nearest other pool plant of such handler at which such adjustment can be made.

(iii) The pounds of skim milk in receipts of fluid milk products in bulk from an other order plant, but not in excess of the pounds of skim milk remaining in Class II milk, if Class II utilization

was requested by the operator of such plant and the handler.

(5) Subtract from the pounds of skim milk remaining in each class, in series beginning with Class II, the pounds of skim milk in inventory of fluid milk products on hand at the beginning of the month;

(6) Add to the remaining pounds of skim milk in Class II milk the pounds subtracted pursuant to subparagraph (1) of this paragraph;

(7) Subtract from the pounds of skim milk remaining in each class, pro rata to such quantities, the pounds of skim milk in receipts of fluid milk products in bulk form handler pool other order plants that were not subtracted pursuant to subparagraph (4) (iii) of this paragraph;

(8) Subtract from the pounds of skim milk remaining in each class, pro rata to the total pounds of skim milk remaining in each class in all pool plants of the receiving handler:

(i) The pounds of skim milk in receipts of fluid milk products in bulk from market pool other order plants that were not subtracted pursuant to subparagraph (4) (iii) of this paragraph; and

(ii) The pounds of skim milk in receipts of fluid milk products from unregulated supply plants that were not subtracted pursuant to subparagraph (4) (i) or (ii) of this paragraph.

Should proration result in the amount to be subtracted from any class exceeding the pounds of skim milk remaining in such class in the pool plant at which such skim milk was received, the pounds of skim milk in such class shall be increased to the amount to be subtracted and the pounds of skim milk in the other class shall be decreased a like amount. In such case the utilization of milk at other pool plant(s) of such handler shall be adjusted in the reverse direction by an identical amount in sequence beginning with the nearest other pool plant of such handler at which such adjustment can be made.

(9) Subtract from the pounds of skim milk remaining in each class the pounds of skim milk received in fluid milk products from other pool plants according to the classification assigned pursuant to § 1076.44(a);

(10) If the pounds of skim milk remaining in both classes exceed the pounds of skim milk in producer milk, subtract such excess from the pounds of skim milk remaining in each class in series beginning with Class II. Any amount so subtracted shall be known as "overage";

(b) Butterfat shall be allocated in accordance with the procedure outlined for skim milk in paragraph (a) of this section; and

(c) Combine the amounts of skim milk and butterfat determined pursuant to paragraphs (a) and (b) of this section into one total for each class and determine the weighted average butterfat content of producer milk in each class.

MINIMUM PRICES

§ 1076.50 Basic formula price.

The basic formula price shall be the average price per hundredweight for

manufacturing grade milk, f.o.b. plants in Wisconsin and Minnesota, as reported by the Department for the month. Such price shall be adjusted to a 3.5 percent butterfat basis by a butterfat differential rounded to the nearest one-tenth cent computed at 0.12 times the Chicago butter price for the month. The basic formula price shall be rounded to the nearest full cent.

§ 1076.51 Class prices.

Subject to the provisions of §§ 1076.52 and 1076.53 the class prices per hundredweight shall be as follows:

(a) *Class I milk price.* The Class I milk price shall be the basic formula price for the preceding month, plus \$1.40.

(b) *Class II milk price.* The Class II milk price shall be the price determined in accordance with § 1076.50.

§ 1076.52 Butterfat differentials to handlers.

For milk containing more or less than 3.5 percent butterfat, the class prices for the month calculated pursuant to § 1076.51 shall be increased or decreased, respectively, for each one-tenth percent butterfat at the appropriate rate, rounded to the nearest one-tenth cent, determined as follows:

(a) *Class I price.* Multiply the Chicago butter price for the preceding month by 0.120.

(b) *Class II price.* Multiply the Chicago butter price for the current month by 0.110.

§ 1076.53 Location adjustments to handlers.

(a) For milk received from producers at a pool plant located 100 miles or more by shortest hard-surfaced highway distance as measured by the market administrator, from the nearest of the Post Offices in Aberdeen, Huron, Mitchell, Sioux Falls, and Watertown, South Dakota, and disposed of as Class I milk or assigned Class I location adjustment credit pursuant to paragraph (b) of this section and for other source milk for which a location adjustment is applicable, the price computed pursuant to § 1076.51(a) shall be reduced by 15 cents, plus 1.5 cents for each 10 miles or fraction thereof that such distance exceeds 110 miles;

(b) For purposes of calculating such adjustment, transfers between pool plants and receipts of fluid milk products from handler pool other order plants shall be assigned Class I disposition at the transferee plant, in excess of the sum of receipts at such plant from producers, and the volume assigned as Class I to receipts from market pool other order plants and unregulated supply plants, and such assignment to be made first to transferor plants at which no location adjustment credit is applicable and then in sequence beginning with the plant at which the least location adjustment would apply.

§ 1076.54 Use of equivalent prices.

If for any reason a price quotation required by this order for computing class prices or for other purposes is not available in the manner described, the market administrator shall use a price deter-

mined by the Secretary to be equivalent to the price which is required.

APPLICATION OF PROVISIONS

§ 1076.60 Producer-handler.

Sections 1076.40 through 1076.46, 1076.50 through 1076.52, 1076.70 through 1076.73, and 1076.80 through 1076.88 shall not apply to a producer-handler.

§ 1076.61 Plants subject to other Federal orders.

The provisions of this part shall not apply to a distributing plant or a supply plant during any month in which such plant would be subject to the classification and pricing provisions of another order issued pursuant to the Act unless such plant is qualified as a pool plant pursuant to § 1076.10 and a greater volume of fluid milk products is disposed of from such plant to retail or wholesale outlets and to pool plants in the Minnesota-South Dakota marketing area than in the marketing area regulated pursuant to such other order: *Provided*, That the operator of a distributing plant or a supply plant that which is exempt from the provisions of this order pursuant to this section shall, with respect to the total receipts and utilization or disposition of skim milk and butterfat at the plant, make reports to the market administrator at such time and in such manner as the market administrator may require (in lieu of the reports required pursuant to § 1076.30) and allow verification of such reports by the market administrator.

§ 1076.62 Obligations of handler operating a partially regulated distributing plant.

Each handler who operates a partially regulated distributing plant shall pay to the market administrator for the producer-settlement fund on or before the 25th day after the end of the month the lesser of the amounts calculated pursuant to paragraphs (a) and (b) of this section, unless the handler elects, at the time of reporting pursuant to § 1076.30 to pay amounts computed pursuant to paragraph (b) of this section:

(a) An amount computed as follows:

(1) The obligation that would have been computed pursuant to § 1076.70 at such plant and at any other nonpool plant(s) which serves as a supply plant(s) for such plant and meets requirements equivalent to § 1076.10(b) by shipment to such plant shall be determined as though such plants were pool plants. For purposes of such computation, receipts at such nonpool plant(s) from a pool plant or an other order plant shall be assigned to the utilization at which classified at the pool plant or other order plant and transfers from such nonpool plant(s) to a pool plant or an other order plant shall be classified as Class II milk if allocated to such class at the pool plant or other order plant and be valued at the weighted average price of the respective order if so allocated to Class I milk.

(2) From this obligation there will be deducted the sum of (i) the gross payments made by such handler for Grade A milk received during the month from

dairy farmers at such plant and like payments made by the operator of a plant(s) which serves as a supply plant(s) and meets requirements equivalent to § 1076.10(b), and (ii) any payments to the producer-settlement fund of another order under which such plant is also a partially regulated distributing plant.

(b) An amount computed as follows:

(1) Determine the respective amounts of skim milk and butterfat disposed of as Class I milk on routes in the marketing area;

(2) Deduct the respective amounts of skim milk and butterfat received as Class I milk at the partially regulated distributing plant from pool plants and market pool other order plants except that deducted under a similar provision of another order issued pursuant to the Act;

(3) Combine the amounts of skim milk and butterfat remaining into one total and determine the weighted average butterfat content; and

(4) From the value of such milk at the Class I price applicable at the location of the nonpool plant, subtract its value at the weighted average price applicable at such location (not to be less than the Class II price).

DETERMINATION OF UNIFORM PRICE

§ 1076.70 Computation of the net pool obligation of each pool handler.

The net pool obligation of each pool handler during each month shall be a sum of money computed by the market administrator as follows:

(a) Multiply the quantity of producer milk in each class, as computed pursuant to § 1076.46(c), by the applicable class prices (adjusted pursuant to §§ 1076.52 and 1076.53);

(b) Add the amount obtained from multiplying the pounds of overage deducted from each class pursuant to § 1076.46(a)(10) and the corresponding step of § 1076.46(b) by the applicable class prices;

(c) Add the amount obtained from multiplying the difference between the Class II price for the preceding month and the Class I price for the current month by the hundredweight of skim milk and butterfat subtracted from Class I pursuant to § 1076.46(a)(5) and the corresponding step of § 1076.46(b).

(d) Add an amount equal to the difference between the value at the Class I price applicable at the pool plant and the value at the Class II price, with respect to skim milk and butterfat in other source milk subtracted from Class I pursuant to § 1076.46(a)(3) and the corresponding step of § 1076.46(b);

(e) Add an amount equal to the value at the Class I price, adjusted for location of the nearest nonpool plant(s) from which an equivalent volume was received, with respect to skim milk and butterfat subtracted from Class I pursuant to § 1076.46(a)(8)(ii) and the corresponding step of § 1076.46(b); and

(f) Add the value of the skim milk and butterfat, respectively, in receipts of fluid milk products from handler pool other order plants subtracted from each class pursuant to § 1076.46(a)(7) and the corresponding step of § 1076.46(b), at the applicable class prices adjusted for but-

terfat content and subject to location adjustment credit pursuant to § 1076.53 (b).

§ 1076.71 Computation of aggregate value used to determine uniform price.

For each month the market administrator shall compute an aggregate value from which to determine the uniform price per hundredweight for producer milk of 3.5 percent butterfat content f.o.b. plants located within 100 miles of the Post Offices of Aberdeen, Huron, Mitchell, Sioux Falls and Watertown, South Dakota, as follows:

(a) Combine into one total the values computed pursuant to § 1076.70 for all handlers who made the reports prescribed in § 1076.30 for such month, except those in default of payments required pursuant to § 1076.84 for the preceding month;

(b) Add or subtract for each one-tenth percent that the average butterfat content of the milk specified in § 1076.72

(a) is less than or more, respectively, than 3.5 percent, an amount computed by multiplying such differences by the butterfat differential to producers, and multiplying the result by the hundredweight of such milk.

(c) Add an amount equal to the sum of the location differential deductions to be made pursuant to § 1076.82; and

(d) Add an amount equal to one-half of the unobligated cash balance in the producer-settlement funds.

§ 1076.72 Computation of weighted average price.

For each month the market administrator shall compute a uniform price for all milk of 3.5 percent butterfat content, f.o.b. pool plants located within 100 miles of the Post Offices of Aberdeen, Huron, Mitchell, Sioux Falls, and Watertown, South Dakota, as follows:

(a) Divide the aggregate value computed pursuant to § 1076.71 by the sum of the following for all handlers included in these computations:

(1) The total hundredweight of producer milk; and

(2) The total hundredweight for which values are computed pursuant to § 1076.70 (e) and (f); and

(b) Subtract not less than four cents nor more than five cents from the price computed pursuant to paragraph (a) of this section. The result shall be known as the "weighted average price" and, except for the months of January through June, shall be the uniform price for all milk received from producers.

§ 1076.73 Computation of uniform price for base milk and excess milk.

For each of the months of January through June, the market administrator shall compute the uniform prices per hundredweight for base milk and for excess milk, each of 3.5 percent butterfat content, f.o.b. pool plants located within 100 miles of the Post Offices of Aberdeen, Huron, Mitchell, Sioux Falls, and Watertown, South Dakota, as follows:

(a) From the reports submitted by handlers pursuant to § 1076.30 determine the aggregate classification of producer

milk included in the computation of value pursuant to § 1076.71 and the total hundredweight of such milk that is base milk and that is excess milk;

(b) Determine the value of such excess milk on a 3.5 percent butterfat basis by multiplying the total hundredweight of such milk that is not greater than the total Class II milk pursuant to paragraph (a) of this section by the Class II milk price and by adding thereto the value obtained by multiplying the hundredweight of such excess milk that is greater than the quantity of such Class II milk by the Class I milk price;

(c) Divide the value of the excess milk obtained in paragraph (b) of this section by the total hundredweight of such milk, and subtract not less than four nor more than five cents from the price thus computed. The resulting figure shall be the uniform price for excess milk;

(d) From the aggregate value of all milk obtained in § 1076.71 subtract the following:

(1) An amount computed by multiplying the hundredweight of milk specified in § 1076.72(a)(2) by the weighted average price; and

(2) The value of excess milk pursuant to paragraph (b) of this section; and

(e) Divide the amount obtained in paragraph (d) of this section by the total hundredweight of base milk obtained in paragraph (a) of this section, and subtract not less than four nor more than five cents from the price thus computed. The resulting figure shall be the uniform price for base milk.

§ 1076.74 Notification of handlers.

On or before the 10th day of each month the market administrator shall notify each handler with respect to each of his pool plants:

(a) The amount and value of milk in each class computed pursuant to §§ 1076.46 and 1076.70 and the totals of such amounts and values;

(b) The uniform price computed pursuant to § 1076.72 or 1076.73, whichever is applicable;

(c) The amount due such handler from the producer-settlement fund;

(d) The total amounts to be paid by such handler pursuant to §§ 1076.80 and 1076.84; and

(e) The amount to be paid by such handler pursuant to § 1076.87.

PAYMENT FOR MILK

§ 1076.80 Time and method of payment for producer milk.

(a) Each handler shall pay each producer for producer milk for which payment is not made to a cooperative association pursuant to paragraph (b) of this section, as follows:

(1) On or before the last day of each month, for producer milk received during the first 15 days of the month, at not less than the Class II price for the preceding month; and

(2) On or before the 15th day after the end of each month, for milk received during such month, an amount computed at not less than the uniform prices per hundredweight pursuant to §§ 1076.72 and 1076.73 subject to the but-

terfat differential computed pursuant to § 1076.81 plus or minus adjustments for errors made in previous payments to such producer; and less (i) payment made pursuant to paragraph (1) of this section, (ii) location differential deductions pursuant to § 1076.82, marketing service deductions pursuant to § 1076.88, and (iii) proper deductions authorized by such producer.

(b) Each handler shall make payment to a cooperative association for producer milk which it caused to be delivered to such handler, if such cooperative association is authorized to collect such payments for its members and exercises such authority, an amount equal to the sum of the individual payments otherwise payable for such producer milk, as follows:

(1) On or before the 26th day of each month for producer milk received during the first 15 days of the month; and

(2) On or before the 13th day after the end of each month for milk received during such month.

(c) In making the payments for producer milk pursuant to this section, each handler shall furnish each producer or cooperative association from whom he has received milk with a supporting statement in such form that it may be retained by the recipient, that shall show:

(1) The month and identity of the handler and of the producer;

(2) The daily and total pounds and the average butterfat content of milk received from each producer, including for the months of January through June, the pounds of base milk and excess milk;

(3) The minimum rate or rates at which payment to the producer is required pursuant to the order;

(4) The rate that is used in making the payment, if such rate is other than the applicable minimum rate;

(5) The amount or the rate per hundredweight and nature of each deduction claimed by the handler; and

(6) The net amount of payment to such producer or cooperative association.

§ 1076.81 Butterfat differentials to producers.

The uniform prices for producer milk shall be increased or decreased for each one-tenth of one percent that the butterfat content of such milk is above or below 3.5 percent, respectively, at the rate determined by multiplying the total pounds of butterfat in the producer milk allocated to Class I and Class II milk during the month pursuant to § 1076.46 by the respective butterfat differential for each class, dividing the sum of such values by the total pounds of such butterfat, and rounding the resultant figure to the nearest one-tenth of a cent.

§ 1076.82 Location differentials to producers and on nonpool milk.

(a) The uniform price for producer milk pursuant to § 1076.72 and the uniform price for base milk pursuant to § 1076.73 for producer milk received at a pool plant shall be reduced according to the location of the pool plant, at the rates set forth in § 1076.53; and

(b) For purposes of computations pursuant to §§ 1076.84 and 1076.85 the weighted average price shall be adjusted at the rates set forth in § 1076.53 applicable at the location of the nonpool plant from which the milk was received.

§ 1076.84 Payments to the producer-settlement fund.

On or before the 12th day after the end of the month each handler shall pay to the market administrator the amount, if any, by which the total amounts specified in paragraph (a) of this section exceed the amounts specified in paragraph (b) of this section: *Provided*, That to this amount shall be added one-half of one percent of any amount due the market administrator pursuant to this section for each month or any portion thereof that such payment is overdue:

(a) The total of the net pool obligation computed pursuant to § 1076.70 for such handler;

(b) The sum of:

(1) The amount of the obligation pursuant to § 1076.80 for such handler for producer milk received during the month; and

(2) The value at the weighted average price applicable at the location of the plant(s), from which received (not to be less than the value at the Class II price) with respect to other source milk for which values are computed pursuant to § 1076.70 (e) and (f).

§ 1076.83 Producer-settlement fund.

The market administrator shall maintain a separate fund known as the "producer-settlement fund" into which he shall deposit all payments made to such fund and out of which he shall make all payments from such fund pursuant to §§ 1076.62, 1076.84, 1076.85, and 1076.86: *Provided*, That the market administrator shall offset the payment due to a handler against payments due from each handler.

§ 1076.85 Payments out of the producer-settlement fund.

On or before the 13th day after the end of each month the market administrator shall pay to each handler the amount, if any, by which the amount computed pursuant to § 1076.84(b) exceeds the amount computed pursuant to § 1076.84(a): *Provided*, That if the balance in the producer-settlement fund is insufficient to make all payments pursuant to this section the market administrator shall reduce uniformly such payments and shall complete such payments as soon as the necessary funds are available. A handler who has not received the balance of such payments from the market administrator shall not be considered in violation of § 1076.80 if he reduces his payments to producers by not more than the amount of the reduction in payment from the producer-settlement funds.

§ 1076.86 Adjustment of accounts.

Whenever verification by the market administrator of reports of payments of any handler discloses errors made in payments to or from the producer-settlement fund, the market administrator

shall promptly bill such handler for any unpaid amount and such handler shall, within 15 days of such billing make payments to the market administrator of the amount so billed. Whenever verification discloses that payment is due from the market administrator to any handler, the market administrator shall, within 15 days make such payment to such handler. Whenever verification by the market administrator of the payment by a handler to any producer or to a cooperative association discloses payment of less than is required by § 1076.80, the handler shall make up such payment to the producer or cooperative association not later than the time of making payment next following such disclosure.

§ 1076.87 Expense of administration.

As his pro rata share of the expense of administration of the order, each handler shall pay to the market administrator on or before the 15th day after the end of the month five cents per hundredweight or such lesser amount as the Secretary may prescribe, with respect to (a) producer milk, (b) other source milk allocated to Class I pursuant to § 1076.46(a) (3) and (8)(ii) and the corresponding steps of § 1076.46 (b), and (c) Class I milk disposed of from a partially regulated distributing plant on routes in the marketing area that exceeds Class I milk received during the month at such plant from pool plants and other order plants.

§ 1076.88 Marketing services.

(a) Except as set forth in paragraph (b) of this section, each handler in making payments to each producer pursuant to this section shall deduct six cents per hundredweight or such lesser amount as the Secretary may prescribe with respect to producer milk received by such handler (except such handler's own farm) production during the month, and shall pay such deductions to the market administrator not later than the 15th day after the end of the month. Such money will be used by the market administrator to verify or establish weights, samples, and tests of producer milk and to provide producers with market information. Such services shall be performed in whole or in part by the market administrator or by an agency engaged by and responsible to him.

(b) In the case of producers for whom a cooperative association is performing, as determined by the Secretary, the services set forth in paragraph (a) of this section, each handler shall make, in lieu of the deductions specified in paragraph (a) of this section, such deductions as are authorized by such producers and, on or before the 15th day after the end of each month, pay over such deductions to the association rendering such services.

§ 1076.89 Termination of obligations.

The provisions of this section shall apply to any obligation under this part for the payment of money.

(a) The obligation of any handler to pay money required to be paid under the terms of this part shall, except as provided in paragraphs (b) and (c) of this

section, terminate two years after the last day of the calendar month during which the market administrator receives the handler's utilization report on the milk involved in such obligation unless within such two-year period the market administrator notifies the handler in writing that such money is due and payable. Service of such notice shall be complete upon mailing to the handler's last known address, and it shall contain, but need not be limited to the following information:

(1) The amount of the obligation;
 (2) The month(s) during which the milk with respect to which the obligation exists, was received or handled; and
 (3) If the obligation is payable to one or more producers or to an association of producers, the name of such producer(s) or association of producers, or if the obligation is payable to the market administrator, the account for which it is to be paid.

(b) If a handler fails or refuses, with respect to any obligation under this part, to make available to the market administrator or his representatives all books and records required by this part to be made available, the market administrator may, within the two-year period provided for in paragraph (a) of this section, notify the handler in writing of such failure or refusal. If the market administrator so notifies a handler, the said two-year period with respect to such obligation shall not begin to run until the first day of the calendar month following the month during which all such books and records pertaining to such obligation are made available to the market administrator or his representatives.

(c) Notwithstanding the provisions of paragraphs (a) and (b) of this section, a handler's obligation under this part to pay money shall not be terminated with respect to any transaction involving fraud or willful concealment of a fact, material to the obligation, on the part of the handler against whom the obligation is sought to be imposed.

(d) Any obligation on the part of the market administrator to pay a handler any money which such handler claims to be due him under the terms of this part shall terminate two years after the end of the calendar month during which the milk involved in the claim was received if an underpayment is claimed, or two years after the end of the calendar month during which the payment (including deduction or setoff by the market administrator) was made by the handler if a refund on such payment is claimed, unless such handler, within the applicable period of time, files pursuant to section 8c(15)(A) of the Act, a petition claiming the money.

DETERMINATION OF BASE

§ 1076.90 Daily base.

The daily base of each producer shall be determined by the market administrator and shall be the amount obtained by dividing the total pounds of producer milk received from such producer at all pool plants during the months of August through November immediately preceding by the number of days on which such

milk is received from such producer: *Provided*, That for the purpose of calculating the daily base of a producer pursuant to this section, the number of days included in his producer milk deliveries shall be the number of days of production of producer milk and the deliveries of any dairy farmer during the preceding August through November to a nonpool plant that is a pool plant in any of the months of January through June shall be considered producer milk received at a pool plant: *Provided further*, That if no milk is received from a producer at a pool plant during the months of August through November or if milk is received on less than 90 days during such months, the daily base of such producer shall be calculated for each of the months of January through June by dividing the pounds of producer milk received from such producer during the month by the number of days in such month and multiplying the quotient by 60 percent for the months of January and February, by 50 percent for the months of March and April and by 40 percent for May and June: *And provided further*, That any producer for whom a daily base has been established pursuant to this section based on deliveries of 90 or more days during the preceding months of August through November, may in lieu thereof, by notifying the market administrator prior to January 31, be accorded a daily base calculated pursuant to the immediately preceding proviso of this section.

§ 1076.91 Base rules.

The following rules shall apply in connection with the establishment of bases:

(a) A base shall apply to deliveries of milk by the producer for whose account that milk was delivered during the months of August through November.

(b) An entire base shall be transferred from a person holding such base to any other person effective as of the first day of any month following receipt by the market administrator of an application for such transfer. Such application shall be on a form approved by the market administrator and shall be signed by the baseholder and by the person to whom such base is to be transferred: *Provided*, That if a base is held jointly, the entire base shall be transferable only upon receipt of such application signed by all joint holders.

§ 1076.92 Announcement of established bases.

On or before January 15 of each year the market administrator shall notify each producer and the handler receiving milk from such producer of the daily base established by such producer.

EFFECTIVE TIME, SUSPENSION OR TERMINATION

§ 1076.100 Effective time.

The provisions of this part, or any amendments to this part, shall become effective at such time as the Secretary may declare and shall continue in force until suspended or terminated.

§ 1076.101 Suspension or termination.

The Secretary shall suspend or terminate any or all of the provisions of this

part, whenever he finds that it obstructs or does not tend to effectuate the declared policy of the Act. This part shall, in any event, terminate whenever the provisions of the Act authorizing it cease to be in effect.

