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Agencies in this issue—

The President
Agricultural Research Service
Agriculture Department
Atomic Energy Commission
Civil Aeronautics Board
Consumer and Marketing Service
Federal Aviation Agency
Federal Communications Commission
Federal Power Commission
Food and Drug Administration
Internal Revenue Service
Interstate Commerce Commission
Labor Department
Land Management Bureau
Maritime Administration
Public Health Service
Securities and Exchange Commission
Small Business Administration
Wage and Hour Division

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Latest Edition

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[Revised as of January 1, 1965]

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Title 3—THE PRESIDENT

Proclamation 3662

WORLD LAW DAY

By the President of the United States of America

A Proclamation

WHEREAS the year 1965 has been designated by the United Nations General Assembly as International Cooperation Year, and I have so proclaimed it for the United States; and

WHEREAS international cooperation is essential to the achievement of a peaceful world order; and

WHEREAS the foundation for the peace of mankind within nations and among nations is a system of law and legal institutions; and

WHEREAS a system of law enables men and nations to avoid conflict, and legal institutions provide forums for the peaceful resolution of conflicts when they arise; and

WHEREAS the expansion of the Rule of Law in the World Community requires broad agreement on principles and terminology for multilateral treaties and conventions; and

WHEREAS those treaties require public support for the promise and potential of a world ruled by law; and

WHEREAS it is essential that the minds and hearts of men of good will of all nations be focused upon the necessity of world peace through law:

NOW, THEREFORE, I, LYNDON B. JOHNSON, President of the United States of America, believing that cooperation to build a world legal system is among the most beneficial projects that can be advanced by International Cooperation Year and in order to further the great objectives thus noted for achieving world peace, do hereby proclaim September 13, 1965, as World Law Day and call upon all public and private officials, members of the legal profession, citizens, and all men of good will to arrange appropriate observances and ceremonies in courts, schools, and universities, and other public places.

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

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

LYNDON B. JOHNSON

By the President:

DEAN RUSK,
Secretary of State.

[F.R. Doc. 65-7444; Filed, July 9, 1965; 4:57 p.m.]

Rules and Regulations

Title 7—AGRICULTURE

Chapter I—Consumer and Marketing Service (Standards, Inspections, Marketing Practices), Department of Agriculture

SUBCHAPTER A—COMMODITY STANDARDS AND STANDARD CONTAINER REGULATIONS

PART 33—EXPORT APPLES AND PEARS

Apples and Pears Not Subject to Regulation

Notice was published in the FEDERAL REGISTER on May 19, 1965 (30 F.R. 6782), regarding proposed amendments to the regulations (7 CFR Part 33) issued pursuant to the provisions of the Export Apple and Pear Act (48 Stat. 123; 7 U.S.C. 581-589) and to the authority set forth in section 7, 48 Stat. 124; 7 U.S.C. 587, for carrying out the provisions of said act.

The notice afforded interested persons opportunity to file with the Department written data, views, or arguments pertaining to the proposed amendments for consideration in connection with the final disposition thereof. All such data, views, or arguments received favored adoption of the aforesaid proposal.

After due consideration of all relevant material presented, including the proposals set forth in such notice and other available information, it is hereby found that the amendment of the said regulations as hereinafter set forth is in accordance with the provisions of the act in that it will facilitate the export of small lot shipments of apples and pears and assist the industry in filling the demand for pears in Mexico.

It is hereby further found that good cause exists for not postponing the effective date of this amendment until 30 days after publication in the FEDERAL REGISTER (5 U.S.C. 1001-1011) in that to be of maximum benefit during the current season the amendment should be made effective at the time hereinafter set forth; no special preparation is required for compliance with such amendment on the part of persons affected; and this amendment relieves restrictions on the exportation of apples and pears.

The amendment (1) increases from 25 to 100 boxes the exempt quantity of apples or pears that may be shipped by an exporter on a single conveyance to any foreign country, and (2) permits shipment to Mexico of pears in less than carload lots, providing that not more than one such lot may be shipped by any one shipper to any one consignee or receiver on the same conveyance.

Paragraph (a) of § 33.12 is revised so that the preamble and paragraph (a) of such section read as follows:

§ 33.12 Apples and pears not subject to regulation.