§ 1076.102 Continuing power and duty of the market administrator.

(a) If, upon the suspension or termination of any or all of the provisions of this part, there are any obligations arising hereunder, the final accrual or ascertainment of which requires further acts by any handler, by the market administrator or by any other person, the power and duty to perform such further acts shall continue notwithstanding such suspension or termination: *Provided*, That any such acts required to be performed by the market administrator shall, if the Secretary so directs, be performed by such other person, persons, or agency as the Secretary may designate.

(b) The market administrator or such other person as the Secretary may designate shall (1) continue in such capacity until discharged by the Secretary; (2) from time to time account for all receipts and disbursements and deliver all funds or property on hand together with the books and records of the market administrator, or such persons, to such person as the Secretary shall direct; and (3) if so directed by the Secretary execute such assignment or other instruments necessary or appropriate to vest in such person, full title to all funds, property, and claims vested in the market administrator or such person pursuant thereto.

§ 1076.103 Liquidation after suspension or termination.

Upon the suspension or termination of any or all provisions of this part the market administrator, or such person as the Secretary may designate shall, if so directed by the Secretary, liquidate the business of the market administrator's office and dispose of all funds and property then in his possession or under his control together with claims for any funds which are unpaid or owing at the time of such suspension or termination. Any funds collected pursuant to the provisions of this part, over and above the amounts necessary to meet outstanding obligations and the expenses necessarily incurred by the market administrator or such person in liquidating such funds, shall be distributed to the contributing handlers and producers in an equitable manner.

MISCELLANEOUS PROVISIONS

§ 1076.110 Separability of provisions.

If any provision of this part, or its application to any person or circumstances, is held invalid, the application of such provision, and of the remaining provisions of this part, to other persons or circumstances shall not be affected thereby.

§ 1076.111 Agents.

The Secretary may, by designation in writing name any officer or employee of the United States to act as his agent or representative in connection with any of the provisions of this part.

Proposed by Lakeside Dairy Company:

Proposal No. 2. Include Yankton County, South Dakota, in the proposed expansion of the marketing area.

Proposed by Terrace Park Dairy, Inc.:

Proposal No. 3. Expand the marketing area to include Lyon, Lincoln, and Murray Counties, Minnesota; and Yankton, BonHomme, Union, Clay, Roberts, and Marshall Counties, South Dakota.

Proposal No. 4. Maintain the present Class II pricing provisions.

Proposal No. 5. Establish a separate classification for fluid milk products containing more than 12 percent butterfat priced midway between the Class I price and the Class II price.

Proposed by Fenn's Dairy, Inc., Foremost Dairies, Inc., Lakeside Dairy Company, Inc., Terrace Park Dairy, Inc., Oviatt Dairy, Inc., and Rogers' Dairy, Inc.:

Proposal No. 6. The Class I price under the proposed order shall be the same as the price paid under the Minneapolis-St. Paul order plus 20 cents per hundredweight.

Proposed by Rogers' Dairy and Devries Dairy:

Proposal No. 7. Establish a separate classification for fluid milk products containing 10 percent butterfat or more and price such class midway between the Class I price and the Class II price.

Proposed by the Milk Marketing Orders Division, Agricultural Marketing Service:

Proposal No. 8. Make such changes as may be necessary to make the entire marketing agreements and the orders conform with any amendments thereto that may result from this hearing.

Copies of this notice of hearing and the order may be procured from the Market Administrator, Wayne McPherson, 120 Building, 120 North 69th Street, Omaha, Nebraska, 68132, or from the Hearing Clerk, Room 112-A, Administration Building, United States Department of Agriculture, Washington, D.C., 20250, or may be there inspected.

Signed at Washington, D.C., on July 15, 1964.

CLARENCE H. GIRARD,
Deputy Administrator,
Agricultural Marketing Service.

[F.R. Doc. 64-7144; Filed, July 17, 1964;
8:46 a.m.]

FEDERAL AVIATION AGENCY

[14 CFR Part 71 [New]]

[Airspace Docket No. 63-WE-9]

CONTROLLED AIRSPACE

Proposed Alteration of Control Zones, Revocation of Control Area Extension, Designation of Transition Area and Alteration of Control Area

In consonance with ICAO International Standards and Recommended Practices, notice is hereby given that the Federal Aviation Agency (FAA) is considering amendments to Part 71 [New] of the Federal Aviation Regulations. These proposals relate to navigable air-

space both within and outside the United States.

Applicability of International Standards and Recommended Practices, by the Air Traffic Service, FAA, in areas outside domestic airspace of the United States is governed by Article 12 and Annex 11 to the Convention on International Civil Aviation (ICAO), which pertains to the establishment of air navigation facilities and services necessary to promoting safe, orderly and expeditious flow of civil air traffic. Its purpose is to insure that civil flying on international air routes is carried out under uniform conditions designed to improve the safety and efficiency of air operations.

The International Standards and Recommended Practices in Annex 11 apply in those parts of the airspace under the jurisdiction of a contracting state, derived from ICAO, wherein air traffic services are provided and also whenever a contracting state accepts the responsibility of providing air traffic services over high seas or in airspace of undetermined sovereignty. A contracting state accepting such responsibility may apply the International Standards and Recommended Practices to civil aircraft in a manner consistent with that adopted for airspace under its domestic jurisdiction.

In accordance with Article 3 of the Convention on International Civil Aviation, Chicago, 1944, state aircraft are exempt from the provisions of Annex 11 and its Standards and Recommended Practices. As a contracting state the United States agreed by Article 3(d) that its state aircraft will be operating in international airspace with due regard for the safety of civil aircraft.

Since this action involves in part the designation of navigable airspace outside the United States, the Administrator has consulted with the Secretary of State and the Secretary of Defense in accordance with the provisions of Executive Order 10854.

The following controlled airspace is designated in the Los Angeles, Calif., terminal area:

1. The Los Angeles, Calif. (Los Angeles International Airport), control zone is designated: Within a 5-mile radius of the Los Angeles International Airport (latitude 33°56'25" N., longitude 118°24'10" W.); within a 3-mile radius of the Hawthorne Municipal Airport, Los Angeles, Calif. (latitude 33°55'20" N., longitude 118°20'05" W.); within 2 miles on each side of the Los Angeles ILS localizer east course extending from the Los Angeles 5-mile radius zone to the OM; within 2 miles on each side of the Los Angeles VOR 096° True radial extending from the Hawthorne 3-mile radius zone to 4 miles east of the lift-off end of Hawthorne Municipal Airport Runway 7, excluding the portion north of a line drawn between the points of intersection of the Los Angeles 5-mile radius zone and the Santa Monica, Calif., 3-mile radius control zone, and excluding the portion within the Hawthorne Municipal Airport control zone.

2. The Long Beach, Calif., control zone is designated within a 5-mile radius of Long Beach Airport; within a 5-mile radius of NAS Los Alamitos, Calif., excluding the portion within a 1-mile radius of Sunset Beach, Calif., Airport.

3. The El Toro, Calif., control zone is designated within a 5-mile radius of MCAS El Toro, within 2 miles west and 3 miles east of the El Toro VOR 175° True radial, ex-

tending from the 5-mile radius zone to 12 miles south of the VOR, and within 2 miles each side of the El Toro VOR 225° True radial, extending from the 5-mile radius zone to 8 miles southwest of the VOR, excluding the portion within the Orange County, Calif., and Santa Ana, Calif., control zones.

4. The Torrance, Calif., control zone is designated within a 3-mile radius of Torrance Municipal Airport, from 0600 to 2200 hours, local time, daily.

5. The Los Angeles, Calif. (Hawthorne Municipal Airport), control zone is designated within a 3-mile radius of the Hawthorne Municipal Airport, and within 2 miles on each side of the Los Angeles VOR 096° True radial extending from the 3-mile radius zone to 4 miles east of the lift-off end of Runway 7, excluding the portion north of latitude 33°55'30" N. and west of longitude 118°21'40" W., effective from 0700 to 2300 hours, local time, daily.

6. The Santa Ana, Calif. (Orange County Airport), control zone is designated within a 5-mile radius of Orange County Airport, excluding the portion southeast of a line from latitude 33°41'15" N., longitude 117°48'10" W. to latitude 33°36'10" N., longitude 117°50'20" W., and the portion north of a line extending from latitude 33°41'15" N., longitude 117°48'10" N., to latitude 33°42'30" N., longitude 117°56'40" W., effective from 0600 to 2200 hours, local time, daily.

7. The Fullerton, Calif., control zone is designated within a 3-mile radius of Fullerton Municipal Airport, excluding the portion within the Long Beach, Calif., control zone, effective from 0600 to 2200 hours, local time, daily.

8. The Santa Ana, Calif. (MCAF Santa Ana), control zone is designated within a 3-mile radius of MCAF Santa Ana, and within a 5-mile radius of Orange County Airport, Santa Ana, Calif., excluding the portion southeast of a line from latitude 33°43'55" N., longitude 117°47'00" W. to latitude 33°41'15" N., longitude 117°48'10" W., the portion south of a line from latitude 33°41'15" N., longitude 117°48'10" W., to latitude 33°42'30" N., longitude 117°56'40" W., and the portion within a 1-mile radius of Mile Square MCOLF, Calif., effective from 0600 to 2200 hours, local time, daily.

9. The Santa Monica, Calif., control zone is designated within a 3-mile radius of the Santa Monica Municipal Airport, excluding the portion subtended by a chord drawn between the points of intersection of the Santa Monica 3-mile radius zone with the Los Angeles, Calif., 5-mile radius zone, effective from 0700 to 2300 hours, local time, daily.

10. The Los Angeles, Calif., control area extension is designated as that airspace bounded by lines beginning at latitude 34°01'00" N., longitude 119°04'45" W., thence southeast and east along the west and south boundaries of Victor 25 to the U.S. coastline, thence along the U.S. coastline, to latitude 33°10'00" N., thence to latitude 33°10'00" N., longitude 117°45'00" W., thence to latitude 33°12'30" N., longitude 117°47'00" W., thence to latitude 33°18'00" N., longitude 118°28'00" W., thence to latitude 33°24'35" N., longitude 118°37'00" W., thence to latitude 33°28'30" N., longitude 118°37'00" W., thence to latitude 33°28'30" N., longitude 118°40'00" W., thence to latitude 33°27'20" N., longitude 118°41'25" W., thence to latitude 33°28'30" N., longitude 118°43'30" W., thence to latitude 33°28'30" N., longitude 119°07'00" W., thence to latitude 33°52'03" N., longitude 119°06'59" W., thence to the point of beginning.

11. That portion of the Riverside, Calif., control area extension bounded on the south by latitude 33°30'00" N., on the west by Victor 23, on the north by Victor 16, and on the east by longitude 117°30'00" W.

12. Control 1316 is designated as that airspace within 5 miles either side of the Los

Angeles, Calif., VOR 251° True radial extending from the VOR to the Oakland Oceanic Control Area boundary and between lines diverging at an angle of 5° from the 251° True radial extending from the Los Angeles VOR to the Oakland Oceanic Control Area boundary; excluding the airspace below 2,000 feet MSL between the United States and the east boundary of W-289 and excluding the airspace below 5,000 feet MSL within W-289.

The FAA, having completed a comprehensive review of the terminal airspace requirements in the Los Angeles area, including studies attendant to the implementation of the provisions of CAR Amendments 60-21/60-29, has under consideration the following airspace actions:

1. Alter the Los Angeles (Los Angeles International Airport) control zone by redesignating it as that airspace within a 5-mile radius of the Los Angeles International Airport (latitude 33°56'25" N., longitude 118°24'10" W.); within a 3-mile radius of the Hawthorne Municipal Airport, Los Angeles, Calif. (latitude 33°55'20" N., longitude 118°20'05" W.); within 2 miles on each side of the Los Angeles ILS localizer east course, extending from the Los Angeles 5-mile radius zone to the OM; within 2 miles on each side of the Los Angeles VOR 096° True radial, extending from the Hawthorne 3-mile radius zone to 4 miles east of the lift-off end of Hawthorne Municipal Airport Runway 7, excluding the portion north of a line extending from latitude 34°00'43" N., longitude 118°23'30" W., to latitude 33°58'03" N., longitude 118°28'58" W., and excluding the portion within the Hawthorne Municipal Airport control zone.

2. Alter the Long Beach, Calif., control zone by redesignating it as that airspace within a 5-mile radius of Long Beach Municipal Airport (latitude 33°49'07" N., longitude 118°09'04" W.); within a 5-mile radius of NAS Los Alamitos, Calif. (latitude 33°47'30" N., longitude 118°02'50" W.); within 2 miles each side of the Long Beach ILS localizer northwest course, extending from the Long Beach 5-mile radius zone to 5 miles northwest of the localizer, excluding the portion within a 1-mile radius of Sunset Beach, Calif., Airport (latitude 33°43'08" N., longitude 118°02'13" W.).

3. Alter the Torrance, Calif., control zone by redesignating it as that airspace within a 3-mile radius of Torrance Municipal Airport (latitude 33°48'10" N., longitude 118°20'20" W.), and within 2 miles each side of Los Angeles, Calif., VOR 153° True radial, extending from the 3-mile radius zone to 7 miles southeast of the VOR. This control zone is effective from 0600 to 2200 hours, local time, daily.

4. Alter the Santa Monica, Calif., control zone by redesignating it as that airspace within a 3-mile radius of Santa Monica Municipal Airport (latitude 34°00'57" N., longitude 118°27'00" W.); within 2 miles each side of the 231° True radial of a VOR to be commissioned approximately October 12, 1963, at the Santa Monica Airport, extending from the 3-mile radius zone to 3 miles southwest of the VOR; within 2 miles each side of the Santa Monica VOR 056° True radial, extending from the 3-mile radius

zone to 5 miles northeast of the VOR, excluding the portion south of a line extending from latitude 34°00'43" N., longitude 118°23'30" W., to latitude 33°58'03" N., longitude 118°28'58" W. This control zone would be effective from 0700 to 2300 hours, local time, daily.

5. Revoke the Los Angeles control area extension and designate the Los Angeles transition area as that airspace extending upward from 700 feet above the surface bounded by a line beginning at:

Latitude 34°05'00" N., longitude 118°33'00" W., to latitude 34°05'00" N., longitude 118°50'00" W., to latitude 34°00'00" N., longitude 118°15'00" W., to latitude 34°00'00" N., longitude 118°07'00" W., to latitude 33°58'00" N., longitude 118°07'00" W., to latitude 33°56'00" N., longitude 117°53'00" W., to latitude 33°46'00" N., longitude 117°45'00" W., to latitude 33°39'00" N., longitude 117°30'00" W., to latitude 33°30'00" N., longitude 117°30'00" W., to latitude 33°30'00" N., longitude 117°45'00" W., to latitude 33°45'00" N., longitude 118°15'00" W., to latitude 33°45'00" N., longitude 118°22'00" W., to latitude 33°55'00" N., longitude 118°33'00" W., thence direct to point of beginning, and that airspace extending upward from 1,200 feet above the surface bounded by a line beginning at latitude 34°00'00" N., longitude 119°05'00" W., to latitude 34°00'00" N., longitude 118°33'00" W., to latitude 33°53'00" N., longitude 118°33'00" W., to latitude 33°45'00" N., longitude 118°22'00" W., to latitude 33°45'00" N., longitude 118°15'00" W., to latitude 33°30'00" N., longitude 117°45'00" W., to latitude 33°30'00" N., longitude 118°34'00" W., to latitude 33°28'30" N., longitude 118°34'00" W., to latitude 33°28'30" N., longitude 119°07'00" W., to latitude 33°52'03" N., longitude 119°06'59" W., thence to point of beginning.

6. Alter Control 1316 by redesignating it as that airspace within 5 miles either side of the Los Angeles, Calif., VOR 251° True radial extending from the VOR to the Oakland Oceanic Control Area boundary and between lines diverging at an angle of 5° from the 251° True radial extending from the Los Angeles VOR to the Oakland Oceanic Control Area boundary, excluding the airspace below 5,000 feet MSL within W-289.

The revocation of the Riverside control area extension which currently coincides, in part, with the transition area proposed for designation herein will be processed at a later date under the CAR Amendments 60-21/60-29 implementation program proposed for the Riverside terminal area.

The floor of the portions of Control 1316 and the Riverside control area extension and the floors of the airways which traverse the transition area proposed herein would automatically coincide with the floors proposed for the transition area.

The actions proposed herein would, in part, designate control zone extensions southwest and northeast of Santa Monica, northwest of Torrance and northwest of Long Beach, to provide protection for aircraft executing prescribed instrument approach, departure, and radar procedures at the Santa Monica, Torrance and Long Beach Airports. The northwest boundary of the Los Angeles International Airport control zone would be adjusted to more correctly depict the boundary separating the Los Angeles and Santa Monica control zones. No change

in the configuration of the Los Angeles (Hawthorne Municipal Airport), MCAS El Toro, Santa Ana (Orange County), Santa Ana (MCAF Santa Ana), and Fullerton Municipal Airport control zones would be required. The designation of the portion of the Los Angeles transition area proposed with a floor of 700 feet above the surface would provide protection for aircraft executing prescribed instrument approach, departure and radar vectoring procedures while operating below the proposed 1,200-foot floor portion of the transition area. These procedures also include extensive helicopter operations at low altitudes between the various airports in the Los Angeles terminal area.

In addition, the portion of the Los Angeles transition area with a floor of 1,200 feet and the revocation of the Los Angeles control area extension would raise the floor of controlled airspace beyond the limits of the proposed irregularly configured 700-foot portion of the transition area from 700 to 1,200 feet. The portions of controlled airspace released by these actions are no longer required for air traffic control purposes. That airspace west of Los Angeles, which is presently designated as part of the Los Angeles control area extension, would provide protection for aircraft when required to execute prescribed instrument holding pattern procedures at the Santa Catalina VOR, the Dolphin Intersection (intersection of the Ventura, Calif., VOR 148° and the Long Beach VORTAC 266° True radials), and the Eel Intersection (intersection of the Los Angeles VORTAC 257° and the Ventura VOR 155° True radials), the Bonita Intersection (intersection of the Long Beach VORTAC 244° and the Santa Catalina VOR 355° True radials), the Carp Intersection (intersection of the Los Angeles VORTAC 250° and the Long Beach VORTAC 207° True radials), and the San Pedro Intersection (intersection of the 230° True bearing from the Long Beach LOM and the 173° True bearing from the Los Angeles RBN) while in transition to and from the Los Angeles, Long Beach, MCAS El Toro, and Burbank terminal areas. The controlled airspace released by the actions proposed herein would become available for other aeronautical purposes. The portions of controlled airspace retained would provide protection for aircraft executing prescribed holding approach, missed approach, radar and departure procedures within the Los Angeles terminal area.

Certain minor revisions to prescribed instrument procedures would accompany the actions proposed herein, but operational complexities would not be increased nor would aircraft performance characteristics or established landing minimums be adversely affected.

Specific details of the changes to procedures and minimum instrument flight rules altitudes that would be required may be examined by contacting the Chief, Air Traffic Branch, Federal Aviation Agency, Western Region Area Office, P.O. Box 45018, Los Angeles, Calif., 90045.

Interested persons may submit such written data, views or arguments as they may desire. Communications should be

submitted in triplicate to the Director, Western Region, Attn: Chief, Air Traffic Branch, Federal Aviation Agency, Western Region Area Office, P.O. Box 45018, Los Angeles, Calif., 90045. All communications received within forty-five days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Agency officials may be made by contacting the Chief, Air Traffic Branch, Western Region Area Office, or the Chief, Airspace Regulations and Procedures Division, Federal Aviation Agency, Washington, D.C., 20553. Any data, views or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

The official Docket will be available for examination by interested persons at the Federal Aviation Agency, Office of the General Counsel: Attention Rules Docket, 800 Independence Avenue SW., Washington, D.C. An informal docket will also be available for examination at the office of the Branch Chief, Western Region Area Office.

This amendment is proposed under section 307(a) and 1110, 72 Stat. 749 and 800; 49 U.S.C. 1348 and 1510, and Executive Order 10854, 24 F.R. 9565.

Issued in Washington, D.C., on July 9, 1964.

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

[F.R. Doc. 64-7141; Filed, July 17, 1964;
8:45 a.m.]

FEDERAL POWER COMMISSION

[18 CFR Parts 101, 104, 105, 141,
201, 204, 205, 260]

[Docket No. R-264]

UNIFORM SYSTEMS OF ACCOUNTS FOR PUBLIC UTILITIES, LICENSEES AND NATURAL GAS PIPELINE COMPANIES AND ANNUAL REPORT FORMS

Notice of Proposed Rule Making

JULY 7, 1964.

1. Notice is given, pursuant to section 4 of the Administrative Procedure Act, that the Commission proposes to amend the Uniform System of Accounts and its Annual Report forms for electric and natural gas pipeline companies for the purpose of implementing the regulatory policies determined and established in Alabama-Tennessee Natural Gas Company, Docket Nos. G-5471, et al.; Opinion Nos. 417 and 417-A, issued February 3, and April 15, 1964, respectively.

The proposed changes would eliminate the privilege presently enjoyed by such regulated companies to normalize for accounting purposes the tax benefits re-

sulting from the use of liberalized depreciation, under section 167 of the Internal Revenue Code, and substitute therefor a requirement for actual tax expense accounting. This proposal also requires that accumulated deferred tax balances be maintained intact and retained by the regulated company in order to offset possible future increases in actual tax liabilities stemming from the use of liberalized depreciation in earlier years. However, the accounts previously established for the normalization of such tax benefits are continued in the proposed accounting system so that companies whose gross plant investment is neither growing nor stable may continue the use of such accounts upon obtaining specific Commission authorization therefor. No modifications to the present accounting provisions are proposed with respect to tax deferrals related to the use of accelerated amortization under section 163 of the Internal Revenue Code.

2. The Commission also proposes to conform its Annual Report Forms, FPC Nos. 1, 1-F, 2, and 2-A, to show the above-described changes in the accounting system. Form Nos. 1 and 2 are the Commission's annual financial and statistical report forms for Class A and B electric and natural gas companies. Forms 1-F and 2-A are the corresponding Annual Report Forms for Class C and D electric and natural gas companies. The additional data to be incorporated in these reports will all be taken directly from the revised accounts.

3. Any interested person may submit to the Federal Power Commission, Washington, D.C., 20426, on or before August 26, 1964, data, views and comments in writing concerning the amendments proposed herein. The Commission will consider these written submittals before taking any action upon this proposal. An original and ten copies of any such submittals should be filed.

4. Opinion No. 417 specifically recognized that our decision—although in terms applicable only to Alabama-Tennessee—would properly and necessarily serve as a precedent in other rate cases involving the fixing of an appropriate income tax allowance for companies using liberalized depreciation. We found that the situation of the gas pipeline industry warranted the prescription of a general policy of rate flow-through. The Commission believes that the growth prospects of the electric utility industry present an equally favorable picture and require the application of the same general policy. During the period from 1953 to 1962, electric utilities increased their gross plant by an annual average of 8.8 percent.² The growth of electric utilities generally for the indefinite future is assured and universally recognized. Under the circumstances, flow-through is an appropriate accounting treatment for both gas pipelines and electric utilities.

¹ Tax normalization accounting and reporting procedures were prescribed by Commission Order Nos. 203 and 204 (19 F.P.C. 826, 837), both issued on May 29, 1958.

² Statistics of Electrical Utilities in the United States, 1962.

5. In Opinion Nos. 417 and 417-A, the Commission determined that accumulated deferred tax balances should, in the absence of a Commission approved plan to return such balances to the ratepayers, be retained in a special account as consumer-contributed capital to meet the contingency that future actual taxes would be increased through a decline in overall tax depreciation deductions, associated with prior use of liberalized depreciation, below the level of the normal tax deductions under straight-line depreciation. This determination was rooted in our desire to insure that future ratepayers would not be called upon to pay again the cost of higher taxes resulting from rapid depreciation taken in earlier years because such contingent costs were paid in advance by past ratepayers. The Commission could not and should not recognize any such increase in tax payments as a legitimate and proper expense for rate purposes while, and to the extent that, there is an unexpended balance in this special account. We further concluded that pending the application of these deferred tax balances to this specific use, no return would be allowed upon such balances and implemented this policy by providing for an automatic deduction of the balance standing to the credit of the company in that special account from its recognized rate base. In this manner, the balance which was created for the purpose of accumulating sums to pay for any increased taxes due in subsequent years will continue to serve its intended role.

6. This objective rules out any accounting method which would automatically liquidate these accumulations irrespective of higher actual tax obligations, as would be the case if we were to retain the existing method of deferral accounting. Accordingly, under the proposed rule, the accumulated tax balances would be withdrawn and used to pay such increased taxes, but only when and to the extent that there is an actual increase in total taxes payable to the Federal Treasury because gross tax depreciation deductions are below the straight-line level. No withdrawal of accumulated balances may be made when the decline in overall tax depreciation deductions because of the use of liberalized depreciation in earlier years occurs during a year when the company has a zero tax arising from an operating loss. Moreover, such withdrawals must be limited in amount to the maximum tax actually incurred in a given year.

This disposition of accumulated deferred taxes is equally appropriate and necessary for both companies continuing and companies discontinuing liberalized tax depreciation. In the former case, the possibility of a future increase in taxes resulting from rapid depreciation taken in earlier years is remote. In the latter case, that possibility ripens into a certainty. In both cases, however, our basic objective of protecting the ratepayers against a duplicate charge for such higher taxes requires that when this contingency occurs the portion of current taxes attributable to the repayment of earlier tax savings under liberal-

ized depreciation be met by withdrawals from the deferred tax accounts and disallowed for rate purposes, until those balances are exhausted. Furthermore, the accounting disposition of these tax balances is independent of the rate issue of whether increased tax expenses caused by the differential between liberalized and straight-line tax depreciation on new properties placed in service after the changeover occurs should be charged to jurisdictional customers or absorbed by the company's shareholders. Consequently, the issuance of this notice does not prejudice or affect in any manner or to any extent the wholly separate and unrelated question of whether a company whose use of liberalized depreciation results in a permanent tax reduction shall be allowed, in rates, the higher taxes on new properties resulting from the exercise of its tax option to return to straight-line depreciation.

The proposed rule permissively authorizes the amortization of present deferred tax balances over a period of years, upon the prior submission and approval of a detailed plan for returning such balances to the company's customers by way of refunds or rate reductions. Applications for such approval may be made at any time.

7. The proposed rule requires the transfer of all presently accumulated "deferred tax" balances shown on the books of natural gas companies and electric utilities, not returned to customers pursuant to an approved plan, to a new account. While deferred tax balances were properly classifiable in an account which is neither a liability nor a proprietorship item, we believe a new special account for possible future increases in taxes should be created. We propose that this new account should either be classified as a deferred credit or as appropriated surplus. Each of these classifications will subject these accumulations to restrictions and will satisfactorily serve the purpose of identifying the dollar balances to be deducted from the recognized rate base in Commission proceedings. The Commission desires comments concerning the relative advantages of each method with respect to such factors as the recognized per share book equity of common shareholders and the economic and legal ability of the companies to borrow money against property additions constructed with balances in this special account. The Commission also solicits comments concerning any other possible accounting treatments of such balances which will be equally consistent with the objectives of Opinion No. 417 and 417-A.

8. The deferred credit method treats these accumulated balances as revenues contributed by customers to be held to offset anticipated future taxes. This method also treats the portion of the accumulated balances withdrawn each year in order to meet higher tax payments as an increment to operating income. Accordingly, it automatically neutralizes higher actual tax expenses stemming from an overall decline in tax depreciation deductions due to the prior use of liberalized depreciation.

New Account 254, Accumulated Income Taxes—Restricted, would be established for the purpose of receiving all balances of accumulated deferred income taxes now in Account 282. When withdrawals of these funds become necessary, Account 254 would be debited and Account 411, Income Taxes Deferred in Prior Years—Credit, would be credited.

9. The appropriated surplus accounting method would transfer all accumulated deferred income taxes in Account 282 to Account 215, Appropriated Earned Surplus, and established a new separate account therein entitled, "Contingency Reserve for Liberalized Depreciation." Withdrawals from the contingency reserve would be made in an amount equal to the actual increase in taxes incurred and the withdrawn funds would be transferred from appropriated to unappropriated surplus. The mechanics underlying this method call for the debiting of Account 215, Appropriated Earned Surplus, and the crediting of Account 216, Unappropriated Earned Surplus.

10. The accounting and reporting requirements herein described are proposed to be issued under the authority granted by the Federal Power Act, as amended, particularly sections 301, 304, and 309 thereof (49 Stat. 854, 855 and 858; 16 U.S.C. 825, 825c, and 825h) and by the Natural Gas Act, particularly sections 8, 10 and 16 thereof (52 Stat. 825, 826 and 830; 15 U.S.C. 717g, 717i, and 717o). This proceeding involves only the determination of law and policy of general applicability and future effect. The matters at issue constitute legislative rules which may be promulgated without evidentiary hearing under sections 2 and 4 of the Administrative Procedure Act (American Trucking Association v. United States, 344 U.S. 298, 318-320 (1953)). Nor is such hearing required by the accounting and reporting provisions of the Federal Power and Natural Gas Acts. (Cf. Federal Power Commission v. Texaco Inc., et al., — U.S. — (1964)).

11. In consideration of the foregoing, it is proposed to amend Subchapters C, D, F, and G of Chapter I, Title 18 of the Code of Federal Regulations by making the following changes in the Uniform System of Accounts:

(1) Accounts 282, 410, and 411 and such others as necessary would be revised to subject their use to the requirement that such normalized accounting procedures can only be used when specific permission therefor has been obtained from the Commission in advance. Such permission would be forthcoming upon a satisfactory demonstration that the property on which liberalized depreciation is to be continued is not affected by factors which would cause continuing increases or stabilization of the deferred tax balance.

(2) All balances attributable to the operation of gas and electric departments and of state-regulated utility departments standing to the credit of natural gas pipeline companies and electric utilities in Account 282 would be transferred, as of the effective date of this rule, to a new special account to be established in this proceeding.

(3) That special account would either be established as:

(i) New Account 254, Accumulated Income Taxes—Restricted, which shall be debited with the amount of authorized withdrawals and credit Account 411, Income Taxes Deferred in Prior Years—Credit. Account 411 would be technically revised and subdivided to reflect its use for withdrawals from both new Account 254 and existing Account 282, or

(ii) New separate subaccount, entitled "Contingency Reserve for Liberalized Depreciation" in Account 215, "Appropriated Earned Surplus." This subaccount would be debited with the amount of authorized withdrawals and Account 216, Unappropriated Earned Surplus, would be credited.

(4) Authorized withdrawals from the new special account to be established in this proceeding would be restricted to the following purposes:

(i) Withdrawals shall be made when taxes actually payable have increased because of a decline in overall tax depreciation deductions, when and to the extent that such decline is attributable to earlier use of liberalized depreciation.

(ii) Withdrawal of the balances in the special account would be permitted, pursuant to a detailed plan for returning all or a portion of such balances to customers by way of refunds or rate reductions, when the plan has been previously approved by the Commission.

(iii) Withdrawals shall also be made in such manner and for such other purposes as the Commission may specifically direct or prescribe in an order or regulation.

Such decline in overall tax depreciation deductions shall be measured against the level of the normal tax deductions, under straight-line depreciation, on each of the classes of properties respectively utilized in the several utility departments described in Note B to Account 282. Balances standing in the special account would not be transferable to unappropriated surplus, to any other account, or used for any purpose not authorized herein without specific prior Commission approval.

Current records shall be maintained of remaining plant account balances and average service lives of property for which liberalized depreciation has been claimed for tax purposes in prior years in order to permit calculation or reasonable estimate at any time of the difference, if any, between unmodified straight-line depreciation and tax allowable depreciation with respect to the aggregate balances of such properties.

12. In consideration of the foregoing, it is further proposed to revise the annual report forms FPC Nos. 1, 1-F, 2 and 2-A as may be necessary to bring them into conformity with such amendments to the Uniform System of Accounts as may be adopted.

By the direction of the Commission.²

JOSEPH H. GUTRIDE,
Secretary.

[F.R. Doc. 64-7194; Filed, July 17, 1964;
10:43 a.m.]

² Dissenting statement of Commissioner Woodward filed as part of the original document.

FEDERAL RESERVE SYSTEM

[12 CFR Part 207]

[Reg. G]

COLLECTION OF NONCASH ITEMS

Terms of Collection

The Board of Governors of the Federal Reserve System is considering certain amendments to paragraphs (a) and (b) of § 207.3, regarding the terms under which Federal Reserve Banks will collect noncash items.

The purposes of these amendments are (1) to provide that Federal Reserve Banks, as collecting banks, shall receive the same warranties from sending banks located in jurisdictions in which the Uniform Commercial Code is not in effect as Federal Reserve Banks located in jurisdictions in which the Code is in effect give to banks to which they forward noncash items, and (2) to make it clear that a Federal Reserve Bank which sends items to another Federal Reserve Bank makes the same warranties and agreements as are made by a member or nonmember bank which sends such items to a Federal Reserve Bank.

The proposed amendments would revise paragraphs (a) and (b) of § 207.3 to read as follows:

§ 207.3 Terms of collection.

(a) *Agreement of sending bank.* Each member and nonmember clearing bank and each Federal Reserve bank which sends noncash items to a Federal Reserve bank for collection shall by such action be deemed: (1) To authorize the Federal Reserve banks to handle such items subject to the terms and conditions of this part; (2) to warrant its own authority to give the Federal Reserve banks such authority; (3) to agree to indemnify any Federal Reserve bank for any loss or expense sustained (including but not limited to attorneys' fees and expenses of litigation) resulting from the failure of such sending bank to have such authority, or resulting from such Federal Reserve bank's guaranty of prior endorsements, resulting from any action taken by the Federal Reserve bank within the scope of its authority for the purpose of collecting such noncash items, or resulting from any and all warranties given by the Federal Reserve bank, in respect of such items, under the law of any State applicable to the Federal Reserve bank as a collecting bank; (4) to guarantee all prior endorsements on such items whether or not a specific guaranty is incorporated in an endorsement of the sending bank; and (5) to warrant to the Federal Reserve bank, in respect of such items, all such matters and things as the Federal Reserve bank shall warrant in respect thereof under the law of any State applicable to the Federal Reserve bank as a collecting bank; provided, that nothing herein contained shall, or shall be deemed to, constitute a limitation upon the effect of any warranty by such sending bank arising under the law of any State applicable to such sending bank as a collecting bank.

(b) *Federal Reserve bank as agent.* A Federal Reserve bank will act only as agent of the bank from which it receives such noncash items and will assume no liability except for its own negligence, its guaranty of prior endorsements and its warranties under the law of any State applicable to it as a collecting bank.

This notice is published pursuant to section 4 of the Administrative Procedure Act and § 262.1 of the rules of procedure of the Board of Governors of the Federal Reserve System (12 CFR Part 262). The proposed amendments are authorized under the authority cited at 12 CFR Part 207.

To aid in consideration of this matter, the Board will be glad to receive from interested persons any relevant data, views, or arguments. Although such material may be sent directly to the Board, it is preferable that it be sent to the Federal Reserve Bank of the appropriate district, which will forward it to the Board for consideration. All such material should be submitted in writing to be received not later than August 17, 1964.

Dated at Washington, D.C., this 14th day of July 1964.

BOARD OF GOVERNORS OF
THE FEDERAL RESERVE
SYSTEM,

[SEAL]

MERRITT SHERMAN,
Secretary.

[F.R. Doc. 64-7136; Filed, July 17, 1964;
8:45 a.m.]

[Reg. J]

CHECK CLEARING AND COLLECTION

Terms of Collection

The Board of Governors of the Federal Reserve System is considering certain amendments to § 210.5, regarding the terms under which checks and other cash items are collected by the Federal Reserve Banks.

The purposes of these amendments are (1) to provide that Federal Reserve Banks, as collecting banks, shall receive the same warranties from sending banks located in jurisdictions in which the Uniform Commercial Code is not in effect as Federal Reserve Banks located in jurisdictions in which the Code is in effect give to banks to which they forward checks, and (2) to make it clear that a Federal Reserve Bank which sends checks to another Federal Reserve Bank makes the same warranties and agreements as are made by a member or nonmember bank which sends checks to a Federal Reserve Bank.

The proposed amendments would designate the presently undesignated first paragraph of § 210.5 as paragraph (a), redesignate the present paragraphs (a) through (i) of that section as paragraphs (b) through (j), respectively, and revise the presently undesignated first paragraph and paragraph (a) of such section to read as follows:

§ 210.5 Terms of collection.

(a) The Board of Governors of the Federal Reserve System hereby authorizes the Federal Reserve banks to handle such checks subject to the following

terms and conditions; and each member and nonmember clearing bank and each Federal Reserve bank which sends checks to a Federal Reserve bank for deposit or collection shall by such action be deemed: (1) To authorize the Federal Reserve banks to handle such checks subject to the following terms and conditions; (2) to warrant its own authority to give the Federal Reserve banks such authority; (3) to agree to indemnify any Federal Reserve bank for any loss or expense sustained (including but not limited to attorneys' fees and expenses of litigation) resulting from the failure of such sending bank to have such authority, or resulting from such Federal Reserve bank's guaranty of prior endorsements, resulting from any action taken by the Federal Reserve bank within the scope of its authority for the purpose of collecting such checks, or resulting from any and all warranties by the Federal Reserve bank, in respect of such checks, under the law of any State applicable to the Federal Reserve bank as a collecting bank; (4) to guarantee all prior endorsements on such checks whether or not a specific guaranty is incorporated in an endorsement of the sending bank; and (5) to warrant to the Federal Reserve bank, in respect of such checks, all such matters and things as the Federal Reserve bank shall warrant in respect thereof under the law of any State applicable to the Federal Reserve bank as a collecting bank; provided, that nothing herein contained shall, or shall be deemed to, constitute a limitation upon the effect of any warranty by such sending bank arising under the law of any State applicable to such sending bank as a collecting bank.

(b) A Federal Reserve bank will act only as agent of the bank from which it receives such checks and will assume no liability except for its own negligence, its guaranty of prior endorsements and its warranties under the law of any State applicable to it as a collecting bank.

This notice is published pursuant to section 4 of the Administrative Procedure Act and § 262.1 of the rules of procedure of the Board of Governors of the Federal Reserve System (12 CFR Part 262). The proposed amendments are authorized under the authority cited at 12 CFR Part 210.

To aid in consideration of this matter, the Board will be glad to receive from interested persons any relevant data, views, or arguments. Although such material may be sent directly to the Board, it is preferable that it be sent to the Federal Reserve Bank of the appropriate district, which will forward it to the Board for consideration. All such material should be submitted in writing to be received not later than August 17, 1964.

Dated at Washington, D.C., this 14th day of July 1964.

BOARD OF GOVERNORS OF
THE FEDERAL RESERVE
SYSTEM,

[SEAL]

MERRITT SHERMAN,
Secretary.

[F.R. Doc. 64-7137; Filed, July 17, 1964;
8:45 a.m.]

SMALL BUSINESS ADMINISTRATION

[13 CFR Part 121]

[Revision 4]

SMALL BUSINESS SIZE STANDARDS

Proposed Establishment of Definition of Small Business Aircraft Distributors and Dealers

Notice is hereby given that the Administrator of the Small Business Administration proposes, for the purpose of receiving Small Business Administration loans, to further amend the Small Business Size Standards Regulation (Revision 4) by establishing a definition of small business aircraft distributors and dealers.

It has come to SBA's attention that the \$1 million annual sales or receipts definition presently applicable to concerns

primarily engaged in the retail sale of aircraft is too low, thereby precluding small businesses from participating in SBA's financial assistance programs. Therefore, it is proposed to establish a separate size standard for the above-cited industry as a small business if its average annual sales or receipts for its preceding three fiscal years do not exceed \$3 million.

Interested persons may file with the Small Business Administration within thirty (30) days after publication in the FEDERAL REGISTER, written statements of fact, opinions, or arguments concerning the proposed change.

All correspondence shall be addressed to:

Size Standards Division,
Office of Economic Adviser,
Small Business Administration,
Washington, D.C., 20416.

It is proposed to establish the definition of small business concern primarily engaged in the retail sale of aircraft for

the purpose of receiving SBA business loans as follows:

The Small Business Size Standards Regulation (Revision 4) (29 F.R. 86), as amended (29 F.R. 2988, 3222, 6945, 7312) is hereby further amended by:

1. Adding new subparagraph (5) to § 121.3-10(c), as follows:

§ 121.3-10 Definition of small business for SBA business loans.

* * * * *
(c) Retail. Any retailing concern is classified:

* * * * *
(5) As small if it is primarily engaged in making retail sales of aircraft and its annual sales do not exceed \$3 million.

* * * * *

Dated: July 9, 1964.

EUGENE P. FOLEY,
Administrator.

[F.R. Doc. 64-7138; Filed, July 17, 1964; 8:45 a.m.]

Notices

DEPARTMENT OF THE TREASURY

United States Coast Guard

[CGFR 64-39]

EQUIPMENT, INSTALLATIONS, OR MATERIALS

Approval and Termination of Approval Notice

1. Various items of lifesaving, fire-fighting, and miscellaneous equipment, installations, and materials used on merchant vessels subject to Coast Guard inspection or on certain motorboats and other pleasure craft are required by law and various regulations in 46 CFR Ch. I to be of types approved by the Commandant, United States Coast Guard. The procedures governing the granting of approvals, and the cancellation, termination or withdrawal of approvals are set forth in 46 CFR 2.75-1 to 2.75-50, inclusive. For certain types of equipment, installations, and materials, specifications have been prescribed by the Commandant and are published in 46 CFR Parts 160 to 164, inclusive (Subchapter Q—Specifications), and detailed procedures for obtaining approvals are also described therein.

2. The Commandant's approval of a specific item is intended to provide a control over its quality. Therefore, such approval applies only to the item constructed or installed in accordance with the applicable requirements and the details described in the specific approval. If a specific item when manufactured does not comply with the details in the approval, then such item is not considered to have the Commandant's approval, and the certificate of approval issued to the manufacturer does not apply to such modified item. For example, if an item is manufactured with changes in design or material not previously approved, the approval does not apply to such modified item.

3. After a manufacturer has submitted satisfactory evidence that a particular item complies with the applicable laws and regulations, a Certificate of Approval (Form CGHQ-10030) will be issued to the manufacturer certifying that the item specified complies with the applicable laws and regulations and approval is given, which will be in effect for a period of 5 years from the date given unless sooner canceled or suspended by proper authority.

4. The purpose of this document is to notify all concerned that certain approvals were granted or terminated, as described in this document, during the period from April 4, 1964 to May 12, 1964 (List Nos. 11-64 and 12-64). These actions were taken in accordance with procedures set forth in 46 CFR 2.75-1 to 2.75-50, inclusive.

5. The delegations of authority for the Coast Guard's actions with respect to approvals may be found in section 632, of Title 14, U.S. Code, and in Treasury Department Orders 120 dated July 31, 1950 (15 F.R. 6521), 167-14 dated November 26, 1954 (19 F.R. 8026), 167-15 dated January 3, 1955 (20 F.R. 840), 167-20 dated June 18, 1956 (21 F.R. 4894), CGFR 56-28 dated July 24, 1956 (21 F.R. 5659), or 167-38 dated October 26, 1959 (24 F.R. 8857), and the statutory authority may be found in R.S. 4405, as amended, 4462, as amended, 4488, as amended, 4491, as amended, secs. 1, 2, 49 Stat. 1544, as amended, sec. 17, 54 Stat. 166, as amended, sec. 3, 54 Stat. 346, as amended, sec. 3, 70 Stat. 152 (46 U.S.C. 375, 416, 481, 489, 367, 526p, 1333, 390b), sec. 4(e), 67 Stat. 462 (43 U.S.C. 1333(e)), or sec. 3(c), 68 Stat. 675 (50 U.S.C. 198), and implementing regulations in 46 CFR Ch. I or 33 CFR Ch. I.

6. In Part I of this document are listed the approvals granted which shall be in effect for a period of 5 years from the dates granted, unless sooner canceled or suspended by proper authority.

7. In Part II of this document are listed the approvals which have been terminated. Notwithstanding this termination of approvals of the items of equipment as listed in Part II such equipment may be used so long as such equipment is in good and serviceable condition.

PART I—APPROVALS OF EQUIPMENT, INSTALLATIONS, OR MATERIALS

FLAME ARRESTERS, BACKFIRE (FOR CARBURETORS)

Approval No. 162.015/82/1, Model No. B175-22 backfire flame arrester for carburetors, dwg. No. B175-22 flame arrester assembly dated 5-1-62, Model B175-22 may be fitted with optional bolted-on crankcase vent tube receptacle as shown on dwgs. B175-28 and C190-34, manufactured by The Bendix Corporation, Zenith Carburetor Division, 696 Hart Avenue, Detroit 14, Michigan, effective May 4, 1964. (It supersedes Approval No. 162.015/82/0 dated April 1, 1963, to show minor change.)

Approval No. 162.015/89/1, Bendix Model No. B-175-24 backfire flame arrester for carburetors, for carburetor throat opening 2.628"; flame arrester must be clamped to carburetor throat; Model B-175-24 may be fitted with optional bolted-on crankcase vent tube receptacle as shown on dwgs. B175-29 and C190-34, manufactured by The Bendix Corporation, Zenith Carburetor Division, 696 Hart Avenue, Detroit 14, Michigan, effective May 4, 1964. (Similar to approved Models B-175-22, B-175-23, B-175-26, but with throat flange clamped in lieu of center securing bolt, and may be fitted with optional bolted-on crankcase vent tube receptacle; materials un-

changed; no new tests performed.) (It supersedes Approval No. 162.015/89/0 dated November 20, 1963, to show minor change.)

Approval No. 162.015/90/1, Bendix Model No. B-175-25 backfire flame arrester for carburetors, for carburetor throat opening 2.315"; flame arrester must be clamped to carburetor throat; Model B-175-25 may be fitted with optional bolted-on crankcase vent tube receptacle as shown on dwgs. B175-30 and C190-34, manufactured by The Bendix Corporation, Zenith Carburetor Division, 696 Hart Avenue, Detroit 14, Michigan, effective May 4, 1964. (Similar to approved Models B-175-22, B-175-23, B-175-26, but with throat flange clamped in lieu of center securing bolt, and may be fitted with optional bolted-on crankcase vent tube receptacle; materials unchanged; no new tests performed.) (It supersedes Approval No. 162.015/90/0 dated November 20, 1963, to show minor change.)

Approval No. 162.015/91/0, Model No. B175-31 backfire flame arrester for carburetors, dwg. No. B-175-31 dated 2-17-64, manufactured by The Bendix Corporation, Zenith Carburetor Division, 696 Hart Avenue, Detroit 14, Michigan, effective May 4, 1964. (No testing performed on this model; this model is same as that approved by Approval No. 162.015/86/0 except for change in number of wafers in element assembly.)

Approval No. 162.015/92/0, Model No. B175-32 backfire flame arrester for carburetors, dwg. No. B175-32 dated 3-5-64, manufactured by The Bendix Corporation, Zenith Carburetor Division, 696 Hart Avenue, Detroit 14, Michigan, effective May 4, 1964. (No testing performed on this model; this model is same as that approved by Approval No. 162.015/86/0 except for change in number of wafers in element assembly and neck height of bottom plate.)

Approval No. 162.015/93/0, Model No. B175-33 backfire flame arrester for carburetors, dwg. B175-33 dated 3-5-64, manufactured by The Bendix Corporation, Zenith Carburetor Division, 696 Hart Avenue, Detroit 14, Michigan, effective May 4, 1964. (No testing performed on this model; this model is same as that approved by Approval No. 162.015/88/0 except for change in throat opening of bottom plate.)

INDICATORS, BOILER WATER LEVEL, SECONDARY TYPE

Approval No. 162.025/93/0-95/0, Clark-Reliance Electro Eye-Hye secondary type boiler water-level indicators consisting of Electrolev water-level sensor, control unit, and ten-light indicator, with light test switch optional; maximum operating conditions as indicated for the following model and approval numbers:

Approval No.	Model No.	Pressure (p.s.i.)	Temperature (° F.)
162.025/93/0...	Electro Eye-Hye with Electrolev Assembly EL 450 and Type EA 15-5T electrode.	450	456
162.025/94/0...	Electro Eye-Hye with Electrolev Assembly EL1000 and Type EA 15-5V electrode.	1000	544
162.025/95/0...	Electro Eye-Hye with Electrolev Assembly EL1800 and Type EA 15-5Z electrode.	1800	621

manufactured by The Clarke-Reliance Corp., 15901 Industrial Parkway, Cleveland, Ohio, 44135, effective May 6, 1964.