Except as otherwise provided in this section, any person may, without regard to the provisions of this part, ship or offer for shipment, and any carrier may, without regard to the provisions of this part, transport or receive for transportation to any foreign destination:

(a) A quanity of apples or pears to any foreign country not exceeding a total of 5,000 pounds gross weight or 100 boxes of apples or pears packed in standard boxes on a single conveyance: *Provided*, That pears may be shipped to Venezuela or Mexico in less than carload lots not exceeding one such lot to any one consignee or receiver on a single conveyance.

* * * * *

Dated, July 8, 1965, to become effective July 20, 1965.

FLOYD F. HEDLUND,
Director, Fruit and Vegetable Division, Consumer and Marketing Service.

[F.R. Doc. 65-7360; Filed, July 12, 1965; 8:49 a.m.]

Chapter III—Agricultural Research Service, Department of Agriculture

[Interpretation 9; Rev. I]

PART 362—REGULATIONS FOR ENFORCEMENT OF FEDERAL INSECTICIDE, FUNGICIDE, AND RODENTICIDE ACT

Interpretation With Respect to Advertising

Pursuant to the authority vested in me by § 362.3 of the regulations (7 CFR 362.3) under the Federal Insecticide, Fungicide, and Rodenticide Act (7 U.S.C. 135-135k), Interpretation 9 with respect to advertising (7 CFR 362.107) is hereby amended to read as follows:

§ 362.107 Interpretation with respect to advertising.

(a) *Requirements of the Act*. Section 3(a) of the Act prohibits interstate shipment or distribution of an economic poison if any of the claims made for it or any of the directions for its use differ in substance from the representations made in connection with its registration. This includes any representations made by the manufacturer or registrant anywhere and by any means, including periodical and radio or television advertising.

(b) *Advertising which may also be used as labeling*. Printed or graphic matter directly associated with the marketing of an economic poison, such as counter displays, window displays, or handouts distributed with the product, is labeling and must be submitted in connection with registration.

(c) *Advertising not considered to be labeling*. Section 4a(3) of the Act provides that an applicant for registration shall file a statement of all claims for the economic poison, including the directions for use. All claims and directions for the use of an economic poison, regardless of where made, must be filed as a part of the application for registration. It is not required nor is it desired that copies of all advertising be filed if such advertising will never be used as labeling. However, under all circumstances, the claims to be made in such advertising should not exceed or differ in substance from those claims and directions which appear in labeling accepted in connection with registration under the Act.

(d) *Cooperation with Federal Trade Commission*. Advertising in periodicals and by television or radio is also subject to the laws enforced by the Federal Trade Commission. It is the policy of the Pesticides Regulation Division to cooperate with the Federal Trade Commission in order to avoid possible conflict with or duplication of efforts in the administration of the Federal Insecticide, Fungicide, and Rodenticide Act and acts administered by that agency. In accordance with this policy there has been established a liaison, which is now in operation, for continued cooperation and coordination between the Federal Trade Commission and the Pesticides Regulation Division in the enforcement of the Federal Insecticide, Fungicide, and Rodenticide Act and the Federal Trade Commission Act as they apply to economic poisons. In general, the policy is for advertising, other than labeling, to be handled by the Federal Trade Commission. In the application of the above policy it is to be understood, however, that both agencies reserve the right to fully use their respective regulatory powers when necessary to protect the public interest.

Effective date. This revision of Interpretation 9 shall become effective upon its publication in the FEDERAL REGISTER, when it shall supersede Interpretation 9.

Done this 7th day of July 1965.

JUSTUS C. WARD,
Director, Pesticides Regulation Division, Agricultural Research Service.

[F.R. Doc. 65-7335; Filed, July 12, 1965; 8:47 a.m.]