Approval No. 162.025/96/0, Clark-Reliance Model EA101S high and low water-level alarm, cast steel body, maximum operating conditions depended upon electrodes used, as follows:

Model EA101S with EA15-5T electrodes, 350 p.s.i., 432° F.
 Model EA101S with EA15-5V electrodes, 1000 p.s.i., 544° F.
 Model EA101S with EA15-5Z electrodes, 1800 p.s.i., 621° F.

manufactured by The Clark-Reliance Corp., 15901 Industrial Parkway, Cleveland, Ohio, 44135, effective May 4, 1964.

PART II—TERMINATIONS OF APPROVAL OF EQUIPMENT, INSTALLATIONS, OR MATERIALS

BUOYANT VESTS, KAPOK OR FIBROUS GLASS, ADULT AND CHILD

NOTE: Approved for use on motorboats of Classes A, 1, or 2 not carrying passengers for hire.

Termination of Approval No. 160.047/538/0, Type I, Model AK-1, adult kapok buoyant vest, U.S.C.G. Specification Subpart 160.047, manufactured by Ero Manufacturing Co., Hazlehurst, Georgia, and Crystal Lake, Ill., for Aimcee Wholesale Corporation, 1440 Broadway, New York 18, New York, effective May 12, 1964. (Termination of Approval No. 160.047/538/0, dated April 20, 1964, because item is no longer manufactured.)

Termination of Approval No. 160.047/539/0, Type I, Model CKM-1, child kapok buoyant vest, U.S.C.G. Specification Subpart 160.047, manufactured by Ero Manufacturing Co., Hazlehurst, Georgia, and Crystal Lake, Ill., for Aimcee Wholesale Corporation, 1440 Broadway, New York 18, New York, effective May 12, 1964. (Termination of Approval No. 160.047/539/0 dated April 20, 1964, because item is no longer manufactured.)

Termination of Approval No. 160.047/540/0, Type I, Model CKS-1, child kapok buoyant vest, U.S.C.G. Specification Subpart 160.047, manufactured by Ero Manufacturing Co., Hazlehurst, Georgia, and Crystal Lake, Ill., for Aimcee Wholesale Corporation, 1440 Broadway, New York 18, New York, effective May 12, 1964. (Termination of Approval No. 160.047/540/0 dated April 20, 1964, because item is no longer manufactured.)

BUOYANT CUSHIONS, KAPOK OR FIBROUS GLASS

NOTE: Approved for use on motorboats of Classes A, 1, or 2 not carrying passengers for hire.

Termination of Approval No. 160.048/218/0, group approval for rectangular and trapezoidal kapok buoyant cushions, U.S.C.G. Specification Subpart 160.048, sizes and weights of kapok filling to be as per Table 160.048-4(c)(1)(i), manufactured by Ero Manufacturing Co., Crystal Lake, Ill., and Hazlehurst, Ga., for Aimcee Wholesale Corporation, 1440 Broadway, New York 18, New York, effective May 12, 1964. (Termination of Approval No. 160.048/218/0 dated April 20, 1964, because item is no longer manufactured.)

BUOYANT VESTS, UNICELLULAR PLASTIC FOAM, ADULT AND CHILD

NOTE: Approved for use on motorboats of Classes A, 1, or 2 not carrying passengers for hire.

Termination of Approval No. 160.052/55/0, Type I, Model AP, adult unicellular plastic foam buoyant vest, U.S.C.G. Specification Subpart 160.052, manufactured by S. E. Hyman Company, Fremont, Ohio, effective May 12, 1964. (Termination of Approval No. 160.052/55/0 dated June 20, 1959, because item is no longer manufactured.)

Termination of Approval No. 160.052/56/0, Type I, Model CPM, child unicellular plastic foam buoyant vest, U.S.C.G. Specification Subpart 160.052, manufactured by S. E. Hyman Company, Fremont, Ohio, effective May 12, 1964. (Termination of Approval No. 160.052/56/0 dated June 20, 1959, because item is no longer manufactured.)

Termination of Approval No. 160.052/57/0, Type I, Model CPS, child unicellular plastic foam buoyant vest, U.S.C.G. Specification Subpart 160.052, manufactured by S. E. Hyman Company, Fremont, Ohio, effective May 12, 1964. (Termination of Approval No. 160.052/57/0 dated June 20, 1959, because item is no longer manufactured.)

Termination of Approval No. 160.052/73/0, Type II, Model 101, adult unicellular plastic foam buoyant vest, assembly dwg., No. SL-101-1 dated February 16, 1959, revised June 10, 1959, manufactured by Aqua-King Manufacturing Co., P.O. Box 7451, Fort Worth, Texas, effective May 12, 1964. (Termination of Approval No. 160.052/73/0 dated July 28, 1959, because company is no longer in business.)

Termination of Approval No. 160.052/74/0, Type II, Model 102, child size, medium, unicellular plastic foam buoyant vest, assembly dwg., No. SL-102-1 dated February 17, 1959, revised June 10, 1959, manufactured by Aqua-King Manufacturing Co., P.O. Box 7451, Fort Worth, Texas, effective May 12, 1964. (Termination of Approval No. 160.052/74/0 dated July 28, 1959, because company is no longer in business.)

SAFETY VALVES (POWER BOILERS)

Termination of Approval No. 162.001/14/2, Style HS-MS-15, carbon steel body pop safety valve, exposed spring, maximum pressure 300 p.s.i., maximum temperature 650° F., dwg. No. HV-6-MS, revised January 29, 1954, approved for sizes 1½", 2", 2½", 3", and 4", manufactured by Crosby Steam Gage & Valve Co., 43 Kendrick Street, Wrentham, Mass., effective May 12, 1964. (Expiration and termination of Approval No. 162.001/14/2 dated May 12, 1959.)

Termination of Approval No. 162.001/15/2, Style HS-MS-25, carbon steel body pop safety valve, exposed spring, maximum pressure 450 p.s.i., maximum temperature 650° F., dwg. No. HV-7-MS, revised January 27, 1954, approved for sizes 1½", 2", 2½", 3", and 4", manufactured by Crosby Steam Gage & Valve Co., 43 Kendrick Street, Wrentham, Mass., effective May 12, 1964. (Expiration and termination of Approval No. 162.001/15/2 dated May 12, 1959.)

Termination of Approval No. 162.001/16/2, Style HSA-MS-16, carbon steel body pop safety valve, exposed spring, maximum pressure 300 p.s.i., maximum temperature 750° F., dwg. No. HV-12-MS, revised April 1, 1954, approved for sizes 1½", 2", 2½", 3", and 4", manufactured by Crosby Steam Gage & Valve Co., 43 Kendrick Street, Wrentham, Mass., effective May 12, 1964. (Expiration and termination of Approval No. 162.001/16/2 dated May 12, 1959.)

Termination of Approval No. 162.001/18/2, Style HSA-MS-17, alloy steel body pop safety valve, exposed spring, maximum pressure 300 p.s.i., maximum temperature 900° F., dwg. No. HV-12-MS, revised April 1, 1954, approved for sizes 1½", 2", 2½", 3", and 4", manufactured by Crosby Steam Gage & Valve Co., 43 Kendrick Street, Wrentham, Mass., effective May 12, 1964. (Expiration and termination of Approval No. 162.001/18/2 dated May 12, 1959.)

Termination of Approval No. 162.001/19/2, Style HSA-MS-27, alloy steel body pop safety valve, exposed spring, maximum pressure 450 p.s.i., maximum temperature 900° F., dwg. No. HV-13-MS, revised April 1, 1954, approved for sizes 1½", 2", 2½", 3", and 4", manufactured by Crosby Steam Gage & Valve Co., 43 Kendrick Street, Wrentham, Mass., effective May 12, 1964. (Expiration and termination of Approval No. 162.001/19/2 dated May 12, 1959.)

Termination of Approval No. 162.001/46/2, Style HSA-MS-26, carbon steel body pop safety valve, exposed spring, maximum pressure 450 p.s.i., maximum temperature 750° F., dwg. No. HV-13-MS, revised April 1, 1954, approved for sizes 1½", 2", 2½", 3", and 4", manufactured by Crosby Steam Gage & Valve Co., 43 Kendrick Street, Wrentham, Mass., effective May 12, 1964. (Expiration and termination of Approval No. 162.001/46/2 dated May 12, 1959.)

Termination of Approval No. 162.001/101/1, Style HSA-MS-35, carbon steel

[CGFR 64-41]

EQUIPMENT, INSTALLATIONS, OR MATERIALS

Approval and Termination of Approval Notice

body pop safety valve, exposed spring, maximum pressure 600 p.s.i., maximum temperature 650° F., dwg. No. HV-7-MS, revised January 27, 1954, approved for sizes 1½", 2", 2½", 3", and 4", manufactured by Crosby Steam Gage & Valve Co., 43 Kendrick Street, Wrentham, Mass., effective May 12, 1964. (Expiration and termination of Approval No. 162.001/101/1 dated May 12, 1959.)

Termination of Approval No. 162.001/102/1, Style HSA-MS-36, carbon steel body pop safety valve, exposed spring, maximum pressure 600 p.s.i., maximum temperature 750° F., dwg. No. HV-13-MS, revised April 1, 1954, approved for sizes 1½", 2", 2½", 3", and 4", manufactured by Crosby Steam Gage & Valve Co., 43 Kendrick Street, Wrentham, Mass., effective May 12, 1964. (Expiration and termination of Approval No. 162.001/102/1 dated May 12, 1959.)

Termination of Approval No. 162.001/103/1, Style HSA-MS-37, alloy steel body pop safety valve, exposed spring, maximum pressure 600 p.s.i., maximum temperature 900° F., dwg. No. HV-13-MS, revised April 1, 1954, approved for sizes 1½", 2", 2½", 3", and 4", manufactured by Crosby Steam Gage & Valve Co., 43 Kendrick Street, Wrentham, Mass., effective May 12, 1964. (Expiration and termination of Approval No. 162.001/103/1 dated May 12, 1959.)

Termination of Approval No. 162.001/190/1, Style HS-MS-16, carbon steel body pop safety valve, exposed spring, maximum pressure 300 p.s.i., maximum temperature 750° F., dwg. No. HV-6-MS, revised January 29, 1954, approved for sizes 1½", 2", 2½", 3", and 4", manufactured by Crosby Steam Gage & Valve Co., 43 Kendrick Street, Wrentham, Mass., effective May 12, 1964. (Expiration and termination of Approval No. 162.001/190/1 dated May 12, 1959.)

Termination of Approval No. 162.001/191/1, Style HS-MS-26, carbon steel body pop safety valve, exposed spring, maximum pressure 450 p.s.i., maximum temperature 750° F., dwg. No. HV-7-MS, revised January 27, 1954, approved for sizes 1½", 2", 2½", 3", and 4", manufactured by Crosby Steam Gage & Valve Co., 43 Kendrick Street, Wrentham, Mass., effective May 12, 1964. (Expiration and termination of Approval No. 162.001/191/1 dated May 12, 1959.)

Termination of Approval No. 162.001/192/1, Style HS-MS-36, carbon steel body pop safety valve, exposed spring, maximum pressure 600 p.s.i., maximum temperature 750° F., dwg. No. HV-7-MS, revised January 27, 1954, approved for sizes 1½", 2", 2½", 3", and 4", manufactured by Crosby Steam Gage & Valve Co., 43 Kendrick Street, Wrentham, Mass., effective May 12, 1964. (Expiration and termination of Approval No. 162.001/192/1 dated May 12, 1959.)

Dated: July 10, 1964.

[SEAL]

E. J. ROLAND,
Admiral, U.S. Coast Guard,
Commandant.

[F.R. Doc. 64-7163; Filed, July 17, 1964;
8:48 a.m.]

1. Various items of lifesaving, fire-fighting, and miscellaneous equipment, installations, and materials used on merchant vessels subject to Coast Guard inspection or on certain motorboats and other pleasure craft are required by law and various regulations in 46 CFR Ch. I to be of types approved by the Commandant, United States Coast Guard. The procedures governing the granting of approvals, and the cancellation, termination or withdrawal of approvals are set forth in 46 CFR 2.75-1 to 2.75-50, inclusive. For certain types of equipment, installations, and materials, specifications have been prescribed by the Commandant and are published in 46 CFR Parts 160 to 164, inclusive (Subchapter Q—Specifications), and detailed procedures for obtaining approvals are also described therein.

2. The Commandant's approval of a specific item is intended to provide a control over its quality. Therefore, such approval applies only to the item constructed or installed in accordance with the applicable requirements and the details described in the specific approval. If a specific item when manufactured does not comply with details in the approval, then such item is not considered to have the Commandant's approval, and the certificate of approval issued to the manufacturer does not apply to such modified item. For example, if an item is manufactured with changes in design or material not previously approved, the approval does not apply to such modified item.

3. After a manufacturer has submitted satisfactory evidence that a particular item complies with the applicable laws and regulations, a Certificate of Approval (Form CGHQ-10030) will be issued to the manufacturer certifying that the item specified complies with the applicable laws and regulations and approval is given, which will be in effect for a period of 5 years from the date given unless sooner canceled or suspended by proper authority.

4. The purpose of this document is to notify all concerned that certain approvals were granted or terminated, as described in this document, during the period from May 20, 1964 to May 27, 1964 (List Nos. 14-64, 15-64). These actions were taken in accordance with procedures set forth in 46 CFR 2.75-1 to 2.75-50, inclusive.

5. The delegations of authority for the Coast Guard's actions with respect to approvals may be found in section 632, of Title 14, U.S. Code, and in Treasury Department Orders 120 dated July 31, 1950 (15 F.R. 5621), 167-14 dated November 26, 1954 (19 F.R. 8026), 167-15 dated January 3, 1955 (20 F.R. 840), 167-20 dated June 18, 1956 (21 F.R. 4894), CGFR 56-28 dated July 24, 1956 (21 F.R. 5659), or 167-38 dated October 26, 1959 (24 F.R. 8857), and the statutory authority may

be found in R.S. 4405, as amended, 4462, as amended, 4488, as amended, 4491, as amended, secs. 1, 2, 49 Stat. 1544, as amended, sec. 17, 54 Stat. 166, as amended, sec. 3, 54 Stat. 346, as amended, sec. 3, 70 Stat. 152 (46 U.S.C. 375, 416, 481, 489, 367, 526p, 1333, 390b), sec. 4(e), 67 Stat. 462 (43 U.S.C. 1333(e)), or sec. 3(c), 68 Stat. 675 (50 U.S.C. 198), and implementing regulations in 46 CFR Ch. I or 33 CFR Ch. I.

6. In Part I of this document are listed the approvals granted which shall be in effect for a period of 5 years from the dates granted, unless sooner canceled or suspended by proper authority.

7. In Part II of this document are listed the approvals which have been terminated. Notwithstanding this termination of approvals of the items of equipment as listed in Part II such equipment may be used so long as such equipment is in good and serviceable condition.

PART I—APPROVALS OF EQUIPMENT, INSTALLATIONS, OR MATERIALS

LIFE FLOATS

Approval No. 160.027/48/1, 6.17' x 4.17' (11" x 9" body section) rectangular life float, fibrous glass reinforced plastic shell with unicellular plastic foam core, 15-person capacity, dwg. No. M-99-15, Rev. B dated January 22, 1959, and fabrication specification dated March 10, 1958, revised September 24, 1958, manufactured by Marine Safety Equipment Corp., Foot of Paynter's Road, Farmingdale, New Jersey, effective May 27, 1964. (It is an extension of Approval No. 160.027/48/1 dated June 20, 1959, and change of address of manufacturer.)

Approval No. 160.027/53/0, 5.0' x 3.83' (9" x 9" body section) rectangular life float, fibrous glass reinforced plastic shell with unicellular plastic foam core, 10-person capacity, dwg. No. M-99-16, Rev. A dated January 22, 1959, and fabrication specification dated March 10, 1958, revised March 19, 1959, manufactured by Marine Safety Equipment Corp., Foot of Paynter's Road, Farmingdale, New Jersey, effective May 27, 1964. (It is an extension of Approval No. 160.027/53/0 dated June 20, 1959, and change of address of manufacturer.)

Approval No. 160.027/54/0, 9.75' x 6.25' (10½" x 10½" body section) rectangular aluminum life float with unicellular plastic foam core, 25-person capacity, dwg. No. 60092, Rev. A dated May 8, 1959, manufactured by Welin Davit and Boat Division of Continental Copper & Steel Industries, Inc., Perth Amboy, New Jersey, effective May 27, 1964. (It is an extension of Approval No. 160.027/54/0 dated July 28, 1959.)

DAVITS

Approval No. 160.032/159/0, gravity davit, type LO-38-S, approved for a maximum working load of 9,000 pounds per set (4,500 pounds per arm), using 2-part falls, identified by arrangement dwg. No. 3696, revision G dated April 20, 1959, manufactured by Welin Davit and Boat Division of Continental Copper & Steel Industries, Inc., Perth Amboy, New Jersey, effective May 27, 1964. (It is an

extension of Approval No. 160.032/159/0 dated July 28, 1959.)

LIFEBOATS

Approval No. 160.035/106/2, 26.0' x 8.3' x 3:58' steel, oar-propelled lifeboat, 46-person capacity, identified by general arrangement dwg. No. 49R-2659 dated December 8, 1946, and revised March 9, 1959, manufactured by Lane Lifeboat & Davit Corp., 8920 26th Avenue, Brooklyn 14, New York, effective May 27, 1964. (It is an extension of Approval No. 160.035/106/2 dated June 20, 1959.)

Approval No. 160.035/373/0, 22.0' x 7.5' x 3.17' steel, hand-propelled lifeboat, 31-person capacity, identified by general arrangement dwg. No. G-2231-H dated January 1955, and revised March 2, 1959, manufactured by C. C. Galbraith & Son, Inc., 99 Park Place, New York 7, New York, effective May 27, 1964. (It is an extension of Approval No. 160.035/373/0 dated June 20, 1959.)

Approval No. 160.035/432/0, 24.0' x 8.0' x 3.5' fibrous glass reinforced plastic (F.R.P.) motor-propelled lifeboat (Diesel, 4 knots) (Class B), 37-person capacity, identified by general arrangement dwg. No. 57-2449 dated February 25, 1964, and revised May 20, 1964, manufactured by Lunn Laminates, Inc., Straight Path Road, Wyandanch, L.I., New York, effective May 22, 1964.

BUOYANT CUSHIONS, KAPOK OR FIBROUS GLASS

Note: Approved for use on motorboats of Classes A, 1, or 2 not carrying passengers for hire.

Approval No. 160.048/143/0, special approval for 15" x 18" x 2" rectangular kapok buoyant cushion, 24-oz. kapok, dwg. No. BC-102, sheets 1, 2, and 3 dated November 17, 1958, manufactured by W. L. Dumas Manufacturing Co., 14 A Street Northwest, Miami, Oklahoma, effective May 22, 1964. (It reinstates Approval No. 160.048/143/0 which was terminated March 14, 1964.)

INDICATORS, BOILER WATER LEVEL, SECONDARY TYPE

Approval No. 162.025/53/1-56/1, Reliance Eye-Hye secondary type boiler water level indicators, remote reading, 600 p.s.i. maximum pressure, dwg. No. 6613-5 dated February 12, 1949, approved for the following model numbers:

Approval number	Model number
162.025/53/1	E601
162.025/54/1	E601-A
162.025/55/1	E601-B
162.025/56/1	E601-C

manufactured by The Clark-Reliance Corp., 15901 Industrial Parkway, Cleveland, Ohio, 44135, effective May 27, 1964. (It supersedes Approval No. 162.025/53/1-56/1, inclusive, dated January 22, 1963, to show change of name and address of manufacturer.)

Approval No. 162.025/57/1-59/1, Reliance Eye-Hye secondary boiler water level indicators, remote reading, 900 p.s.i. maximum pressure, dwg. No. 6614-4

dated February 14, 1949, approved for the following model numbers:

Approval number	Model number
162.025/57/1	E900
162.025/58/1	E900-A
162.025/59/1	E900-B

manufactured by The Clark-Reliance Corp., 15901 Industrial Parkway, Cleveland, Ohio, 44135, effective May 27, 1964. (It supersedes Approval No. 162.025/57/1-59/1, inclusive, dated January 22, 1963, to show change of name and address of manufacturer.)

Approval No. 162.025/60/1-62/1, Reliance Eye-Hye secondary type boiler water level indicators, remote reading, 900 p.s.i. maximum pressure, dwg. No. 6615-5 dated February 18, 1949, approved for the following model numbers:

Approval number	Model number
162.025/60/1	E901
162.025/61/1	E901-A
162.025/62/1	E901-B

manufactured by The Clark-Reliance Corp., 15901 Industrial Parkway, Cleveland, Ohio, 44135, effective May 27, 1964. (It supersedes Approval No. 162.025/60/1-62/1, inclusive, dated January 22, 1963, to show change of name and address of manufacturer.)

Approval No. 162.025/66/1-68/1, Reliance Eye-Hye secondary type boiler water level indicators, remote reading, 1,500 p.s.i. maximum pressure, dwg. No. B-6617-3 dated February 25, 1949, approved for the following model numbers:

Approval number	Model number
162.025/66/1	E1501
162.025/67/1	E1501-A
162.025/68/1	E1501-B

manufactured by The Clark-Reliance Corp., 15901 Industrial Parkway, Cleveland, Ohio, 44135, effective May 27, 1964. (It supersedes Approval No. 162.025/66/1-68/1, inclusive, dated January 22, 1963, to show change of name and address of manufacturer.)

Approval No. 162.025/77/0-79/0, Reliance Eye-Hye secondary type boiler water level indicators, remote reading, 2500 p.s.i. maximum pressure, dwg. No. B-8402 dated March 6, 1957, approved for the following model numbers:

Approval number	Model number
162.025/77/0	E2500
162.025/78/0	E2500A
162.025/79/0	E2500B

manufactured by The Clark-Reliance Corp., 15901 Industrial Parkway, Cleveland, Ohio, 44135, effective May 27, 1964. (It supersedes Approval No. 162.025/77/0-79/0, inclusive, dated January 22, 1963, to show change of name and address of manufacturer.)

PART II—TERMINATIONS OF APPROVAL OF EQUIPMENT, INSTALLATIONS, OR MATERIALS BUOYANT VESTS, UNICELLULAR PLASTIC FOAM, ADULT AND CHILD

Note: Approved for use on motorboats of Classes A, 1, or 2 not carrying passengers for hire.

Termination of Approval No. 160.052/58/0, Type I, Model AP, adult unicellular

plastic foam buoyant vest, U.S.C.G. Specification Subpart 160.052, manufactured by The Howard Zink Corp., 5550 Paramount Boulevard, Long Beach 5, California, effective May 20, 1964. (Termination of Approval No. 160.052/58/0 dated June 20, 1959, because item is no longer manufactured.)

Termination of Approval No. 160.052/59/0, Type I, Model CPM, child unicellular plastic foam buoyant vest, U.S.C.G. Specification Subpart 160.052, manufactured by The Howard Zink Corp., 5550 Paramount Boulevard, Long Beach 5, California, effective May 20, 1964. (Termination of Approval No. 160.052/59/0 dated June 20, 1959, because item is no longer manufactured.)

Termination of Approval No. 160.052/60/0, Type I, Model CPS, child unicellular plastic foam buoyant vest, U.S.C.G. Specification Subpart 160.052, manufactured by The Howard Zink Corp., 5550 Paramount Boulevard, Long Beach 5, California, effective May 20, 1964. (Termination of Approval No. 160.052/60/0 dated June 20, 1959, because item is no longer manufactured.)

Dated: July 13, 1964.

[SEAL] W. D. SHIELDS,
Vice Admiral, U.S. Coast Guard,
Acting Commandant.

[F.R. Doc. 64-7164; Filed, July 17, 1964; 8:48 a.m.]

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[Group 399]

ARIZONA

Filing of Plats of Survey

JULY 14, 1964.