Title 13—BUSINESS CREDIT AND ASSISTANCE

Chapter I—Small Business Administration

[Amdt. 10; Rev. 3]

PART 107—SMALL BUSINESS INVESTMENT COMPANIES

Miscellaneous Amendments

Pursuant to authority contained in section 308 of the Small Business Investment Act of 1958, Public Law 85-699, 72 Stat. 694, as amended, there is amended, as set forth below, Part 107 of

Subchapter B, Chapter I of Title 13 of the Code of Federal Regulations, as revised in 29 F.R. 16946-16961, and amended in 30 F.R. 534, 1187, 2652, 2653, 2654, 3635, 3856, 7597, and 7651, by adding thereto new §§ 107.1016 to 107.1019, inclusive.

Information and effective date. Subject amendments add new §§ 107.1016 to 107.1019, inclusive, interpreting various provisions of the SBIC Regulations. These interpretations express established agency policy pertaining to the respective subjects covered.

New § 107.1016 explains that a Licensee may acquire an existing note issued by a small business concern if the Licensee does so at the borrower concern's request, and the funds advanced represent an eligible loan for bona fide small business purposes. Licensee must keep on file a loan application or other writing signed by the obligor concern evidencing its request for financing, and a completed SBA Form 480, Size Status Declaration. If the Licensee acts unilaterally, in the absence of any request from the obligor concern, its acquisition of the outstanding note would constitute an activity not contemplated by the Act. Funds advanced by the Licensee must be for a minimum term of 5 years, as required by § 107.602(a). Accordingly, if the unexpired term of the note is less than 5 years, Licensee would not be authorized to acquire it, unless the purchase can be made within the limits of Licensee's Special Discretionary Portfolio under § 107.751(b)(2). If Licensee's acquisition of the note is necessary to protect a preexisting investment in the obligor concern, its purchase may, in accordance with §§ 107.503(c) and 107.602(c), be made without any request from the latter concern.

New § 107.1017 declares that "antidilution" clauses are considered reasonable and proper to enable a Licensee, which has acquired stock purchase warrants, options, or conversion rights, to maintain its proportionate interest in the portfolio concern in case the latter subsequently issues additional Equity Securities. Stock purchase warrants, options, and conversion rights, issued to a Licensee pursuant to an "antidilution" clause, do not constitute "further stock purchase warrants, options or conversion rights" within the meaning of the prohibition contained in § 107.502(a)(2).

New § 107.1018 explains that, pursuant to a ruling of the Board of Governors of the Federal Reserve System construing the Banking Act of 1933 (12 U.S.C. 78), officers, directors, or employees of member banks are not disqualified from serving as officers, directors, or employees of Licensee companies.

New § 107.1019 states that a Licensee may, in exchange for financing provided to a small business concern, acquire not only stock warrants or options from it but also those issued by an affiliated small business concern. The borrower concern and its affiliate constitute a single small business enterprise for purposes of SBIC financing. Funds advanced to the borrower concern constitute adequate consideration for the simultaneous issuance by the affiliate of its stock purchase warrants or options to the Licensee.

Since §§ 107.1016 to 107.1019, inclusive, merely interpret the existing provisions of §§ 107.102, 107.501, 107.502, 107.503, 107.601, 107.602, and 107.751 of the SBIC Regulation and are exempt from the rule making requirements of the Administrative Procedure Act (5 U.S.C. 1003), the present amendment shall become effective upon publication in the FEDERAL REGISTER.

The Regulations Governing Small Business Investment Companies are hereby amended by adding immediately after present § 107.1015 the following new §§ 107.1016 to 107.1019, inclusive:

§ 107.1016 Acquisition of existing notes of small business concern (interpreting §§ 107.601, 107.602, and 107.751).

(a) *Question.* Under what circumstances may a Licensee acquire an existing note of a small business concern? In order to qualify as a loan, must the Licensee disburse directly to the borrower concern so that its indebtedness on the note shall be discharged, or may Licensee disburse directly to the creditor and acquire, by assignment, the existing note and accompanying security interests?

(b) *Answer*—(1) *Original investment.* A Licensee may disburse funds directly to a creditor of a borrower small business concern in exchange for an assignment of its outstanding note, if the Licensee does so at the concern's request and the funds advanced represent an eligible loan for bona fide small business purposes. On the other hand, if Licensee acts unilaterally without any such request, its purchase would constitute an activity not contemplated by the Act. Licensee shall keep on file a loan application or other signed document of the obligor concern evidencing its request for financing and, in accordance with § 107.702(a), a completed SBA Form 480, Size Status Declaration.

The funds advanced must represent eligible small business financing for a minimum term of 5 years under § 107.602(a). If the unexpired term of the note is less than 5 years, Licensee's purchase would be unauthorized unless it is made within the limits of Licensee's Special Discretionary Portfolio under § 107.751(b)(2).

(2) *To protect existing SBIC investment.* If Licensee's acquisition of an outstanding note of a small business concern is necessary to protect Licensee's preexisting investment in such concern, Licensee may, in accordance with §§107.503(c) and 107.602(c), consummate the purchase without any request therefor from the portfolio concern.

§ 107.1017 Stock purchase warrants, options or conversion rights containing "anti-dilution" provisions (interpreting § 107.502(a)(2)).

Section 107.502(a)(2) defines the term "Equity Securities" as including instruments evidencing a debt which provide stock purchase warrants or options, or conversion rights. The following proviso to § 107.502(a)(2) restricts the issuance of such Equity Securities by the portfolio concern: "*Provided, however,* That no further stock purchase warrants, options or conversion rights shall be issued in connection therewith." Licensees acquiring stock purchase warrants or options, or conversion rights often find it necessary to incorporate an "antidilution" provision for the purpose of maintaining and protecting their proportionate interest in the portfolio concern in the event of its subsequent issuance of additional Equity Securities. Under these circumstances, "antidilution" clauses are considered reasonable and proper. Accordingly, stock purchase warrants or options, and conversion rights issued to a Licensee pursuant to an "antidilution" clause do not constitute "further stock purchase warrants, options, or conversion rights" within the meaning of the proviso attached to § 107.502(a)(2).

§ 107.1018 Eligibility of Federal Reserve member bank personnel for service as officers, directors, or employees of Licensees (interpreting § 107.102(d)).

The Board of Governors of the Federal Reserve System has ruled that a corporation engaged exclusively in activities permitted under the Small Business Investment Act is not, within the purview of section 32 of the Banking Act of 1933 (12 U.S.C. 78), "primarily engaged in the issue, flotation, underwriting, public sale, or distribution at wholesale or retail or through syndicate participation of stocks, bonds, or other similar securities." Accordingly, section 32 would not bar officers, directors, or employees of member banks from serving as officers, directors, or employees of Licensee companies. (12 CFR 218.103; 25 F.R. 4427, May 19, 1960.)

§ 107.1019 Acquisition of stock purchase warrants or options from affiliate of portfolio small business concern receiving SBIC financing (interpreting §§ 107.501 and 107.502).

(a) *Question.* May a Licensee in exchange for financing provided to X company, a small business concern, acquire not only its stock purchase warrants or options but also those of Y company, an affiliated small business concern which is under common control with X?

(b) *Answer.* Section 107.501(b) defines equity capital as funds "received by an incorporated small business concern from a Licensee as the consideration for the issuance of Equity Securities by such concern to such Licensee." Since X and Y companies are affiliated concerns, they constitute a single small business enterprise for the purposes of SBIC financing. Funds advanced by Licensee to X company may be regarded as adequate consideration for the simultaneous issuance by Y company of its stock purchase warrants or options to Licensee. (See § 107.1011 for interpretation that affiliated small business concerns constitute a single entity for purposes of SBIC financing.)

Dated: July 7, 1965.

EUGENE P. FOLEY,
Administrator.

[F.R. Doc. 65-7284; Filed, July 12, 1965; 8:45 a.m.]

Title 14—AERONAUTICS AND SPACE

Chapter I—Federal Aviation Agency

[Docket Nos. 6023, 6024; Amdt. No. 29-1]

PART 29—AIRWORTHINESS STANDARDS; TRANSPORT CATEGORY ROTORCRAFT

2½-Minute and 30-Minute Power for Multiengine, Turbine Engine Powered Helicopters

This amendment allows the type certification of multiengine, turbine engine powered helicopters for a 30-minute power setting greater than maximum continuous power and for a 2½-minute power setting greater than takeoff power. It is limited to helicopters with engines type certificated for 30-minute power or 2½-minute power (as appropriate) under Part 33. If certification for the use of 30-minute power or 2½-minute power is not desired, these helicopters may of course continue to be certificated under the appropriate standards for other transport category helicopters. These powers may be used in meeting the climb and en route performance requirements of § 29.67 and the requirement in § 29.79 to establish the limiting heights and speeds for a safe landing following a power failure during takeoff.