1. Plats of survey of the lands described below will be officially filed in the Land Office, Phoenix, Arizona, effective at 10:00 a.m., August 19, 1964:

GILA AND SALT RIVER MERIDIAN

T. 7 N., R. 4 E.,
Secs. 25 to 36, inclusive.

T. 6 N., 4 E.,

Dependent resurvey of the north boundary.

The areas described aggregate 7,658.38 acres.

2. The lands are extremely rough and mountainous. The soil is rocky.

3. All of the above described lands are embraced in the Tonto National Forest by Proclamation of 1672 of August 14, 1923.

Since the lands are withdrawn for the Tonto National Forest, the described lands will not be subject to disposition under the General Public Land Laws by reason of the official filing of the plats.

ROY T. HELMANDOLLAR,
Manager.

[F.R. Doc. 64-7165; Filed, July 17, 1964; 8:48 a.m.]

DEPARTMENT OF AGRICULTURE

Commodity Credit Corporation
SALES OF CERTAIN COMMODITIES

July 1964 CCC Monthly Sales List

Notice to buyers. Pursuant to the policy of Commodity Credit Corporation issued October 12, 1954 (19 F.R. 6669), and subject to the conditions stated therein as well as herein, the commodities listed below are available for sale and, where noted, for redemption of payment-in-kind certificates on the price basis set forth.

The prices at which Commodity Credit Corporation commodity holdings are available for sale during July 1964 were announced today by the U.S. Department of Agriculture. The following commodities are available: Butter, cheddar cheese, nonfat dry milk, dry beans, cotton (upland and extra long staple), cottonseed oil, wheat, corn, oats, barley, rye, rice, grain sorghum, peanuts, and flax.

Butter and cheddar cheese are being deleted from the list of commodities eligible for barter.

With the 1964-crop marketing year beginning on July 1 for wheat, barley, grain sorghum, oats, flax, and rye, the CCC Monthly Sales List for July includes formula minimum pricing for these commodities based on 1964 price-support programs.

The minimum formula price for storable wheat for unrestricted use will be the highest of the market price, a minimum price as determined by CCC or 105 percent of loan rates reflecting the national average rate of \$1.30 per bushel, plus carrying charges. The value of domestic and export marketing certificates issued to participants in the 1964 wheat program is not included in the minimum pricing formula.

For grain sorghum and barley, two statutory formula minimum prices are to be in effect. These pricing provisions are the same as for the marketing year just ending.

The formula minimum price for producer payment-in-kind and sales against pooled certificates of grain sorghum and barley under the 1964 feed grain program will be the market price, but not less than the applicable support loan rate, plus reasonable carrying charges. Price support loan rates for 1964 reflect national averages of 84 cents per bushel for barley and \$1.77 per hundredweight for grain sorghum.

The formula price for storable unrestricted use sales (other than certificate redemptions) of grain sorghum and barley will be the market price but not less than 105 percent of the applicable support price, plus reasonable carrying charges. The support price to which the 105 percent is applicable is the total support which includes both the loan rate and the in-kind payment. These support rates are 96 cents per bushel for barley and \$2.00 per hundredweight for grain sorghum.

As in the past, storable oats, rye, and flax minimum prices for unrestricted use sale will be the market price but not less than 105 percent of the applicable loan rates, plus reasonable carrying charges. The national average rates are 65 cents per bushel for oats, \$1.07 per bushel for rye, and \$2.90 per bushel for flaxseed.

The CCC Monthly Sales List, which varies from month to month as additional commodities become available or commodities formerly available are dropped, is designed to aid in moving CCC's inventories into domestic or export use through regular commercial channels.

If it becomes necessary during the month to amend this list in any material way—such as by the removal or addition of a commodity in which there is general interest or by a significant change in price or method of sale—an announcement of the change will be sent to all persons currently receiving the list by mail from Washington. To be put on this mailing list, address: Director, Procurement and Sales Division, Agricultural Stabilization and Conservation Service, U.S. Department of Agriculture, Washington, D.C., 20250.

Interest rates per annum under the CCC Export Credit Sales Program for July 1964 are 4 percent for periods up to and including 12 months, and 4½ percent for periods from over 12 months up to a maximum of 36 months. All commodities currently offered for sale by CCC, plus tobacco from CCC loan stocks, are available for export sale under the CCC Export Credit Sales Program.

The following commodities are available for programming under Title IV, P.L. 480, private trade agreements: Wheat, corn, rye, rice, grain sorghum, upland and extra long staple cotton, tobacco from CCC loan stocks, butter, cheese, and nonfat dry milk. In addition, other surplus agricultural commodities are also eligible for Title IV programming. A list of all commodities available under this program and current information on interest rates and other phases of the program are being sent separately to recipients of the CCC Monthly Sales List.

The following commodities are currently available for barter: Nonfat dry milk, butter, cheddar cheese, cotton, tobacco, wheat, corn, and grain sorghum. (In addition, free market stocks of cottonseed and soybean oils are eligible for barter programming.) This list is subject to change from time to time.

The CCC will entertain offers from responsible buyers for the purchase of any commodity on the current list. Offers accepted by CCC will be subject to the terms and conditions prescribed by the Corporation. These terms include payment by cash or irrevocable letter of credit before delivery of the commodity, and the conditions require removal of the commodity from CCC stocks within a reasonable period of time. Where conditions of sale for export differ from those for domestic sale, proof of exportation is also required, and the buyer is responsible for obtaining any required

U.S. Government export permit or license. Purchases from CCC shall not constitute any assurance that any such permit or license will be granted by the issuing authority.

Applicable announcements containing all terms and conditions of sale will be furnished upon request. For easy reference a number of these announcements are identified by code number in the following list. Interested persons are invited to communicate with the Agricultural Stabilization and Conservation Service, USDA, Washington, D.C., 20250, with respect to all commodities or—for specified commodities—with the designated ASCS Commodity Office.

Commodity Credit Corporation reserves the right to amend, from time to time, any of its announcements. Such amendments shall be applicable to and be made a part of the sale contracts thereafter entered into.

CCC reserves the right to reject any or all offers placed with it for the purchase of commodities pursuant to such announcements.

CCC reserves the right to refuse to consider an offer, if CCC does not have adequate information of financial responsibility of the offerer to meet contract obligations of the type contemplated in this announcement. If a prospective offerer is in doubt as to whether CCC has adequate information with respect to his financial responsibility, he should either submit a financial statement to the office named in the invitation prior to making an offer, or communicate with such office to determine whether such a statement is desired in his case. When satisfactory financial responsibility has not been established, CCC reserves the right to consider an offer only upon submission by offerer of a certified or cashier's check, a bid bond, or other security, acceptable to CCC, assuring that if the offer is accepted, the offerer will comply with any provisions of the contract with respect to payment for the commodity and the furnishing of performance bond or other security acceptable to CCC.

Disposals and other handling of inventory items often result in small quantities at given locations or in qualities not up to specifications. These lots are offered by the appropriate ASCS office promptly upon appearance and therefore, generally, they do not appear in the Monthly Sales List.

On sales for which the buyer is required to submit proof to CCC of exportation the buyer shall be regularly engaged in the business of buying or selling commodities and for this purpose shall maintain a bona fide business office in the United States, its territories or possessions and have a person, principal, or resident agent upon whom service of judicial process may be had.

Prospective buyers for export should note that generally, sales to United States Government agencies, with only minor exceptions will constitute domestic unrestricted use of the commodity.

Commodity Credit Corporation reserves the right, before making any sales, to define or limit export areas.

Notice to exporters. The Department of Commerce, Bureau of International Commerce, pursuant to regulations under the Export Control Act of 1949, prohibits the exportation or re-exportation by anyone of any commodities (except absorbent cotton and sterilized gauze and bandages with respect to Cuba only) under this program to Cuba, the Soviet Bloc, or Communist-controlled area of the Far East including Communist China, North Korea and the Communist-controlled area of Vietnam, except under validated license issued by the U.S. Department of Commerce, Bureau of International Commerce.

These regulations generally require that exporters, in or in connection with their contracts with foreign purchasers, where the contract involves \$10,000 or more and exportation is to be made to a Group R country, obtain from the foreign purchaser a written acknowledgment of his understanding of (1) U.S. Commerce Department prohibitions (Comprehensive Export Schedule, 15 CFR §§ 371.4 and 371.8) against sales or resale for re-export of said commodities, or any part thereof, without express Commerce Department authorization, to the Soviet Bloc, Communist China, North Korea or the Communist-controlled area of Vietnam or to Cuba, and (2) the sanction of denial of future U.S. export privileges that may be imposed for violation of the Commerce Department regulations. Exporters who have a continuing and regular relationship with a foreign purchaser may obtain a blanket acknowledgment from such purchaser covering all transactions involving surplus agricultural commodities and manufactures thereof purchased from CCC or subsidized for export by the Secretary of Agriculture or CCC. Where commodities are to be exported by a party other than the original purchaser of the commodities from the CCC the original purchaser should inform the exporter in writing of the requirements for obtaining the signed acknowledgment from the foreign purchaser.

For all exportations, one of the destination control statements specified in Commerce Department Regulations (Comprehensive Export Schedule, 15 CFR § 379.10(c)) is required to be placed on all copies of the shipper's export declaration, all copies of the bill of lading, and all copies of the commercial invoices. For additional information as to which destination control statement to use, the exporter should communicate with the Bureau of International Commerce or one of the field offices of the Department of Commerce.

Exporters should consult the applicable Commerce Department regulations for more detailed information if desired and for any changes that may be made therein.

Commodity	Sales price or method of sale														
Dairy products.....	Sales are in carlots only in-store at storage location of products. Submission of offers; Submit offers to the Minneapolis ASCS Commodity Office.														
Butter.....	Domestic, unrestricted use: Announced prices, under LD-29, as amended: 62.0 cents per pound—New York, Pennsylvania, New Jersey, New England, and other States bordering the Atlantic Ocean and Gulf of Mexico. 61.25 cents per pound—Washington, Oregon, and California. All other States 61.0 cents per pound. Export: Payment-in-kind under SM-7, as amended, Competitive bid under LD-33, as amended, pursuant to invitations to bid to be issued by Minneapolis ASCS Commodity Office. Announced prices under LD-35: Any butter offered but not sold under the invitation to bid issued pursuant to LD-33 will be offered for sale through the following Wednesday at prices announced by press release in Washington each Thursday.														
Cheddar cheese (standard moisture basis).....	Domestic, unrestricted use: Announced prices under LD-29, as amended: 40.75 cents per pound—New York, Pennsylvania, New England, New Jersey, and other States bordering the Atlantic Ocean and Pacific Ocean and the Gulf of Mexico. All other States 39.75 cents per pound. Export: Competitive bid under LD-33, as amended, pursuant to invitation to bid to be issued by Minneapolis ASCS Commodity Office. Announced prices under LD-35: Any cheese offered but not sold under the invitation to bid issued pursuant to LD-33 will be offered for sale through the following Wednesday at prices announced by press release in Washington each Thursday.														
Nonfat dry milk.....	Domestic, unrestricted use: Announced prices, under LD-29, as amended: Spray process, U.S. Extra Grade, 16.40 cents per pound. Export: Competitive bid under LD-33, as amended, pursuant to invitation to bid to be issued by Minneapolis ASCS Commodity Office.														
Cotton, upland.....	Domestic, unrestricted use: Competitive bid under the terms and conditions of Announcement NO-C-16, as amended (Sale of Upland Cotton for Unrestricted Use). Under this announcement, upland cotton acquired under price support programs will be sold at the highest price offered but in no event at less than the higher of (a) 115 percent of the current support price for such cotton plus reasonable carrying charges, or (b) the market price for such cotton, as determined by CCC. Domestic or export, domestic market price: Competitive offers under the terms and conditions of Announcement PS-CN-1 (Regulations Governing Redemption of Cotton Payment-in-kind Certificates Earned under Agricultural Act of 1964 and Liquidation of Certificate Pools) and under Announcement NO-C-23 (Disposition of Upland Cotton). Upland cotton may be acquired at its domestic market price which shall be the highest price offered but not less than the minimum price determined by CCC. Export, CCC sales for export: Competitive bid under the terms and conditions of Announcements CN-EX-18 (Cotton Export Program—Sales 1963-64 Marketing Year), as amended, and NO-C-22 (Sale of Upland Cotton (Cotton Export Program—1963-64 Marketing Year), as amended, and NO-C-24 (Sale of Irregular Upland Cotton for Export). Also CCC will, under the terms and conditions of Announcement NO-C-25, sell its interest in 1963-crop upland loan cotton for export under Announcement CN-EX-18. Export, CCC Barter and Credit Sales: Competitive bid under the terms and conditions of Announcements CN-EX-21 (Acquisition of Upland Cotton for Export Under Barter and Credit Sales Programs), as amended, and NO-C-22 (Sale of Upland Cotton (Cotton Export Program 1963-64 Marketing Year), as amended). Also CCC will, under the terms and conditions of Announcement NO-C-25, as amended, sell its interest in 1963-crop upland loan cotton for export under the CCC export credit sales provisions of Announcement CN-EX-21.														
Cotton, extra long staple.....	Domestic or export, unrestricted use: Competitive bid under the terms and conditions of Announcements NO-C-6 (Revised July 22, 1960), as amended, and NO-C-10, as amended. Under these announcements extra long staple cotton (domestically grown) will be sold at the highest price offered but in no event at less than the higher of (a) 115 percent of the current support price for such cotton plus reasonable carrying charges, or (b) the domestic market price as determined by CCC. Export, CCC Sales for Export: Competitive bid under the terms and conditions of Announcements CN-EX-20 (Foreign-Grown Extra Long Staple Cotton Export Program) and NO-C-23 (Sale of Foreign-Grown Extra Long Staple Cotton).														
Available.....	Sales of cotton will be made by the New Orleans ASCS Commodity Office and catalogs for upland cotton and extra long staple cotton showing quantities, qualities, and locations may be obtained for a nominal fee from that office.														
Barley, bulk.....	Domestic and export, unrestricted use: ¹ Storable: Market price but not less than the Agricultural Act of 1949 formula minimum price for such sales which is 105 percent ² of the applicable 1964 price support rate ³ (published price support loan rate plus 12 cents per bu.) for the class, grade, and quality of the barley plus the amount shown below applicable to the type of carrier involved. If delivery is outside the area of production, applicable freight will be added. Examples of these formula minimum prices are shown below. Nonstorable: At not less than market price as determined by CCC. Markups and Agricultural Act of 1949 formula price examples (per bushel).														
	<table border="1"> <thead> <tr> <th>Markup in cents received by</th> <th colspan="3">Examples of in-store² formula minimum prices for No. 2 or better barley (ex-rail or barge in dollars)</th> </tr> <tr> <td></td> <th>Truck</th> <th>Rail or barge</th> <th>Terminal</th> <th>General sales price</th> </tr> </thead> <tbody> <tr> <td>Cents 5</td> <td></td> <td></td> <td>Minneapolis, Minn. Kansas City, Mo.</td> <td>\$1.21 1.23</td> </tr> </tbody> </table>	Markup in cents received by	Examples of in-store ² formula minimum prices for No. 2 or better barley (ex-rail or barge in dollars)				Truck	Rail or barge	Terminal	General sales price	Cents 5			Minneapolis, Minn. Kansas City, Mo.	\$1.21 1.23
Markup in cents received by	Examples of in-store ² formula minimum prices for No. 2 or better barley (ex-rail or barge in dollars)														
	Truck	Rail or barge	Terminal	General sales price											
Cents 5			Minneapolis, Minn. Kansas City, Mo.	\$1.21 1.23											
	A availability information: For information on CCC barley sales from bin sites, contact ASCS State or county offices. For information on the disposition of barley from other locations, contact the Evanston, Kansas City, Minneapolis, or Portland ASCS grain office listed at end of table.														

See footnotes at end of table.

Commodity	Sales price or method of sale										
Corn, bulk	<p>Domestic and export—unrestricted use:</p> <p>A. Redemption of domestic payment-in-kind certificates: Such CCC dispositions of corn, as CCC may designate, will be in redemption of certificates or rights represented by pooled certificates under a feed grain program. The minimum price at which corn shall be valued for such dispositions shall be market price, but not less than the payment-in-kind formula price for such redemptions. Such formula price shall be the applicable 1963 price support loan rate for the class, grade and quality of the corn, plus the amount shown in C below applicable for the storage point involved.</p> <p>B. General sales: 1. Storable: Such CCC dispositions of storable corn, as CCC may designate as general sales, will be made during the month at market price, but not less than the Agricultural Act of 1949 formula minimum price for such sales which is 105 percent of the applicable 1963 support rate (published price support loan rate plus the amount shown in C below, applicable to the class, grade, and quality of the corn) plus the amount shown in C below, applicable to the storage point involved. Examples of these export sales announcements are shown in C below. For corn in stock at the time of production the freight from the point of production to the present point of storage will also be added. CCC will normally make general sales of corn when dispositions of such corn are not being made against domestic payment-in-kind certificates.</p> <p>2. Nonstorable: Such dispositions of nonstorable corn as CCC may designate as general sales will be made at not less than market price, as determined by CCC.</p> <p>C. Markups and Agricultural Act of 1949 formula price examples (per bushel).</p> <table border="1" data-bbox="231 136 385 735"> <tr> <td>Markup in cents in-store at</td> <td>Example of in-store: formula minimum prices for No. 2 yellow corn (14 percent M.L. and 2 percent F.M.) (ex-rail or barge in dollars)</td> </tr> <tr> <td>Production point</td> <td></td> </tr> <tr> <td>Other points</td> <td>Terminal</td> </tr> <tr> <td>Cents 9</td> <td>Minneapolis, Minn.⁶ 1.43%</td> </tr> <tr> <td></td> <td>Chicago, Ill.⁶ 1.02%</td> </tr> </table>	Markup in cents in-store at	Example of in-store: formula minimum prices for No. 2 yellow corn (14 percent M.L. and 2 percent F.M.) (ex-rail or barge in dollars)	Production point		Other points	Terminal	Cents 9	Minneapolis, Minn. ⁶ 1.43%		Chicago, Ill. ⁶ 1.02%
Markup in cents in-store at	Example of in-store: formula minimum prices for No. 2 yellow corn (14 percent M.L. and 2 percent F.M.) (ex-rail or barge in dollars)										
Production point											
Other points	Terminal										
Cents 9	Minneapolis, Minn. ⁶ 1.43%										
	Chicago, Ill. ⁶ 1.02%										
Barley, bulk (continued)	<p>Export announcement sales:</p> <p>(1) Under Announcement GR-368 (Revised Aug. 31, 1959), as amended, for feed grain export payment-in-kind program. (2) Under Announcement GR-212 (Revision 2, Jan. 9, 1961), for application to approved CCC credit sales. CCC reserves the right to determine the class, grade, quality, and quantity to be made available for the sales under these announcements. The statutory minimum price referred to in the price adjustment provisions of these export sales announcements is 105 percent of the applicable price support rate plus the adjustment referred to in table above. Sale is made at the applicable export market price as determined by CCC; export payment-in-kind rates are deducted in arriving at credit sales prices.</p> <p>Available: Evanston and Kansas City ASCS offices. Stocks at West Coast seaboard terminals and stocks at Duluth or Minneapolis will be available through the Portland and Minneapolis ASCS grain offices, respectively.</p> <p>A. Redemption of domestic payment-in-kind certificates: Such CCC dispositions of grain sorghum, as CCC may designate, will be in redemption of certificates or rights represented by pooled certificates under a feed grain program. The minimum price at which grain sorghum shall be valued for such dispositions shall be market price, but not less than the payment-in-kind formula price for such redemptions. Such formula price shall be the applicable 1964 price-support loan rate for the class, grade and quality of the grain sorghum, plus the amount shown in C below applicable to the type of carrier involved.</p> <p>B. General sales: 1. Storable: Such CCC dispositions of storable grain sorghum, as CCC may designate as general sales, will be made during the month at market price, but not less than the Agricultural Act of 1949 formula minimum price for such sales which is 105 percent of the applicable 1964 price support rate (published price support loan rate plus 23 cents per hundredweight) for the class, grade and quality of the grain sorghum, plus the amount shown in C below applicable to the type of carrier involved. If delivery is outside the area of production, applicable freight will be added. Examples of these formula minimum prices are shown in C below. CCC will normally make general sales of grain sorghum when dispositions of such grain sorghum are not being made against domestic payment-in-kind certificates.</p> <p>2. Nonstorable: Such dispositions of nonstorable grain sorghum as CCC may designate as general sales will be made at not less than market price, as determined by CCC.</p> <p>C. Markups and Agricultural Act of 1949 formula price examples (per hundredweight).</p> <table border="1" data-bbox="385 136 539 735"> <tr> <td>Markup in cents received by</td> <td>Examples of in-store: formula minimum prices for No. 2 or better grain sorghum (ex-rail or barge in dollars)</td> </tr> <tr> <td>Truck</td> <td></td> </tr> <tr> <td>Rail or barge</td> <td>Terminal</td> </tr> <tr> <td>Cents 11</td> <td>Kansas City, Mo. \$2.48</td> </tr> <tr> <td></td> <td></td> </tr> </table>	Markup in cents received by	Examples of in-store: formula minimum prices for No. 2 or better grain sorghum (ex-rail or barge in dollars)	Truck		Rail or barge	Terminal	Cents 11	Kansas City, Mo. \$2.48		
Markup in cents received by	Examples of in-store: formula minimum prices for No. 2 or better grain sorghum (ex-rail or barge in dollars)										
Truck											
Rail or barge	Terminal										
Cents 11	Kansas City, Mo. \$2.48										
Grain sorghum, bulk	<p>D. Availability information: For information on CCC grain sorghum sales and payments-in-kind from bin sites, contact ASCS State or county offices. For information on the disposition of grain sorghum from other locations, contact the Kansas City, Evanston, Portland or Minneapolis ASCS grain office listed at end of table.</p> <p>Export announcement sales:</p> <p>(1) Under Announcement GR-212 (Revision 2, Jan. 9, 1961), for application to arrangements for barter, approved CCC credit and other designated sales. (2) Under Announcement GR-368 (Revised Aug. 31, 1959) as amended, for feed grain export payment-in-kind program. CCC stocks of grain sorghum held in California export terminals are the only stocks stored in California available for sale under these export announcements, except that such sorghum shall not be eligible for application to Title I, P.L. 480 purchase authorizations or for barter. CCC reserves the right to determine the class, grade, quality, and quantity to be made available for sale under the announcements. The statutory minimum price referred to in the price adjustment provision of these export sales announcements is 105 percent of the applicable price support rate plus the adjustment referred to in table above. Sale is made at the applicable export market price, as determined by CCC; export payment-in-kind rates are deducted in arriving at credit and barter sales prices.</p> <p>A available: Evanston, Kansas City, Minneapolis, and Portland ASCS grain offices.</p>										

See footnotes at end of table.

Commodity	Sales price or method of sale										
Domestic and export—unrestricted use:	<p>A. Redemption of domestic payment-in-kind certificates: Such CCC dispositions of corn, as CCC may designate, will be in redemption of certificates or rights represented by pooled certificates under a feed grain program. The minimum price at which corn shall be valued for such dispositions shall be market price, but not less than the payment-in-kind formula price for such redemptions. Such formula price shall be the applicable 1963 price support loan rate for the class, grade and quality of the corn, plus the amount shown in C below applicable for the storage point involved.</p> <p>B. General sales: 1. Storable: Such CCC dispositions of storable corn, as CCC may designate as general sales, will be made during the month at market price, but not less than the Agricultural Act of 1949 formula minimum price for such sales which is 105 percent of the applicable 1963 support rate (published price support loan rate plus the amount shown in C below, applicable to the class, grade, and quality of the corn) plus the amount shown in C below, applicable to the storage point involved. Examples of these export sales announcements are shown in C below. For corn in stock at the time of production the freight from the point of production to the present point of storage will also be added. CCC will normally make general sales of corn when dispositions of such corn are not being made against domestic payment-in-kind certificates.</p> <p>2. Nonstorable: Such dispositions of nonstorable corn as CCC may designate as general sales will be made at not less than market price, as determined by CCC.</p> <p>C. Markups and Agricultural Act of 1949 formula price examples (per bushel).</p> <table border="1" data-bbox="231 1071 385 1837"> <tr> <td>Markup in cents in-store at</td> <td>Example of in-store: formula minimum prices for No. 2 yellow corn (14 percent M.L. and 2 percent F.M.) (ex-rail or barge in dollars)</td> </tr> <tr> <td>Production point</td> <td></td> </tr> <tr> <td>Other points</td> <td>Terminal</td> </tr> <tr> <td>Cents 9</td> <td>Minneapolis, Minn.⁶ 1.43%</td> </tr> <tr> <td></td> <td>Chicago, Ill.⁶ 1.02%</td> </tr> </table>	Markup in cents in-store at	Example of in-store: formula minimum prices for No. 2 yellow corn (14 percent M.L. and 2 percent F.M.) (ex-rail or barge in dollars)	Production point		Other points	Terminal	Cents 9	Minneapolis, Minn. ⁶ 1.43%		Chicago, Ill. ⁶ 1.02%
Markup in cents in-store at	Example of in-store: formula minimum prices for No. 2 yellow corn (14 percent M.L. and 2 percent F.M.) (ex-rail or barge in dollars)										
Production point											
Other points	Terminal										
Cents 9	Minneapolis, Minn. ⁶ 1.43%										
	Chicago, Ill. ⁶ 1.02%										
Barley, bulk (continued)	<p>Export announcement sales:</p> <p>(1) Under Announcement GR-368 (Revised Aug. 31, 1959), as amended, for feed grain export payment-in-kind program. (2) Under Announcement GR-212 (Revision 2, Jan. 9, 1961), for application to approved CCC credit sales. CCC reserves the right to determine the class, grade, quality, and quantity to be made available for the sales under these announcements. The statutory minimum price referred to in the price adjustment provisions of these export sales announcements is 105 percent of the applicable price support rate plus the adjustment referred to in table above. Sale is made at the applicable export market price as determined by CCC; export payment-in-kind rates are deducted in arriving at credit sales prices.</p> <p>Available: Evanston and Kansas City ASCS offices. Stocks at West Coast seaboard terminals and stocks at Duluth or Minneapolis will be available through the Portland and Minneapolis ASCS grain offices, respectively.</p> <p>A. Redemption of domestic payment-in-kind certificates: Such CCC dispositions of grain sorghum, as CCC may designate, will be in redemption of certificates or rights represented by pooled certificates under a feed grain program. The minimum price at which grain sorghum shall be valued for such dispositions shall be market price, but not less than the payment-in-kind formula price for such redemptions. Such formula price shall be the applicable 1964 price-support loan rate for the class, grade and quality of the grain sorghum, plus the amount shown in C below applicable to the type of carrier involved.</p> <p>B. General sales: 1. Storable: Such CCC dispositions of storable grain sorghum, as CCC may designate as general sales, will be made during the month at market price, but not less than the Agricultural Act of 1949 formula minimum price for such sales which is 105 percent of the applicable 1964 price support rate (published price support loan rate plus 23 cents per hundredweight) for the class, grade and quality of the grain sorghum, plus the amount shown in C below applicable to the type of carrier involved. If delivery is outside the area of production, applicable freight will be added. Examples of these formula minimum prices are shown in C below. CCC will normally make general sales of grain sorghum when dispositions of such grain sorghum are not being made against domestic payment-in-kind certificates.</p> <p>2. Nonstorable: Such dispositions of nonstorable grain sorghum as CCC may designate as general sales will be made at not less than market price, as determined by CCC.</p> <p>C. Markups and Agricultural Act of 1949 formula price examples (per hundredweight).</p> <table border="1" data-bbox="385 1071 539 1837"> <tr> <td>Markup in cents received by</td> <td>Examples of in-store: formula minimum prices for No. 2 or better grain sorghum (ex-rail or barge in dollars)</td> </tr> <tr> <td>Truck</td> <td></td> </tr> <tr> <td>Rail or barge</td> <td>Terminal</td> </tr> <tr> <td>Cents 11</td> <td>Kansas City, Mo. \$2.48</td> </tr> <tr> <td></td> <td></td> </tr> </table>	Markup in cents received by	Examples of in-store: formula minimum prices for No. 2 or better grain sorghum (ex-rail or barge in dollars)	Truck		Rail or barge	Terminal	Cents 11	Kansas City, Mo. \$2.48		
Markup in cents received by	Examples of in-store: formula minimum prices for No. 2 or better grain sorghum (ex-rail or barge in dollars)										
Truck											
Rail or barge	Terminal										
Cents 11	Kansas City, Mo. \$2.48										
Grain sorghum, bulk	<p>D. Availability information: For information on CCC grain sorghum sales and payments-in-kind from bin sites, contact ASCS State or county offices. For information on the disposition of grain sorghum from other locations, contact the Kansas City, Evanston, Portland or Minneapolis ASCS grain office listed at end of table.</p> <p>Export announcement sales:</p> <p>(1) Under Announcement GR-212 (Revision 2, Jan. 9, 1961), for application to arrangements for barter, approved CCC credit and other designated sales. (2) Under Announcement GR-368 (Revised Aug. 31, 1959) as amended, for feed grain export payment-in-kind program. CCC stocks of grain sorghum held in California export terminals are the only stocks stored in California available for sale under these export announcements, except that such sorghum shall not be eligible for application to Title I, P.L. 480 purchase authorizations or for barter. CCC reserves the right to determine the class, grade, quality, and quantity to be made available for sale under the announcements. The statutory minimum price referred to in the price adjustment provision of these export sales announcements is 105 percent of the applicable price support rate plus the adjustment referred to in table above. Sale is made at the applicable export market price, as determined by CCC; export payment-in-kind rates are deducted in arriving at credit and barter sales prices.</p> <p>A available: Evanston, Kansas City, Minneapolis, and Portland ASCS grain offices.</p>										

Commodity	Sales price or method of sale																		
Wheat, bulk.....	<p>Domestic and export, unrestricted use: A. Redemption of Domestic Payment-in-kind Certificates: Such CCC dispositions of wheat, as CCC may designate, will be in redemption certificates or rights represented by pooled certificates under the 1968 wheat price-support program. The minimum price at which wheat shall be valued for such dispositions shall be the highest of (a) market price as determined by CCC, (b) a minimum price for such wheat determined by CCC, or (c) the Agricultural Act of 1949 formula price which is 105 percent of the applicable 1964 price support rate for the class, grade, and quality of the wheat plus the amount shown in C below applicable to the type of carrier involved. If delivery is outside the area of production applicable freight will be added to such formula price.</p> <p>B. General sales:¹ 1. Storable: Such CCC dispositions of storable wheat, as CCC may designate will be general sales. Such sales shall be made at the same minimum price as redemptions of payments-of-kind certificates described in A above. CCC will normally make general sales of wheat when dispositions of such wheat are not being made against domestic payment-in-kind certificates. 2. Nonstorable: Such dispositions of nonstorable wheat as CCC may designate as general sales will be made at not less than market price, as determined by CCC.</p> <p>C. Markups and formula minimum price examples.</p> <table border="1" data-bbox="331 149 566 772"> <thead> <tr> <th colspan="3">Examples of per bushel formula minimum prices basis in-store : ex-rail or barge</th> </tr> <tr> <th>Per bushel markup received by</th> <th>Terminal</th> <th>Price</th> </tr> </thead> <tbody> <tr> <td>Truck</td> <td>Chicago</td> <td>No. 1 RW..... \$1.65</td> </tr> <tr> <td></td> <td>Minneapolis</td> <td>No. 1 DNS..... 1.72</td> </tr> <tr> <td></td> <td>Kansas City</td> <td>No. 1 HW..... 1.61</td> </tr> <tr> <td></td> <td>Portland</td> <td>No. 1 SW..... 1.55</td> </tr> </tbody> </table>	Examples of per bushel formula minimum prices basis in-store : ex-rail or barge			Per bushel markup received by	Terminal	Price	Truck	Chicago	No. 1 RW..... \$1.65		Minneapolis	No. 1 DNS..... 1.72		Kansas City	No. 1 HW..... 1.61		Portland	No. 1 SW..... 1.55
Examples of per bushel formula minimum prices basis in-store : ex-rail or barge																			
Per bushel markup received by	Terminal	Price																	
Truck	Chicago	No. 1 RW..... \$1.65																	
	Minneapolis	No. 1 DNS..... 1.72																	
	Kansas City	No. 1 HW..... 1.61																	
	Portland	No. 1 SW..... 1.55																	
Rye, bulk.....	<p>Domestic and export,¹ unrestricted use) Storable: Market price, as determined by CCC, but not less than the Agricultural Act of 1949 formula price which is 105 percent of the applicable 1964 price support rate³ for the class, grade, and quality of the grain plus the respective amount shown below applicable to the type of carrier involved. If delivery is outside the area of production applicable freight will be added to the above.</p> <table border="1" data-bbox="331 772 566 1081"> <thead> <tr> <th colspan="3">Examples of per bushel formula minimum price (ex-rail or barge)</th> </tr> <tr> <th>Truck</th> <th>Terminal</th> <th>Price</th> </tr> </thead> <tbody> <tr> <td>Rail or barge</td> <td>Minneapolis, Minn.....</td> <td>No. 2 or better (or No. 3 on TW only). \$1.36</td> </tr> <tr> <td>Cents 6</td> <td>0</td> <td></td> </tr> </tbody> </table> <p>Available: At bin sites through ASCS county offices. At other locations through the Evanston, Kansas City, Minneapolis, or Portland ASCS grain offices. Nonstorable (as available): At not less than market price as determined by CCC through the ASCS grain offices listed at end of table.</p> <p>Export: (1) Under Announcement GR-368 (Revised Aug. 31, 1959) as amended, for feed grain export payment-in-kind program. (2) Under Announcement GR-212 (Revision 2, Jan. 9, 1961), for application to arrangements for approved CCC credit and other designated sales. Sale is made at the applicable export market price, as determined by CCC; export payment-in-kind rates are deducted in arriving at credit sales prices. Available: Evanston, Kansas City, and Portland ASCS offices; also Minneapolis ASCS grain office for rye stored in terminals in Minneapolis. Domestic and export:¹ Storable: Market price, as determined by CCC, but not less than the Agricultural Act of 1949 formula price which is 105 percent of the applicable 1964 price support rate³ for the class, grade, and quality of the oats plus the amount shown below applicable to the storage point involved. For oats in-store at other than the point of production, the freight from point of production to the present point of storage will also be added.</p>	Examples of per bushel formula minimum price (ex-rail or barge)			Truck	Terminal	Price	Rail or barge	Minneapolis, Minn.....	No. 2 or better (or No. 3 on TW only). \$1.36	Cents 6	0							
Examples of per bushel formula minimum price (ex-rail or barge)																			
Truck	Terminal	Price																	
Rail or barge	Minneapolis, Minn.....	No. 2 or better (or No. 3 on TW only). \$1.36																	
Cents 6	0																		
Oats, bulk.....	<table border="1" data-bbox="331 772 566 1081"> <thead> <tr> <th colspan="3">Examples of per bushel formula minimum prices basis in-store at</th> </tr> <tr> <th>Production point</th> <th>Terminal</th> <th>Price</th> </tr> </thead> <tbody> <tr> <td>Other points</td> <td>Chicago, Ill.....</td> <td>No. 2 (or better)..... \$0.83</td> </tr> <tr> <td>Cents 0</td> <td>1 1/2</td> <td>Minneapolis, Minn..... .73 3/4</td> </tr> </tbody> </table> <p>Available: At bin sites through ASCS county offices. At other locations through the Evanston, Kansas City, Minneapolis, or Portland ASCS grain offices. Nonstorable (as available): At not less than the market price as determined by CCC. At bin sites through ASCS county offices. At other locations through the ASCS grain offices listed at end of table.</p> <p>Export announcement sales: (1) Under Announcement GR-368 (Rev. Aug. 31, 1959) as amended for feed grain export payment-in-kind programs. (2) Under Announcement GR-212 (Revision 2, Jan. 9, 1961) for application to approved CCC credit and other designated sales. Oats will not be sold for application to Title I, or Title IV, P. L. 480 purchase authorizations or for barter. Sale is at the applicable export market price, as determined by CCC; export payment-in-kind rates are deducted in arriving at credit sales prices. Available: Evanston, Kansas City, Minneapolis, and Portland ASCS grain offices.</p>	Examples of per bushel formula minimum prices basis in-store at			Production point	Terminal	Price	Other points	Chicago, Ill.....	No. 2 (or better)..... \$0.83	Cents 0	1 1/2	Minneapolis, Minn..... .73 3/4						
Examples of per bushel formula minimum prices basis in-store at																			
Production point	Terminal	Price																	
Other points	Chicago, Ill.....	No. 2 (or better)..... \$0.83																	
Cents 0	1 1/2	Minneapolis, Minn..... .73 3/4																	

See footnotes at end of table.

D. Availability information: For information on CCC wheat sales and payments-in-kind from bin sites, contact ASCS State or county offices. For information on the disposition of wheat from other locations, contact the Evanston, Kansas City, Minneapolis, or Portland ASCS grain office listed at end of table.

Export announcement sales:
 (1) Under Announcement GR-345 (Revised July 13, 1962) as amended for payments-in-kind from bin sites, contact ASCS State or county offices. For information on the disposition of wheat from other locations, contact the Evanston, Kansas City, Minneapolis, or Portland ASCS grain office listed at end of table.
 (2) Under Announcement GR-345 (Revised July 13, 1962) as amended for export payment-in-kind program except that (a) wheat will be eligible for P. L. 480, Title sales, and (b) hard winter wheat exports through west coast ports will not be eligible for Title I, P. L. 480 sales. (3) Under Announcement GR-261 (Rev. 2, Jan. 9, 1961) as amended) for export as wheat and under Announcement GR-262 (Rev. 2, Jan. 9, 1961) for export as flour for application under arrangements for barter and approved CCC credit sales only at prices determined daily. Hard winter wheat will not be sold through west coast ports under Announcements GR-261 or GR-262.
 Available: Evanston, Kansas City, Minneapolis and Portland ASCS grain offices. (See above for limited availability of hard winter wheat through west coast ports.)

Commodity	Sales price or method of sale					
Dry Edible Beans (bagged)	Domestic: Domestic market price but not less than the following minimum price per cwt. for U.S. No. 1 f.o.b. indicated points of production. Amount of paid-in-freight to be added as applicable. For other grades and locations adjust by applicable 1963 price support differentials.					
	Class	Price per cwt.	Area of production			
	Dark Red Kidney	\$9.35	Michigan.			
	Pea	7.66	Michigan.			
	Great Northern	7.65	Denver rate basis.			
	Pinto	6.88	Denver rate basis.			
	Export: Under announcement GR-409 at the following price per cwt. on the basis of U.S. No. 1 f.o.b. indicated points of production. Amount of paid-in-freight to be added as applicable. For other grades, adjust by market differentials. In other areas, adjust by the 1963 price support differential.					
	Class	Price per cwt.	Area of production			
	Dark Red Kidney	\$8.64	Michigan.			
	Pea	7.03	Michigan.			
Great Northern	7.65	Denver rate basis.				
Pinto	6.65	Denver rate basis.				
Flaxseed, bulk	As available from the Evanston, Kansas City and Portland ASCS offices.					
	Domestic, unrestricted use:					
	Storable: Market price basis in store, ¹ but not less than the applicable 1964 support price for the class, grade, and quality of the flaxseed plus 14½ cents per bushel, and plus the respective amount shown below applicable to the type of carrier involved. If delivery is outside the area of production applicable freight will be added to the above.					
	Unit	Received by	Examples of minimum prices (ex-rail or barge)			
		Truck	Rail or barge	Terminal	Class and grade	Price
	Bushel	Cents 8	Cents 0	Minneapolis	No. 1	\$3.28½
	Nonstorable (as available): At not less than market price as determined by CCC through the Minneapolis Grain Merchandising ASCS office.					
	Available: Through the Minneapolis Grain Merchandising ASCS office.					
	Export, restricted use: Competitive bid basis under Announcement Nos. EV-20 issued by the Evanston office under which flaxseed equal in grade and quantity to the flaxseed sold, or linseed oil equivalent computed on the basis of 19 pounds per bushel of flaxseed sold must be exported within 120 days after the date of sale.					
	Rice, rough	Domestic, unrestricted use: Market price but not less than 1963 loan rate plus 5 percent, plus 44 cents per hundredweight, basis in store.				
Export: As milled or brown under Announcement GR-369, Revision II, Rice Export Program—Payment-in-Kind, and under GR-379, Revision I, for approved credit sales. Prices, quantities, and varieties of rough rice available from Kansas City ASCS Commodity Office.						
Domestic for crushing or export: Competitive bid under CCC Peanut Announcement 1 (Revised Jan. 4, 1962), as amended and supplemented March 3, 1964.						
Domestic, unrestricted use: Cottonseed oil will be sold under terms and conditions of Announcement NO-CS-4, as amended, at the higher of 105 percent of the average investment cost to CCC, calculated monthly or the market price as determined by CCC. CCC reserves the right to withdraw this offer at any time.						
Available: For locations and prices contact New Orleans ASCS Commodity Office.						
Peanuts, shelled or unshelled (farmers' stock as available).						
Cottonseed oil, crude and refined, BPSY (bulk).						
Rice, rough						
Domestic, unrestricted use: Market price but not less than 1963 loan rate plus 5 percent, plus 44 cents per hundredweight, basis in store.						
Export: As milled or brown under Announcement GR-369, Revision II, Rice Export Program—Payment-in-Kind, and under GR-379, Revision I, for approved credit sales. Prices, quantities, and varieties of rough rice available from Kansas City ASCS Commodity Office.						

USDA AGRICULTURAL STABILIZATION AND CONSERVATION SERVICE OFFICES

GRAIN OFFICES

Evanston ASCS Commodity Office, 2201 Howard Street, Evanston, Ill., 60202. Telephone: Long distance—University 9-0600 (Evanston Exchange). Local—Rogers Park 1-5000 (Chicago, Ill.).

Connecticut, Delaware, Florida, Georgia, Illinois, Indiana, Iowa, Kentucky, Maine, Maryland, Massachusetts, Michigan, New Hampshire, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, South Carolina, Tennessee, Virginia, Vermont, and West Virginia.

Branch Office—Minneapolis ASCS Branch Office, 310 Grain Exchange Building, Minneapolis, Minn., 55415. Telephone: 334-2051.

Minnesota, Montana, North Dakota, South Dakota, and Wisconsin.

Kansas City ASCS Commodity Office, 8930 Ward Parkway (P.O. Box 205), Kansas City, Mo., 64141. Telephone: Emerson 1-0860.

Alabama, Arkansas, Colorado, Kansas, Louisiana, Mississippi, Missouri, Nebraska, New Mexico, Oklahoma, Texas, and Wyoming.

Branch Office—Portland ASCS Branch Office, 1218 Southwest Washington Street, Portland, Ore., 97205. Telephone: Capitol 6-3361.

Alaska, Hawaii, Idaho, Nevada, Oregon, Utah, and Washington (Domestic and Export Sales), Arizona and California (Export Sales only).

Branch Office—Berkeley ASCS Branch Office, 2020 Milvia Street, Berkeley, Calif., 94704. Telephone: Thornwall 1-5121. Arizona and California (Domestic sales only).

PROCESSED COMMODITIES OFFICE—(ALL STATES)

Minneapolis ASCS Commodity Office, 6400 France Avenue, South Minneapolis, Minn., 55410. Telephone: 334-3200.

COTTON OFFICES—(ALL STATES)

New Orleans ASCS Commodity Office, Wirth Building, 120 Marais Street, New Orleans, La., 70112. Telephone: 529-2411.

Cotton Products and Export Operations Office, 80 Lafayette Street, New York, N.Y., 10013. Telephone: Rector 2-8000.

Representative of General Sales Manager, New York Area: Joseph Reidinger, 80 Lafayette Street, New York, N.Y., 10013. Telephone: Rector 2-8000.

Representative of General Sales Manager, West Coast Area: Callan B. Duffy, Balboa Building, 593 Market Street, San Francisco 5, Calif. Telephone: Sutter 1-3179.

(Sec. 4, 62 Stat. 1070, as amended; 15 U.S.C. 714b. Interpret or apply Sec. 407, 63 Stat. 1066; Sec. 105(c), 63 Stat. 1051, as amended by 76 Stat. 612; Secs. 303, 306, and 307, 76 Stat. 614-617; 7 U.S.C. 1427; and 1441 (note))

Signed at Washington, D.C., on July 13, 1964.

E. A. JAENKE,
Acting Executive Vice President,
Commodity Credit Corporation.

[FR. Doc. 64-7127; Filed, July 17, 1964; 8:45 a.m.]

¹ Such dispositions shall be for domestic unrestricted use or for export.

² The delivery basis for these examples is "in-store", and market prices will be on the same basis. The formula price delivery basis for bin site sales will be f.o.b.

³ To compute, multiply applicable support price by 1.05, round price up to nearest whole cent and add amount shown above and any applicable freight.

⁴ On sales made on a protein basis, the loan rate shall be increased by the applicable market or loan bulletin protein premium for the protein content of the wheat, whichever is higher. On sales made on a sedimentation basis, the loan rate shall be increased by the applicable loan bulletin sedimentation premium for the sedimentation value of the wheat. On sales made on a combined sedimentation and protein basis, the loan rate shall be adjusted by the applicable loan bulletin sedimentation and protein premiums and discounts for the respective sedimentation value and protein contents of the wheat.

⁵ Woodford County, Ill., origin.

⁶ Redwood County, Minn., origin.

Office of the Secretary
MONTANA ET AL.

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 herein-named counties in the States of Montana, North Carolina and Texas natural disasters have caused a need for agricultural credit not readily available from commercial banks, cooperative lending agencies, or other responsible sources.

MONTANA

Lewis and Clark. Powell.

NORTH CAROLINA

Columbus.

TEXAS

Cottle. Jim Wells.
Dickens. Karnes.
Duval. King.
Foard. Robertson.
Hardeman. Stonewall.
Haskell. Tarrant.
Jackson. Wilbarger.

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 14th day of July 1964.

ORVILLE L. FREEMAN,
Secretary.

[F.R. Doc. 64-7145; Filed, July 17, 1964;
8:46 a.m.]

DEPARTMENT OF HEALTH, EDU-
CATION, AND WELFARE

Food and Drug Administration
EASTMAN CHEMICAL PRODUCTS, INC.

Notice of Filing of Petition Regarding
Food Additive 2,6-BIS(1-Methyl-
heptadecyl)-p-Cresol

Pursuant to the provisions of the Federal Food, Drug and Cosmetic Act (sec. 409(b)(5), 72 Stat. 1786; 21 U.S.C. 348(b)(5)), notice is given that a petition (FAP 1409) has been filed by Eastman Chemical Products, Inc., Kingsport, Tennessee, proposing that § 121.2566(b) be amended by adding:

List of substances

2,6-Bis(1-methylheptadecyl)-p-cresol ---

Limitations

For use only at levels not to exceed 0.3 percent by weight of polymers complying with §§ 121.2501, 121.2508, and 121.2510, provided that the finished polymers contact food only of the types identified in § 121.2526(c), table 1, under categories I, II, IV-B, VI, and VIII.

Dated: July 14, 1964.

MALCOLM R. STEPHENS,
Assistant Commissioner for Regulations.

[F.R. Doc. 64-7159; Filed, July 17, 1964; 8:48 a.m.]

CIVIL AERONAUTICS BOARD

[Docket 15383]

AERO LINEAS FLECHA AUSTRAL
LIMITADA

Postponement of Prehearing Confer-
ence and Reassignment of Exam-
iner

Notice is hereby given that the prehearing conference in the above-entitled matter now assigned to be held on July 28 is postponed to July 30, 1964, 10:00 a.m., e.d.s.t., Room 701, Universal Building, Connecticut and Florida Avenues NW., Washington, D.C. The prehearing conference originally scheduled to be heard before Examiner Richard A. Walsh is reassigned to Examiner Walter W. Bryan.

Dated at Washington, D.C., July 14, 1964.

[SEAL]

FRANCIS W. BROWN,
Chief Examiner.

[F.R. Doc. 64-7160; Filed, July 17, 1964;
8:48 a.m.]

[Docket 14493]

EASTERN AIR LINES, INC.

Redesignation of Philadelphia, Pa.-
Wilmington, Del.; Notice of Hearing

Notice is given herewith, pursuant to the provisions of the Federal Aviation Act of 1958, as amended, that a hearing in the above-entitled proceeding originally assigned to be held before the undersigned Examiner on July 13, 1964, will now be held on July 28, 1964 at 10:00 a.m., e.d.s.t., in the Court of Chancery, Courtroom Number 2, Eleventh and King Streets, Wilmington, Delaware. Upon conclusion of the Wilmington session the hearing will reconvene immediately thereafter in Washington, D.C., at a time and place to be announced by the Examiner before adjournment.