These amendments are based on, and reflect industry comments concerning, Notice of Proposed Rule Making 64-35 (30-minute power) and 64-36 (2½-minute power), published at 29 F.R. pages 7775 and 7776, respectively, on June 18, 1964. Except as modified by the following discussion, the reasons for these amendments are those contained in the respective notices. Since the recodification of Part 7 of the Civil Air Regulations into Part 29 of the Federal Aviation Regulations has been completed, without substantive change, subsequent to the publication of Notices 64-35 and 64-36, these amendments are made to Part 29. The limitation of this amendment to multiengine, turbine engine powered transport category helicopters is necessary for safety since the manufacturers and operators of these helicopters have shown that the increased power can be safely used in the operation of these helicopters, whereas no similar showing has been made for other helicopters. With respect to normal category helicopters, the probability of there being multiengine, turbine engine powered helicopters with maximum weights of 6,000 pounds or less is not felt to be great enough to warrant delaying this amendment.

The following discussion follows the order in which the notices were published.

(a) *30-minute power.* Changes to the proposals in Notice 64-35, and Agency disposition of comments from industry are as follows:

(1) A general comment from the Air Line Pilots Association (ALPA) concerned the relationship between the 30-minute power allowance proposed in Notice 64-35 and a substantially similar allowance that the Agency has granted in certain cases under "interim" standards pending formal rule making. In these cases, beginning in 1961, the Agency has authorized the use of takeoff power to meet the en route climb requirements of Part 7 for multiengine turbine engine powered helicopters in transport categories A and B. These authorizations allowed the use of takeoff power for 30 minutes under appropriate standards. ALPA commented that the level of safety of these "interim" cases was below that which would result from compliance with standards proposed in the notice, and that, therefore, credit for 30-minute power should be granted only for engines that meet those proposed standards and that the standards for inspection and removal of turbine engines should be more restrictive for engines approved under the "interim" 30-minute authorizations. Experience has shown that the approvals granted under the "interim" standards provide a level of safety equivalent to that provided under the standards proposed in the notice. This comment cannot, therefore, be adopted. This comment nevertheless demonstrates the importance of making clear the Agency's intentions with respect to approvals granted under the "interim" standards. The Agency intends that those standards simply be superseded by the standards in this amendment with no adverse effect on approvals already granted. Thus, operations being conducted with helicopters type certificated under the "interim" standards will not be affected by the standards in this amendment, and may continue as before.

(2) Proposed § 7.405 provided that the testing prescribed in that section would be accepted for helicopter engine-type certification if the power levels used for the transmission test are also used to substantiate the corresponding power ratings intended to be established for the engine. Since the power levels used in showing compliance with Part 33 determine the power ratings for which any engine may be type certificated, this requirement is deleted as surplus.

(3) The notice proposed to require, in CAR § 7.452, that, for the climb-cooling test, 30-minute-rated engines be operated at 30-minute power for a certain period and then at "maximum continuous for the remainder of the test." This requirement unintentionally neglected the fact that, as in the case of other engines, there may be an altitude ("critical altitude") above which maximum continuous power is not available to 30-minute-rated engines. Thus, for these engines as well as for others, final § 29.-1045(c) allows the use of full throttle instead of maximum continuous power above this critical altitude.

(4) The Aerospace Industries Association of America, Inc. (AIA), commented that the language in proposed § 7.714 (e) limiting the use of 30-minute power to 30 minutes was redundant since time is a factor in the definition of 30-minute power (now in Pt. 1). The intent of the limitation in proposed §7.714(e) is to establish an operating limitation on the type certificate of the helicopter consistent with the requirements for the approval of engines under Part 33. The time limitation in the definition of 30-minute power in Part 1 is not a rule but, like every definition in that part, a mere definition of a term without independent regulatory effect. The time limitation in proposed § 7.714(e) is thus not redundant. This comment must, therefore, be rejected. However, AIA also suggests that, if the time limitation is retained in § 7.714(e), it should be rephrased to make it clear that the limitation refers only to the length of time of each period of use of 30-minute power, not to the total time allowed for the use of that power before engine teardown. This comment is accepted. The Agency does not intend to restrict the number of 30-minute periods of the use of 30-minute power, nor is it intended to require that any action be taken with respect to any engine at the end of any such period. This change appears in new § 29.1521(g).

(b) *2½-minute power.* Changes to the proposals in Notice 64-36, and Agency disposition of comments from industry, are as follows:

(1) The Air Line Pilots Association commented concerning the danger of abuses in operation with respect to the 2½-minute power rating and recommended that this rating be established by the same means as the normal takeoff rating. Experience with operators of rotorcraft certificated under the "interim" standards for 2½-minute power reveals no evidence of abuse of this allowance in operation. This recommendation would also defeat the purpose of the proposal and of Amendment 13-6, in which substantiation of engines for 2½-minute power was added to former Part 13 to take care of the relatively infrequent case of engine failure during takeoff and approach to landing. To require that the means for establishing the normal takeoff rating be applied to the 2½-minute power rating would be unnecessarily restrictive. This comment cannot, therefore, be accepted.

(2) The proposed addition of a new § 7.401(f) is not carried out in this amendment. That proposal concerned means for preventing hazardous overboosting of the engine. Additional study of the effects of overboost on the fatigue life of the engine is necessary. This problem has implications going beyond the 2½-minute power proposal. A separate regulatory proposal is being considered for the broader problem of engine fatigue life. Any action taken as a result of this separate proposal will reflect comments received concerning proposed § 7.401(f). During past type certifications of multiengine, turbine engine powered helicopters for the use of 2½-minute power, certain structural conditions were applied to fit each case. These conditions do not appear in this amendment. They will be applied, on an actual notice basis, during future type certifications pending the development of rules of general applicability.

(3) The comments raised by AIA concerning the redundancy of the time limitation in the 30-minute power rating and the need to make it clear that that rating is not limited to one 30-minute period

were also raised concerning the 2½-minute power rating. For the reasons stated in paragraph (a)(4) of this preamble, the time limitation is retained and the language is changed to make it clear that there is no limitation on the number of periods in which 2½-minute power may be used. This change appears in new § 29.1521(f).

In consideration of the foregoing, Part 29 of the Federal Aviation Regulations is amended, effective August 12, 1965, as hereinafter set forth.

1. Section 29.67 is amended by amending § 29.67 (a) (2)(i), (3)(i), and (b) to read as follows:

§ 29.67 Climb: one engine inoperative.

(a) * * *

(2) * * *

(i) The critical engine inoperative and the remaining engines at maximum continuous power, or (for helicopters for which certification for the use of 30-minute power is requested), at 30-minute power;

* * * * *

(3) * * *

(i) The critical engine inoperative, and the remaining engines at maximum continuous power and (for helicopters for which certification for the use of 30-minute power is requested), at 30-minute power;

* * * * *

(b) For multiengine category B helicopters meeting the requirements for category A in § 29.79, the steady rate of climb (or descent) must be determined at the speed for best rate of climb (or minimum rate of descent) with one engine inoperative and the remaining engines at maximum continuous power and (for helicopters for which certification for the use of 30-minute power is requested), at 30-minute power.

2. Section 29.79(b)(1) is amended to read as follows:

§ 29.79 Limiting height-speed envelope.

* * * * *

(b) * * *

(1) For category A rotorcraft, sudden failure of the critical engine with the remaining engines at the greatest power for which certification is requested;

* * * * *

3. Section 29.923 is amended by amending paragraphs (a), (b), and (f), by redesignating paragraphs (k), (l), and (m) as paragraphs (l), (m), and (n), respectively, and by adding new paragraph (k):

§ 29.923 Rotor drive system and control mechanism tests.

(a) *Endurance tests; general.* Each rotor drive system and rotor control mechanism must be tested, as prescribed in paragraphs (b) through (k) of this section, for at least 200 hours plus the time required to meet paragraphs (b)(2) and (k) of this section. These tests must be conducted as follows:

(1) Ten-hour test cycles must be used.