For information concerning the issues and other details in this proceeding, interested persons are referred to the Prehearing Conference Report served on May 21, 1964, and other documents which are on file in this proceeding in

the Docket Section of the Civil Aeronautics Board.

Dated at Washington, D.C., July 14, 1964.

[SEAL]

RICHARD A. WALSH,
Hearing Examiner.

[F.R. Doc. 64-7161; Filed, July 17, 1964;
8:48 a.m.]

[Order No. E-21059; Docket 14085]

MOHAWK AIRLINES, INC.

Order To Show Cause

Adopted by the Civil Aeronautics Board at its office in Washington, D.C., on the 13th day of July 1964.

In the matter of the application of Mohawk Airlines, Inc., for renewal and amendment of its Certificate of Public Convenience and Necessity for Segment 4 of Route 94.

On October 17, 1962, Mohawk Airlines, Inc. (Mohawk) filed an application requesting the Board to direct interested persons to show cause why the Board should not amend its certificate of public convenience and necessity for Route 94 to (a) renew segment 4 thereof for an indefinite period¹ and (b) realign the segment to authorize Mohawk to operate between the terminal point Boston, Mass., the intermediate points Providence, R.I., and White Plains, N.Y., and (a) beyond White Plains, N.Y., the terminal point New York, N.Y.-Newark, N.J., and (b) beyond White Plains, N.Y., the intermediate point Poughkeepsie, N.Y., and the terminal point Binghamton-Endicott-Johnson City, N.Y."²

¹As an alternative to indefinite renewal, Mohawk requests a two year renewal of the Providence-Poughkeepsie-Binghamton service authority so that all points on the segment will have a common expiration date. The authorization to serve Poughkeepsie and Binghamton-Endicott-Johnson City on segment 4 expired on February 23, 1963, while the authority to serve the balance of the segment expires on February 23, 1965. In this connection, Mohawk's application for renewal was not timely filed pursuant to section 377.10(c) of the Board's special regulations. However, on November 15, 1962, Mohawk filed a motion requesting the Board to waive the applicability of Part 377. In Order E-19302, February 14, 1963, the Board found that Mohawk's failure to file its renewal application within the prescribed time was attributable to excusable neglect and that for the purpose of invoking the provisions of section 9(b) of the Administrative Procedure Act, the renewal application would be considered as timely filed.

²Mohawk's present certificate authorizes service on segment 4 "between the terminal point Boston, Mass., the intermediate point Providence, R.I., and (a) beyond Providence R.I., the intermediate point White Plains, N.Y., and the terminal point New York, N.Y.-Newark, N.J., and (b) beyond Providence, R.I., the intermediate point Poughkeepsie, N.Y., and the terminal point Binghamton-Endicott-Johnson City, N.Y." Mohawk, by exemption, is authorized to operate one non-stop roundtrip service daily between White Plains and Poughkeepsie. See Order E-14271, July 27, 1959.

In support of its application, Mohawk contends, among other things, that the present segment 4 certificate authority coupled with the White Plains-Poughkeepsie exemption authority enable it to provide service in three substantial markets⁵ with significant traffic demand⁶ in which it is the only authorized air carrier; that it currently provides a satisfactory and economic service between Binghamton and both White Plains and Poughkeepsie; that the indefinite renewal of a realigned segment 4 is required by the public convenience and necessity and that a prima facie case has been presented which supports a grant of the relief sought.

The realigned segment 4 for which Mohawk has applied would give it essentially the same authority it now holds via a combination of certificate and exemption authority. Since Mohawk has served the segment 4 markets, including White Plains-Poughkeepsie, for almost five years, we have the benefit of market development and traffic generation experience to assist us in determining whether the public convenience and necessity require renewal of Mohawk's authority to serve segment 4 and realignment of the segment.

A market-by-market analysis of segment 4 traffic, including that carried pursuant to the White Plains-Poughkeepsie exemption authority, for the 12-months ended September 30, 1963, shows that the segment generated a total of approximately 18,355 passengers and averaged 20.6 passengers per mile for the period (Appendix A).⁷ This level of traffic generation is well in excess of our established standards for retention of service.

As shown in Appendix B,⁸ Mohawk's operations in segment 4 markets, including the White Plains-Poughkeepsie market, for the observed period required an estimated breakeven need of \$3,123 with a ratio of breakeven need to commercial revenue of 0.01. When return on investment and taxes are added to the breakeven need the total subsidy need amounted to an estimated \$45,073. The substantial traffic generation developed by Mohawk in the segment 4 and White Plains-Poughkeepsie markets, and the relatively small subsidy need required for the service, support a tentative finding that the renewal of Mohawk's authority to serve segment 4 for an indefinite period is required by the public convenience and necessity and is in the public interest.

⁵ White Plains-Boston, White Plains-Binghamton and Poughkeepsie-Binghamton.

⁶ Mohawk's company records indicate that the following on-line passenger traffic was exchanged between the principal pairs of points for the year ended February 28, 1962: Between Binghamton and Poughkeepsie—9,456; between Binghamton and White Plains—9,590; and between White Plains and Boston—9,368. Since our traffic estimate is predicated upon an analysis of traffic moving on flights over the authority at issue, we have not included traffic in the Binghamton-White Plains market which moved over segment 1.

⁷ Appendix A filed as part of the original document.

⁸ Appendix B filed as part of the original document.

In providing for a realignment of segment 4, we will bifurcate the segment at White Plains. This will permit Mohawk to continue its present pattern of service over segment 4; a pattern which appears to meet the service requirements in the markets at issue. Furthermore, bifurcation of segment 4 at White Plains will preclude a situation under which Mohawk would have nonstop authority in the New York/Newark-Poughkeepsie market over both the subsidized segment 4 and the nonsubsidized Route 72.⁹ In this way the problem of properly identifying the operations for purposes of subsidy eligibility will be avoided.

Upon consideration of the foregoing, and acting pursuant to section 401(g) of the Federal Aviation Act of 1958, as amended, the Board tentatively finds and concludes that Mohawk's authority to serve segment 4 should be renewed for an indefinite period and that its certificate of public convenience and necessity should be amended, or modified, in such a manner as to provide for the bifurcation of segment 4 at White Plains, N.Y., rather than at Providence, R.I. Our action taken herein is not intended to modify any existing terms, conditions or limitations of Mohawk's certificate as they relate to skip-stop authority or other service requirements on segment 4 or at any designated point thereon.

A certificate of public convenience and necessity amended to reflect the tentative findings and conclusions reached herein is attached as Appendix C.¹⁰

Accordingly, it is ordered:

1. That all interested persons are directed to show cause why the Board should not issue an order making final the tentative findings and conclusions reached herein and issue to Mohawk an amended certificate of public convenience and necessity in the form attached hereto renewing its authority to serve segment 4 for an indefinite period and authorizing Mohawk to engage in air transportation of persons, property and mail between the terminal point Boston, Mass., the intermediate points Providence, R.I., and White Plains, N.Y., and (a) beyond White Plains, N.Y., the terminal point New York-Newark, N.J., and (b) beyond White Plains, New York, the intermediate point Poughkeepsie, N.Y., and the terminal point Binghamton-Endicott-Johnson City, N.Y.;

2. That any interested persons having objections to the issuance of an order making final the tentative findings and conclusions reached herein shall, within 15 days from the service date of this order, file written notice of such objections with the Board;

3. That, in the event that objections are filed pursuant to paragraph 2 above

⁹ Although Poughkeepsie is an intermediate point on Route 72 between Albany and New York-Newark, Mohawk has not served Poughkeepsie on Route 72 since the route was acquired from Eastern in 1961.

¹⁰ The specimen certificate includes the certificate amendments directed by Order E-20884, June 1, 1964, in the Mohawk Airlines, Inc., "Use It Or Lose It" Investigation, Docket 14041, et al. (deletion of Auburn-Geneva, N.Y., Meadville, Pa., and segment 6 between Elmira-Corning, N.Y., and Bradford, Pa.).

this proceeding shall be set for hearing before an examiner of the Board limited to the consideration of issues raised by such timely filed objections;

4. That, in the event no objections are filed with respect to the tentative findings and conclusions reached herein, all further procedural steps will be deemed waived and the issues herein will be submitted to the Board for final action;

5. That, since specific provision is made herein for the filing of objections to the tentative findings and conclusions, filing of petitions for reconsideration will be cumulative and will not be entertained; and

6. That a copy of this order shall be served on Mohawk Airlines, Inc.; the cities of Boston, Mass., Providence, R.I., New York, White Plains, Poughkeepsie, Binghamton, Endicott, Johnson City, N.Y., and Newark, N.J.

This order will be published in the FEDERAL REGISTER.

By the Civil Aeronautics Board.

[SEAL]

MABEL McCART,
Acting Secretary.

APPENDIX C

Certificate of Public Convenience and Necessity for Local or Feeder Service (as amended) for Route 94 is hereby authorized, subject to the provisions hereinafter set forth, the provisions of Title IV of the Federal Aviation Act of 1958, and the orders, rules, and regulations issued thereunder, to engage in air transportation with respect to persons, property, and mail, as follows:

1. Between the terminal point New York, N.Y.-Newark, N.J., the intermediate points White Plains, Liberty-Monticello, Binghamton-Endicott-Johnson City, Elmira-Corning, Ithaca-Cortland, Utica-Rome, Syracuse, and Rochester, N.Y., and the coterminal points Buffalo and Niagara Falls, N.Y.;

2. Between the terminal point New York, N.Y.-Newark, N.J., the intermediate points White Plains, Liberty-Monticello, Oneonta, Utica-Rome, Watertown, and Ogdensburg, N.Y., and the terminal point Massena, N.Y.;

3. Between the terminal point Boston, Mass., the intermediate points Worcester, Mass., Providence, R.I., Springfield-Westfield, Mass., and Keene, N.H., the alternate intermediate points Glens Falls and Albany, N.Y., the intermediate points Utica-Rome, Binghamton-Endicott-Johnson City, Elmira-Corning, Ithaca-Cortland, Syracuse, and Rochester, N.Y., and the coterminal points Buffalo and Niagara Falls, N.Y.;

4. Between the terminal point Boston, Mass., the intermediate points Providence, R.I., and White Plains, N.Y., and (a) beyond White Plains, N.Y., the terminal point New York, N.Y.-Newark, N.J., and (b) beyond White Plains, N.Y., the intermediate point Poughkeepsie, N.Y., and the terminal point Binghamton-Endicott-Johnson City, N.Y.;

5. Between the coterminal points Utica-Rome and Syracuse, N.Y., the intermediate points Ithaca-Cortland, Binghamton-Endicott-Johnson City, Elmira-Corning, Olean, and Jamestown, N.Y., and the terminal point Cleveland, Ohio;

6. Between the terminal point Detroit, Mich., the intermediate point Erie, Pa., and the coterminal points Buffalo and Niagara Falls, N.Y.;

7. Between the terminal point New York, N.Y.-Newark, N.J., the intermediate points Syracuse, Watertown, and Ogdensburg, N.Y., and the terminal point Massena, N.Y.;

8. Between the coterminal points Watertown and Ogdensburg-Massena, N.Y., the intermediate points Utica-Rome, Syracuse,

Ithaca-Cortland, and Elmira-Corning, N.Y., and the terminal point Pittsburgh, Pa.

The service herein authorized is subject to the following terms, conditions, and limitations:

(1) The holder shall render service to and from each of the points named herein, except as temporary suspensions of service may be authorized by the Board; and may begin or terminate, or begin and terminate, trips at points short of terminal points.

(2) The holder may continue to serve regularly any point named herein through the airport last regularly used by the holder to serve such point prior to the effective date of this certificate. Upon compliance with such procedure relating thereto as may be prescribed by the Board, the holder may, in addition to the service hereinabove expressly prescribed, regularly serve a point named herein through any airport convenient thereto.

(3) On each trip operated by the holder over all or part of any of the eight numbered route segments in this certificate, the holder shall stop at each point named between the point of origin and point of termination of such trip on such segment, except a point or points with respect to which (a) the Board, pursuant to such procedure as the Board may from time to time prescribe, may by order relieve the holder from the requirements of such condition, (b) the holder is authorized by the Board to suspend service, (c) the holder is unable to render service on such trip because of adverse weather conditions or other conditions which the holder could not reasonably have been expected to foresee or control, or (d) paragraph (4), (5), or (6) below is applicable.

(4) If the holder has scheduled two daily round trips to a given point on segment 1, 2, 3, 4, 5, or 8, the holder may omit such point on any additional trip scheduled over all or part of such segment, subject to the following limitations:

(a) The holder shall schedule service to a minimum of two intermediate points (exclusive of Albany, N.Y.) between the following pairs of points:

Boston, Mass., and Buffalo, N.Y.
Boston, Mass., and Niagara Falls, N.Y.
Cleveland, Ohio, and Boston, Mass.
Cleveland, Ohio, and New York, N.Y.-Newark, N.J.

(b) The holder shall schedule service to a minimum of one intermediate point between the following pairs of points:

Albany, N.Y., and Boston, Mass.
Albany, N.Y., and Buffalo, N.Y.
Albany, N.Y., and Niagara Falls, N.Y.
Boston, Mass., and Binghamton-Endicott-Johnson City, N.Y.
Boston, Mass., and New York, N.Y.-Newark, N.J.
New York, N.Y.-Newark, N.J., and Buffalo, N.Y.
New York, N.Y.-Newark, N.J., and Niagara Falls, N.Y.
New York, N.Y.-Newark, N.J., and Providence, R.I.
New York, N.Y.-Newark, N.J., and Rochester, N.Y.
Springfield-Westfield, Mass., and Rochester, N.Y.
Springfield-Westfield, Mass., and Syracuse, N.Y.
Syracuse, N.Y., and Cleveland, Ohio.

(c) The holder shall schedule service to a minimum of one intermediate point (exclusive of Albany, N.Y.) between the following pairs of points:

Boston, Mass., and Rochester, N.Y.
Boston, Mass., and Syracuse, N.Y.
Springfield-Westfield, Mass., and Buffalo, N.Y.
Springfield-Westfield, Mass., and Niagara Falls, N.Y.

(5) If the holder has scheduled

(a) one daily round trip to Glens Falls, Jamestown, Liberty-Monticello, Olean, or Oneonta, N.Y., or

(b) in the case of Poughkeepsie, N.Y., two daily round trips to Binghamton-Endicott-Johnson City, N.Y., and one daily round trip to Providence, R.I., and Boston, Mass.,

the holder may omit service to such point on any additional trips scheduled over all or part of the segment on which such point is named, subject to the limitations specified in paragraph (4) above.

(6) The holder may schedule nonstop service between the following pairs of points:

Binghamton-Endicott-Johnson City, N.Y., and Albany, N.Y.
Binghamton-Endicott-Johnson City, N.Y., and Ithaca-Cortland, N.Y.
Binghamton-Endicott-Johnson City, N.Y., and New York, N.Y.-Newark, N.J.
Binghamton-Endicott-Johnson City, N.Y., and Utica-Rome, N.Y.
Elmira-Corning, N.Y., and Buffalo, N.Y.
Elmira-Corning, N.Y., and Niagara Falls, N.Y.
Elmira-Corning, N.Y., and New York, N.Y.-Newark, N.J.
New York, N.Y.-Newark, N.J., and Ithaca-Cortland, N.Y.
New York, N.Y.-Newark, N.J. and Utica-Rome, N.Y.
White Plains, N.Y., and Syracuse, N.Y.

(7) Flights serving (a) both Boston, Mass., and Providence, R.I., shall originate or terminate at a point south or west of Providence, R.I., or (b) both New York, N.Y.-Newark, N.J., and White Plains, N.Y., shall originate or terminate at a point north or west of White Plains, N.Y.

(8) The holder shall not serve Jamestown, N.Y., and New York, N.Y.-Newark, N.J., on the same flight.

(9) The holder's authority to engage in the transportation of mail with respect to operations conducted solely pursuant to the authority granted by Order E-17383, dated August 14, 1961, is limited to the carriage of mail on a nonsubsidy basis, i.e., on a service mail rate to be paid entirely by the Postmaster General, and the holder shall not be entitled to any subsidy with respect to such operations.

The exercise of the privileges granted by this certificate shall be subject to such other reasonable terms, conditions, and limitations required by the public interest as may from time to time be prescribed by the Board.

The services authorized by this certificate were originally established pursuant to a determination of policy by the Civil Aeronautics Board that in the discharge of its obligation to encourage and develop air transportation under the Civil Aeronautics Act, as amended, it is in the public interest to establish certain air carriers who will be primarily engaged in short-haul air transportation as distinguished from the service rendered by trunkline air carriers. In accepting this certificate the holder acknowledges and agrees that the primary purpose of this certificate is to authorize and require it to offer short-haul, local or feeder, air transportation service of the character described above.

The holder acknowledges and agrees that it is entitled to receive only service mail pay for the mail service rendered or to be rendered solely in connection with the operations specified in paragraph (9), and that it is not authorized to request or receive any compensation for mail service rendered or to be rendered for such operations in excess of the amount payable by the Postmaster General.

This certificate shall be effective on -----

The authorization to serve Liberty-Monticello, N.Y., shall expire on June 30, 1968.¹ The authorization to serve segment 5 shall expire on February 23, 1965. The authorization to serve Glen Falls, N.Y., as an alternate intermediate point with Albany, N.Y., shall expire on February 23, 1963.² The authorization to serve Oneonta, N.Y., shall expire three years from the date of inauguration of service to this point.

In witness whereof, the Civil Aeronautics Board has caused this certificate to be executed by the Secretary of the Board, and the seal of the Board to be affixed hereto, on the -----

[SEAL]

Secretary.

[P.R. Doc. 64-7162; Filed, July 17, 1964; 8:48 a.m.]

CIVIL SERVICE COMMISSION

POSITIONS FOR WHICH COMMISSION HAS PRESCRIBED MINIMUM EDUCATIONAL REQUIREMENTS

Notice of Decision To Revise Prescribed Minimum Educational Requirements

In accordance with section 5 of the Veterans' Preference Act of 1944, as amended, the Civil Service Commission has decided that previously approved minimum educational requirements for positions in the Chemistry Series, GS-1320-0, should be superseded by revised requirements. Identification of the superseded requirements, the revised requirements, the duties of the positions, and the reasons for the Commission's decision that these requirements are necessary are set forth below.

THE CHEMISTRY SERIES, GS-1320-0

(All Grades and Specializations)

Superseded requirements. The following material supersedes that previously appearing in 5 CFR 24.28 (published originally in 20 F.R. 9380, December 15, 1955).

Minimum educational requirements. Candidates for positions involving basic or applied research must show successful completion of A.

Candidates for positions other than those involving basic or applied research must show successful completion of A or B.

A. A full 4-year course in an accredited college or university leading to a bachelor's or higher degree in one of the physical or life sciences, or engineering. This course must have included 30 semester hours in chemistry consisting of lectures, recitations and appropriate laboratory work. The chemistry course of study must have included quantitative analysis, inorganic, organic and physical chemistry. In addition, candidates must have had at least 6 semester hours of physics; and also mathematics through differential and integral calculus.

B. A combination of (1) 30 semester hours in chemistry in an accredited col-

¹ On March 17, 1958, the holder filed an application in Docket 9349 for renewal of its authority to serve this point.

² On October 23, 1962, the holder filed an application in Docket 14107 for renewal of its authority to serve this point.

lege or university consisting of lectures, recitations and appropriate laboratory work, including courses as described in A above; 6 semester hours of physics; mathematics through differential and integral calculus; and (2) additional appropriate education or experience. This combination of education and/or experience must provide technical and professional knowledge equivalent to that provided by the full 4-year college course described in A above.

Duties. Chemists plan, direct, conduct, or carry out research and development or analysis and testing work that requires a full professional knowledge of the field of chemistry.

Chemists engaged in research and development are most commonly concerned with applied research projects aimed at creating new products or commodities or improving already existing ones. Some research chemists work on basic research projects and are primarily concerned with extending scientific knowledge without regard to the specific practical application of that new knowledge.

Many chemists are engaged in analysis and testing of substances to determine their composition, quality, purity, and other characteristics. The analysis and testing may be done in connection with a research and development program, or it may be done in connection with law enforcement, consumer protection, collection of revenue, or clinical diagnosis.

Reason for establishing requirements. The duties of a chemist cannot be performed without a sound and comprehensive training in the major branches of chemistry and a broad understanding of related subjects, principally physics and higher mathematics, and a knowledge of the interrelationships of these various fields. Chemists must also be able to present their findings and results of their analyses and research clearly and concisely in written and oral form.

The only method by which the necessary knowledge and training may be attained is through a directed course of study in an accredited college or university with scientific libraries, well-equipped laboratories, and thoroughly trained faculty where the student's progress may be competently guided and evaluated.

UNITED STATES CIVIL SERVICE COMMISSION,

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

[F.R. Doc. 64-7147; Filed, July 17, 1964;
8:46 a.m.]

FEDERAL COMMUNICATIONS COMMISSION

[Docket Nos. 12604 etc.; FCC 64M-661]

BLUE ISLAND COMMUNITY BROADCASTING CO., INC., ET AL.

Order for Prehearing Conference
Following Remand

In re applications of Blue Island Community Broadcasting Co., Inc., Blue

No. 140—7

Island, Illinois. Docket No. 12604, File No. BPH-2458; Elmwood Park Broadcasting Corporation, Elmwood Park, Illinois, Docket No. 13294, File No. BPH-2636; for construction permits; Evelyn R. Chauvin Schoonfield (WXFM), Elmwood Park, Illinois, Docket No. 13296, File No. BRH-179; for renewal of license.

By decision of the Commission in the above-captioned proceeding (FCC 64-627) released July 9, 1964, this matter has been remanded to the Hearing Examiner for further evidentiary hearing in specified areas. (See, Pars. 5 and 8 of the Decision.) It is desirable to hold a prehearing conference at an early date to consider the Commission's remand instructions and to make appropriate procedural arrangements for the further hearing.

Accordingly, it is ordered, This 10th day of July 1964, on the Examiner's own motion, that a prehearing conference, to be attended by counsel for the parties, will be held on July 23, 1964, at 10:00 a.m., in the offices of the Commission at Washington, D.C., for the aforementioned purposes and to deal with such other pertinent matters as counsel may broach.

Released: July 14, 1964.

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

[F.R. Doc. 64-7167; Filed, July 17, 1964;
8:48 a.m.]

SMALL BUSINESS ADMINISTRATION

[License No. 05-0030]

SOUTHERN EQUITIES, INC.

Order To Show Cause

A notice of order to show cause is set forth below:

I. Pursuant to section 309(c) of the Small Business Investment Act of 1958, as amended (15 U.S.C. 661 et seq.) [hereinafter called the Act] and § 109.4 of the regulations promulgated thereunder, the Licensee is hereby ordered to show cause, if any it has, why an order suspending its license, or a cease and desist order, or any other order the Administration determines to be necessary to insure compliance with the Act and regulations, should not be issued.

II. Licensee was licensed on October 6, 1961, pursuant to section 301(c) of the Act, which license is still in full force and effect. Accordingly, Licensee is subject to the jurisdiction of the Small Business Administration and subject to those proceedings pursuant to section 309(c) of the Act by reason of its license.

III. Pursuant to section 308(c) of the Act, an examination of the Licensee was conducted on May 29 and 30, 1963. This examination revealed numerous violations of the Act and regulations and was the basis for a report, dated August 27, 1963, a copy of which was furnished the Licensee. This report, with transmittal letter to Licensee is attached as Exhibit A hereto and made a part of this order. This report required Licensee to take certain corrective action in order to comply with the Act and regulations. The activities of the Licensee as set forth in the report constitute violations of

sections 305(a) and 306 of the Act and §§ 107.708(a), 107.715(a), and 107.716(b) of the regulations promulgated thereunder.

IV. In addition to the violations and deficiencies set forth in the examination report, Licensee has made loans ostensibly to Charmingdale Bus Company, Inc., and Realty Construction Associates, Inc., but which in reality were part of a scheme whereby the funds ultimately flowed to Dobbs and Co., a company owned and controlled by Vincent Dobbs, president of Licensee. This activity of the Licensee constitutes a violation of section 305(a) of the Act and §§ 107.715(b), 107.716(a), and 107.716(b) of the regulations promulgated thereunder.

V. In addition to the violations and deficiencies reflected in paragraphs II and III above, the Licensee was requested by SBA in the transmittal letter of August 27, 1963, to furnish to SBA copies of certain documentary material in connection with the investment activities of the Licensee.

VI. Licensee has never taken the corrective action required by the examination report, nor has it ever furnished the documentary material requested by SBA. Nor has the Licensee recovered the funds advanced to Dobbs & Co., through the device of loans to Charmingdale Bus Company, Inc., and Realty Construction Associates, Inc.

VIII. Licensee's failure to comply with SBA's order to take the necessary corrective action by divesting itself of certain investments, coupled with its failure to replace funds advanced to the benefit of Licensee's principal and its failure to supply SBA with requested documentary material is indicative of contumacy and wilful disregard of the Act and regulations.

Accordingly, the Licensee is required to show cause, if any it has, why an order suspending the license, or an order to cease and desist, or such other order as the Administration determines is necessary to insure compliance with the Act and regulations should not be issued. Pursuant to § 109.5(a) of the regulations a hearing will be held with respect to the matters set forth herein at Room 555, Small Business Administration, 811 Vermont Avenue NW., Washington 25, D.C., at 9:30 a.m. on July 27, 1964.

EUGENE P. FOLEY,
Administrator.

Dated: July 13, 1964.

EUGENE P. FOLEY,
Administrator.

[F.R. Doc. 64-7139; Filed, July 17, 1964;
8:45 a.m.]

DEPARTMENT OF LABOR

Wage and Hour Division

CERTIFICATES AUTHORIZING EMPLOYMENT OF LEARNERS AT SPECIAL MINIMUM RATES

Notice is hereby given that pursuant to section 14 of the Fair Labor Standards Act of 1938 (52 Stat. 1060, as amended, 29 U.S.C. 201 et seq.), and Administrative Order No. 579 (28 F.R. 11524) the firms listed in this notice have been issued special certificates authorizing the employment of learners at hourly wage rates lower than the minimum wage rates otherwise applicable under section 6 of the act. The effective and expiration dates, occupations, wage rates, number or proportion of learners and learning periods, for certificates issued under general learner regulations (29 CFR 522.1 to 522.9), and the principal product manufactured by the employer are

as indicated below. Conditions provided in certificates issued under the supplemental industry regulations cited in the captions below are as established in those regulations.

Apparel Industry Learner Regulations (29 CFR 522.1 to 522.9, as amended, and 29 CFR 522.20 to 522.25, as amended).

The following learner certificates were issued authorizing the employment of ten percent of the total number of factory production workers for normal labor turnover purposes. The effective and expiration dates are indicated.

Greenway Manufacturing Co., Waynesburg, Pa.; effective 6-21-64 to 6-20-65 (boys' and infants' polo shirts).

Lawrence Lloyd Sportswear of Texas, Inc., 2217 Mills Street, El Paso, Tex.; effective 6-26-64 to 6-25-65 (men's and boys' casual slacks).

McCreary Manufacturing Co., Inc., Stearns, Ky.; effective 6-26-64 to 6-25-65 (men's shirts).

Mid-South Industries, Inc., Hackleburg, Ala.; effective 6-27-64 to 6-26-65 (boys' sport shirts).

Perfection Garment Co., Inc., Martinsburg, W. Va.; effective 6-24-64 to 6-23-65 (children's and ladies' dresses and children's playwear).

Phillips-Van Heusen Corp., Barnesboro, Pa.; effective 6-26-64 to 6-25-65 (men's sport shirts).

Stein-Way Clothing Co., Inc., 711 West Walnut Street, Johnson City, Tenn.; effective 6-28-64 to 6-27-65 (men's trousers and shorts).

Storktowne Products, Inc., Alexander Lane and Pulaski Pike, Route 7, Columbia, Tenn.; effective 6-25-64 to 6-24-65 (children's jackets, pram suits and snowsuits).

The following learner certificates were issued for normal labor turnover purposes. The effective and expiration dates and the number of learners authorized are indicated.

Apparel Manufacturing Corp., Center Street, Mebane, N.C.; effective 6-26-64 to 6-25-65; 10 learners (children's dresses and blouses).

Big River Manufacturing Co., 227-229 North McKean Street, Kittanning, Pa.; effective 7-9-64 to 7-8-65; 10 learners (boys' cotton knit shirts).

Edmonton Manufacturing Co., Greensburg Div., Greensburg, Ky.; effective 6-26-64 to 6-25-65; 10 learners (men's workshirts).

Johnson Garment Corp., 307 West Second Street, Marshfield, Wis.; effective 6-24-64 to 6-23-65; 7 learners (men's and boys' outerwear jackets).

Lake Butler Apparel Co., Lake Butler, Fla.; effective 6-24-64 to 6-23-65; 10 learners (men's and boys' dress slacks).

Sandy Lee Manufacturing Co., 1900 North Broadway, Menomonie, Wis.; effective 6-26-64 to 6-25-65; 10 learners (boys' lined and unlined outerwear jackets).

V & C Frocks, corner Seventh Avenue and Mill Street, Carbondale, Pa.; effective 6-26-64 to 6-25-65; 5 learners (children's dresses).

The following learner certificates were issued for plant expansion purposes. The effective and expiration dates and the number of learners authorized are indicated.

Avanti Slack Co., 310 Adams Avenue, Scranton, Pa.; effective 6-26-64 to 12-25-64; 10 learners (boys' and girls' slacks).

Rockingham Sleepwear Corp., Western Division, 39 South Maine, Fallon, Nev.; effective 6-22-64 to 12-21-64; 40 learners (women's and children's pajamas and gowns).

Spring City Manufacturing Co., Spring City, Tenn.; effective 6-24-64 to 12-23-64; 50 learners (men's and boys' pajamas).

Levi Strauss and Co., P.O. Box 1100, McArthur Road, Maryville, Tenn.; effective 6-22-64 to 12-21-64; 100 learners (men's and boys' trousers).

Glove Industry Learner Regulations (29 CFR 522.1 to 522.9, as amended, and 29 CFR 522.60 to 522.65, as amended).

North Star Glove Co., 2916 South Steele Street, Tacoma, Wash.; effective 7-1-64 to 6-30-65; 6 learners for normal labor turnover purposes (cotton and cotton-leather combination workgloves).

Hosiery Industry Learner Regulations (29 CFR 522.1 to 522.9, as amended, and 29 CFR 522.40 to 522.43, as amended).

Halifax County Hosiery Mills, Scotland Neck, N.C.; effective 6-25-64 to 6-24-65; 5 percent of the total number of factory production workers for normal labor turnover purposes (seamless).

Knitted Wear Industry Learner Regulations (29 CFR 522.1 to 522.9, as amended, and 29 CFR 522.30 to 522.35, as amended).

Norwich Mills, Inc., Wendell, N.C.; effective 6-26-64 to 6-25-65; 5 learners for normal labor turnover purposes (men's and boys' sweatshirts).

Each learner certificate has been issued upon the representations of the employer which, among other things, were that employment of learners at special minimum rates is necessary in order to prevent curtailment of opportunities for employment, and that experienced workers for the learner occupations are not available. Any person aggrieved by the issuance of any of these certificates may seek a review or reconsideration thereof within 15 days after publication of this notice in the FEDERAL REGISTER pursuant to the provisions of 29 CFR 522.9. The certificates may be annulled or withdrawn, as indicated therein, in the manner provided in 29 CFR Part 528.

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

ROBERT G. GRONEWALD,
Authorized Representative
of the Administrator.

[F.R. Doc. 64-7106; Filed, July 16, 1964; 8:47 a.m.]

INTERSTATE COMMERCE COMMISSION

FOURTH SECTION APPLICATIONS FOR RELIEF

JULY 15, 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. 39138: *Joint motor-rail rates—Eastern Central*. Filed by The Eastern Central Motor Carriers Association, Inc., agent (No. 270), for interested carriers. Rates on various com-

modities moving on class and commodity rates over joint routes of applicant rail and motor carriers, between points in central States territory, on the one hand, and points in middle Atlantic and New England territories, on the other.

Grounds for relief: Motortruck competition.

Tariff: 5th revised page 118-A to Eastern Central Motor Carriers Association, Inc., agent, tariff MF-I.C.C. A-230.

FSA No. 39139: *Joint motor-rail rates—Eastern Central*. Filed by The Eastern Central Motor Carriers Association, Inc., agent (No. 271), for interested carriers. Rates on various commodities moving on class and commodity rates over joint routes of applicant rail and motor carriers, between points in central States territory, on the one hand, and points in middle Atlantic and New England territories, on the other.

Grounds for relief: Motortruck competition.

Tariff: 5th revised page 118-A to Eastern Central Motor Carriers Association, Inc., agent, tariff MF-I.C.C. A-230.

FSA No. 39140: *Joint motor-rail rates—Eastern Central*. Filed by The Eastern Central Motor Carriers Association, Inc., agent (No. 272), for interested carriers. Rates on various commodities moving on class and commodity rates over joint routes of applicant rail and motor carriers, between points in central States, middle Atlantic and New England territories, on the one hand, and points in middle west and southwestern territories, on the other.

Grounds for relief: Motortruck competition.

Tariff: 11th revised page 173 and 12th revised page 180 to Eastern Central Motor Carriers Association, Inc., agent, tariff MF-I.C.C. A-230.

FSA No. 39141: *Joint motor-rail rates—Eastern Central*. Filed by The Eastern Central Motor Carriers Association, Inc., agent (No. 273), for interested carriers. Rates on various commodities moving on class and commodity rates over joint routes of applicant rail and motor carriers, between points in central States, middle Atlantic and New England territories, on the one hand, and points in midwest and southwestern territories, on the other.

Grounds for relief: Motortruck competition.

Tariff: 12th revised page 47-A to Eastern Central Motor Carriers Association, Inc., agent, tariff MF-I.C.C. A-230.

FSA No. 39142: *Joint motor-rail rates—Eastern Central*. Filed by The Eastern Central Motor Carriers Association, Inc., agent (No. 274), for interested carriers. Rates on various commodities moving on class and commodity rates over joint routes of applicant rail and motor carriers, between points in central States, middle Atlantic and New England territories, on the one hand, and points in midwest and southwestern territories, on the other.

Grounds for relief: Motortruck competition.

Tariff: 20th revised page 222 to Eastern Central Motor Carriers Association, Inc., agent, tariff MF-I.C.C. A-230.

FSA No. 39143: *T.O.F.C. rates to points in Southwestern Territory*. Filed by Southwestern Freight Bureau, agent (No. B-8570), for interested rail carriers. Rates on glassware and related articles, loaded in trailers and transported on railroad flatcars, from Alton, East St. Louis, Streator, Ill., also St. Louis, Mo., to points in southwestern territory.

Grounds for relief: Short-line distance formula and grouping.

Tariffs: Supplements 183 and 112 to Southwestern Freight Bureau, agent, tariffs I.C.C. 4345 and 4480, respectively.

FSA No. 39144: *Liquid caustic soda to Westover, Ga.* Filed by O. W. South, Jr., agent (No. A4538), for interested rail carriers. Rates on liquid caustic soda, in tank carloads, from Charleston, Dock, Elk, Owens, South Charleston, and South Ruffner, W. Va., to Westover, Ga. Grounds for relief: Market competition.

Tariff: Supplement 136 to Traffic Executive Association-Eastern Railroads, agent, tariff I.C.C. C-102.

By the Commission.

[SEAL] HAROLD D. McCoy,
Secretary.

[F.R. Doc. 64-7152; Filed, July 17, 1964;
8:46 a.m.]

[Notice 1014]

MOTOR CARRIER TRANSFER PROCEEDINGS

JULY 15, 1964.

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

As provided in the Commission's special rules of practice any interested person may file a petition seeking reconsideration of the following numbered proceedings within 20 days from the date of publication of this notice. Pursuant

to section 17(8) of the Interstate Commerce Act, the filing of such a petition will postpone the effective date of the order in that proceeding pending its disposition. The matters relied upon by petitioners must be specified in their petitions with particularity.

No. MC-FC 66783. By order of July 13, 1964, the Transfer Board approved the transfer to Arthur Krings, doing business as Krings Trucking, Pittsville, Wis., of Certificate No. MC 21509, issued December 7, 1961 to Leona Drollinger, doing business as Vandenberg Trucking, Pittsville, Wis., authorizing the transportation, over irregular routes, of farm machinery, farm implements, and parts for farm machinery and farm implements, from Moline, Peoria, Rock Island, and Rockford, Ill., and Immeapolis, and Stillwater, Minn., to Rudolph, Blender, Pittsville, Nekooosa, Port Edwards, Auburndale, Plover, and Wisconsin Rapids, Wis.; livestock, from points in Wood, and Portage Counties, Wis., to Valparaiso, Ind.; livestock, and agricultural commodities, between points in Wood, and Portage Counties, Wis., on the one hand, and on the other, points in Illinois, Iowa, and Minnesota, within 100 miles of the Wisconsin State line; and emigrant movables, between points in Wood, and Portage Counties, Wis., on the one hand, and on the other, points in Iowa, and Minnesota, and those in Illinois within 100 miles of the Wisconsin State line.

No. MC-FC 66933. By order of July 13, 1964, the Transfer Board approved the transfer to Christman Trucking Corporation, Washington, Pa., of the operating rights issued April 16, 1964, to Walter L. Christman, doing business as Suburban Delivery of Greater Canonsburg, Washington, Pa., under Certificate No. MC 125113, authorizing the transportation, over irregular routes, of general commodities, excluding household goods, commodities in bulk, and other specified commodities, between the Greater Pittsburgh Airport in Moon Township, Allegheny County, Pa., Alle-

gheny County Airport in West Mifflin Borough, Allegheny County, Pa., and Ohio County Airport, in Ohio County, W. Va., on the one hand, and, on the other, 10 counties in Pennsylvania, 4 counties in West Virginia, and 3 counties in Ohio. Stephen I. Richman, % Greenlee, Richman, Derrico & Posa, Washington Trust Building, Washington, Pa., attorneys for applicants.

No. MC-FC 67006. By order of July 13, 1964, the Transfer Board approved the transfer to Lawson Trucking Company, Incorporated, 616 Weeden St., Pawtucket, R.I., of the operating rights issued by the Commission September 10, 1957, and February 26, 1951, under Certificates Nos. MC 100225 Sub 1, and MC 100225 Sub 6, respectively, to Edward G. Lawson, doing business as Lawson Trucking Company, 616 Weeden St., Pawtucket, R.I., authorizing the transportation, over irregular routes, of used textile machinery, uncrated, requiring special handling, winches, and rigging, between Pawtucket, R.I., and points within 15 miles of Pawtucket on the one hand, and, on the other, points in Massachusetts, Connecticut, and Rhode Island; and household goods as defined by the Commission, from Manchester, N.H., and points within 25 miles of Manchester, to points in Vermont, Massachusetts, Connecticut, New York, and the District of Columbia; from points in Vermont, Massachusetts, Connecticut, New York, and the District of Columbia, to points in New Hampshire; between points in Rhode Island, on the one hand, and, on the other, points in Connecticut, Massachusetts, Rhode Island, New Hampshire, New York, and Vermont; between Brockton, Mass., on the one hand, and, on the other, points in Connecticut, New York, and Rhode Island.

[SEAL] HAROLD D. McCoy,
Secretary.

[F.R. Doc. 64-7153; Filed, July 17, 1964;
8:47 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 16, 1964

H.R. 9234..... Public Law 88-378

To incorporate the Little League Baseball, Incorporated.

CUMULATIVE CODIFICATION GUIDE—JULY

The following numerical guide is a list of the parts of each title of the Code of Federal Regulations affected by documents published to date during July.

1 CFR	Page	7 CFR—Continued	Page	7 CFR—Continued	Page
CFR Checklist.....	8253	PROPOSED RULES—Continued		PROPOSED RULES—Continued	
3 CFR		101.....	9397	1099.....	8271, 9110
PROCLAMATIONS:		102.....	9397	1101.....	9002
3595.....	9417	103.....	9397	1102.....	9110
3596.....	9419	104.....	9397	1103.....	9110, 9569
3597.....	9421	105.....	9397	1104.....	9214
3598.....	9423	106.....	9397	1105.....	9110, 9569
3599.....	9645	107.....	9397	1106.....	9214
EXECUTIVE ORDERS:		108.....	9397	1107.....	9110
Mar. 3, 1913 (revoked by		110.....	9397	1108.....	9110
PLO 3421).....	9665	111.....	9397	1120.....	9214
Sept. 5, 1916 (revoked by		112.....	9397	1125.....	9214
PLO 3421).....	9665	113.....	9397	1126.....	9214
Dec. 12, 1917 (modified by		730.....	8482	1127.....	9214
PLO 3415).....	9385	813.....	9398	1128.....	9214
Feb. 1, 1921 (revoked in part		814.....	9398	1129.....	9214
by PLO 3417).....	9385	921.....	9339	1130.....	9214
April 17, 1926 (revoked in part		946.....	9453	1131.....	9214
by PLO 3411).....	9384	948.....	9540, 9671	1132.....	9214
1032 (revoked in part by		989.....	9712	1133.....	9214
PLO 3422).....	9666	1003.....	9002	1134.....	9214
5182 (revoked in part by PLO		1005.....	9002	1135.....	9214
3414).....	9385	1008.....	9002	1136.....	9214, 9506
9703 (amended by E.O. 11160)	9315	1009.....	9002	1137.....	9214
11160.....	9315	1011.....	9002	1138.....	9214
11161.....	9317	1013.....	9002		
5 CFR		1016.....	9002	8 CFR	
213.....	8253, 9425, 9693	1030.....	9110, 9339	3.....	9709
7 CFR		1031.....	9110, 9339	103.....	9660
1.....	9319	1032.....	9110	212.....	9660
13.....	9425	1033.....	9002	264.....	9660
55.....	9605	1034.....	9002	9 CFR	
70.....	9655	1035.....	9002	74.....	8470
81.....	8456, 9426	1036.....	9002	78.....	9323
301.....	9553	1037.....	9002	131.....	8321
401.....	9655	1038.....	9110	10 CFR	
722.....	8375	1039.....	9110	30.....	9529
728.....	8375, 8393, 9655	1040.....	9002	140.....	9529
730.....	8459	1041.....	9002	PROPOSED RULES:	
775.....	9479	1042.....	9002	Ch. I.....	9458
780.....	8460	1043.....	9002	40.....	8431
849.....	8253	1044.....	9002	12 CFR	
892.....	9426	1045.....	9110	1.....	8470
908.....	8395, 9319, 9480, 9481, 9704	1046.....	9002	530.....	9560
909.....	9704	1047.....	9002, 9398	555.....	9560
910.....	8395, 9319, 9481, 9525, 9705	1048.....	9002	561.....	9561
911.....	8460, 8461	1049.....	9002	570.....	9606
915.....	8462, 8464	1051.....	9110	PROPOSED RULES:	
917.....	9319, 9655, 9656	1061.....	9110	207.....	9725
921.....	9525	1062.....	9110	210.....	9725
922.....	9482, 9526	1063.....	9110, 9671	563.....	9570
923.....	9605	1064.....	9110	13 CFR	
944.....	9320, 9526	1065.....	9214	124.....	9561
947.....	9527	1066.....	9214	PROPOSED RULES:	
948.....	9705	1067.....	9110	121.....	9726
987.....	8464, 9706	1068.....	8271, 9110	14 CFR	
989.....	9482, 9560	1069.....	9110	4b.....	8401
1032.....	8255	1070.....	9110, 9671	11 [New].....	9661
1068.....	9657	1071.....	9214	31 [New].....	8256
1131.....	8255	1072.....	9214, 9713	40.....	8401, 8405
1133.....	9528	1073.....	9214	41.....	8401, 8405
1421.....	8396, 8465, 9320	1074.....	9214	42.....	8401, 8405
1427.....	8465, 9429	1075.....	9214	47 [New].....	9369
1443.....	8396	1076.....	9214, 9713	71 [New].....	8260,
1464.....	9657	1078.....	9110, 9671	8261, 8471, 9485, 9529, 9533, 9662-	
1483.....	9431	1079.....	9110, 9671	9664.....	
PROPOSED RULES:		1090.....	9002	73 [New].....	8322, 9369
51.....	8428, 8429, 9392	1094.....	9110	75 [New].....	8471, 9534, 9664
53.....	9392	1096.....	9110		
		1097.....	9110		
		1098.....	9002		

14 CFR—Continued

91 [New]	8401, 9665
95 [New]	9693
97 [New]	9370, 9374, 9609, 9696
99 [New]	9485
288	8474
507	8417, 8474, 9324, 9325, 9433, 9665
514	8401

PROPOSED RULES:

31 [New]	8272
71 [New]	8494, 9400, 9569, 9672, 9673, 9675, 9721
73 [New]	9459
241	9540
507	8274, 9340, 9675

15 CFR

370	9606
371	9606
373	9606
374	9606
377	9606
379	9606
380	9606

16 CFR

13	8261-8263, 8322-8324, 8397-8400, 8475-8478, 9486, 9561, 9562, 9658-9660.
105	9369
300	8263
408	8324

PROPOSED RULES:

74	9507
----	------

17 CFR

200	9486
201	9486
270	9433

PROPOSED RULES:

240	9621
249	9621
270	9456

18 CFR

PROPOSED RULES:

101	9723
104	9723
105	9723
141	9723
201	9723
204	9723
205	9723
260	9723

19 CFR

16	9606
23	8478
24	9534
25	8478
31	8400

21 CFR

8	9379, 9608
27	8480
121	8263, 8264, 8376, 9326, 9329, 9434, 9435, 9490, 9563, 9708.
146a	9709
191	8480

PROPOSED RULES:

8	9623
121	9399, 9456

22 CFR

208	9534
-----	------

24 CFR

203	8264
-----	------

25 CFR

47	9326
221	9619

26 CFR

1	9380
31	8305

PROPOSED RULES:

1	8268, 9440
301	8422

29 CFR

417	8264, 8480, 9537
1500	8375

PROPOSED RULES:

516	9399
551	9399

31 CFR

10	9647
----	------

32 CFR

1451	9490
1452	9490
1464	9491
1466	9490

32A CFR

BDSA (Ch. IV):

BDSA Reg. 2, Dir. 10	8480
----------------------	------

33 CFR

203	9382, 9435, 9491
207	9710
303	9330

35 CFR

4	8418
---	------

36 CFR

1	9330
2	9334
311	9563, 9710
312	9710
324	9710
325	9710
326	9710

37 CFR

PROPOSED RULES:

1	9398
---	------

38 CFR

3	9537, 9563
21	9618

39 CFR

4	9538
17	9338
61	9338
94	9338
121	9538
151	9538
168	9338

41 CFR

60-80	9657
-------	------

43 CFR

16	9382
1852	9565

PUBLIC LAND ORDERS:

3409	9384
3410	9384
3411	9384
3412	9384
3413	9385
3414	9385

43 CFR—Continued

PUBLIC LAND ORDERS—Continued

3415	9385
3416	9385
3417	9385
3418	9386
3419	9539
3420	9711
3421	9665
3422	9666

44 CFR

100	9338
-----	------

45 CFR

14	9491
580	9539

PROPOSED RULES:

Ch. I	9457
-------	------

46 CFR

512	9386
530	8376

PROPOSED RULES:

401	8377
-----	------

47 CFR

0	9564
1	9386, 9492
2	9565
5	9387
21	9388
23	9388
73	9389, 9435, 9492, 9666, 9670
81	9386
83	9386
89	9390
91	9437
97	9438

PROPOSED RULES:

2	9501
21	9502, 9503
73	9460, 9503
89	9501
91	9501-9503
93	9501

48 CFR

13	9670
----	------

49 CFR

6	8418
95	8419, 8420, 9670
170	9539
176	8481, 9711
191	8420
193	8420
194	8420
195	8420
500	8421

PROPOSED RULES:

8	9506
170	8274, 8275, 9341

50 CFR

25	9568
26	9568
27	9568
28	9566
29	9568
31	9568
32	9390, 9568
33	8376, 9568
70	9568
71	9568

PROPOSED RULES:

32	8270, 8428, 9339
253	9454