(2) The tests must be conducted on the rotorcraft.

(3) The test power must be—

(i) Determined by the powerplant limitations; and

(ii) Absorbed by the actual rotors to be installed.

(b) *Endurance tests; takeoff power run.* The takeoff power run endurance test must be conducted as follows:

(1) Except as prescribed in subparagraph (2) of this paragraph, the takeoff power run must consist of 1 hour of alternate runs of 5 minutes at takeoff power and speed, and 5 minutes at as low an engine idle speed as practicable. The engine must be declutched from the rotor drive system, and the rotor brake, if furnished and so intended, must be applied during the first minute of the idle run. During the remaining 4 minutes of the idle run, the clutch must be engaged so that the engine drives the rotors at the minimum practical r.p.m. Acceleration of the engine and the rotor drive system must be done at the maximum rate. When declutching the engine, it must be decelerated rapidly enough to allow the operation of the overrunning clutch.

(2) For helicopters for which the use of 2½-minute power is requested, the takeoff power run must be conducted as prescribed in subparagraph (1) of this paragraph, except for the third and sixth run for which takeoff power and speed are prescribed in that subparagraph. For these two takeoff power runs, the following apply:

(i) Each run must consist of at least one period of 2½ minutes with takeoff power on all engines.

(ii) Each run must consist of at least one period, for each engine in sequence, during which that engine simulates a power failure and the remaining engines are run at 2½-minute power for 2½ minutes.

* * * * *

(f) *Endurance tests; 60 percent of maximum continuous run.* Two hours, or, for helicopters for which the use of 30-minute power is requested, 1 hour of continuous operation at 60 percent of maximum continuous power must be conducted at minimum desired cruising speed or at 90 percent of maximum continuous speed, whichever is less.

* * * * *

(k) *Endurance tests; 30-minute power run.* For helicopters for which the use of 30-minute power is requested, a run at 30-minute power must be conducted as follows:

(1) For each engine, in sequence, that engine must be inoperative and the remaining engines must be run for a 30-minute period.

(2) The number of periods prescribed in subparagraph (1) of this paragraph may not be less than the number of engines, nor may it be less than two.

* * * * *

4. Section 29.1045(c) is amended to read as follows:

§ 29.1045 Climb cooling test procedures.

* * * * *

(c) Each operating engine must—

(1) For helicopters for which the use of 30-minute power is requested, be at 30-minute power for 30 minutes, and then at maximum continuous power (or at full throttle, when above the critical altitude); and

(2) For other rotorcraft, be at maximum continuous power or thrust (or at full throttle, when above the critical altitude).

5. Sections 29.1047(a) (3) and (4) are amended to read as follows:

§ 29.1047 Takeoff cooling test procedures.

(a) * * *

(3) The operating engines must be at the greatest power for which approval is sought (or at full throttle when above the critical altitude) for the same period as this power is used in determining the takeoff climbout path under § 29.59.

(4) At the end of the time interval prescribed in subparagraph (3) of this paragraph, the power must be changed to that used in meeting § 29.67(a)(2) and the climb must be continued for at least—

(i) Thirty minutes, if 30-minute power is used; or

(ii) Five minutes after the occurrence of the highest temperature recorded, if maximum continuous power is used.

* * * * *

6. Section 29.1521 is amended by adding the following new paragraphs (f) and (g):

§ 29.1521 Powerplant limitations.

* * * * *

(f) *Two and one-half-minute power operation.* For helicopters for which compliance with the 2½-minute power requirements of this part is shown, the established time limit for the use of 2½-minute power must be 2½ minutes for any period in which that power is used. The use of 2½-minute power must also be limited by—

(1) The maximum rotational speed, which may not be greater than—

(i) The maximum value determined by the rotor design; or

(ii) The maximum value shown during the type tests;

(2) The maximum allowable gas temperature;

(3) The maximum allowable torque; and

(4) The maximum allowable oil temperature.

(g) *Thirty-minute power operation.* For helicopters for which compliance with the 30-minute power requirements of this part is shown, the established time limit for the use of 30-minute power must be 30 minutes for any period in which that power is used. The use of 30-minute power must also be limited by—

(1) The maximum rotational speed, which may not be greater than—

(i) The maximum value determined by the rotor design; or

(ii) The maximum value shown during the type tests;

(2) The maximum allowable gas temperature;

(3) The maximum allowable torque; and

(4) The maximum allowable oil temperature.

(Secs. 313(a), 601, and 603, Federal Aviation Act of 1958; 49 U.S.C. 1354(a), 1421, and 1423)

Issued in Washington, D.C., on July 6, 1965.

WILLIAM F. MCKEE,
Administrator.

[F.R. Doc. 65-7285; Filed, July 12, 1965; 8:45 a.m.]

[Airspace Docket No. 65-CE-85]

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

Revocation and Alteration of Transition Areas

The purpose of this amendment to Part 71 of the Federal Aviation Regulations is to revoke the Alma City, Minn., and Waukon, Iowa, transition areas, and to reduce the size of the transition areas at Darwin, Minn., Grantsburg, Wis., Hope, Minn., Madison, Minn., Preston, Minn., and Leroy, Iowa.

The Alma, Minn., transition area is presently designated as that airspace extending upward from 1,200 feet above the surface within 12 miles W and 8 miles E of the Minneapolis, Minn., VORTAC 188° radial, extending from 22 miles N to 10 miles S of the INT of the Minneapolis VORTAC 188° and the Rochester, Minn., VOR 292° radials.

The Darwin, Minn., transition area is presently designated as that airspace extending upward from 1,200 feet above the surface within 12 miles N and 12 miles S of the Darwin VOR 088° and 268° radials, extending from 10 miles E to 22 miles W of the VOR.

The Grantsburg, Wis., transition area is presently designated as that airspace extending upward from 1,200 feet above the surface within 10 miles W and 7 miles E of the Grantsburg VOR 197° and 017° radials, extending from 9 miles S to 20 miles N of the VOR.

The Hope, Minn., transition area is presently designated as that airspace extending upward from 1,200 feet above the surface within 12 miles E and 8 miles W of the Farmington, Minn., VOR 184° radial, extending from 22 miles S to 10 miles N of the INT of the Farmington VOR 184° and the Rochester, Minn., VOR 292° radials.

The Leroy, Iowa, transition area is presently designated as that airspace extending upward from 1,200 feet above the surface within 12 miles E and 8 miles W of the Rochester, Minn., VOR 173° radial, extending from 15 miles to 37 miles S of the VOR.

The Madison, Minn., transition area is presently designated as that airspace extending upward from 1,200 feet above the surface within 12 miles N and 8 miles S of the Watertown, S. Dak., VORTAC 086° radial, extending from 10 miles W to 22 miles E of the INT of the Watertown VORTAC 086° and the Redwood Falls, Minn., VOR 305° radials.

The Preston, Minn., transition area is presently designated as that airspace extending upward from 1,200 feet above the surface within 12 miles N and 8 miles S of the Rochester, Minn., VOR 105° radial, extending from 20 miles to 42 miles E of the VOR.

The Waukon, Iowa, transition area is presently designated as that airspace extending upward from 1,200 feet above the surface within 12 miles NE and 8 miles SW of the Waukon VOR 123° and 303° radials, extending from 22 miles SE to 10 miles NW of the VOR.

The Federal Aviation Agency, having conducted a further study of the area serviced by the Minneapolis Air Route Traffic Control Center, has determined that Air Traffic Control holding pattern requirements will permit the revocation of the Alma City, Minn., and Waukon, Iowa, transition areas, and the reduction in size in the transition areas at Darwin, Minn., Grantsburg, Wis., Hope, Minn., Leroy, Iowa, Madison, Minn., and Preston, Minn. Since this amendment is less restrictive and imposes no additional burden on any person, notice and public procedure hereon are unnecessary.

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective upon publication in the FEDERAL REGISTER, as hereinafter set forth.

(1) In § 71.181 (29 F.R. 17643) the following transition areas are revoked:

Alma City, Minn.
Waukon, Iowa.

(2) In § 71.181 (29 F.R. 17643) the following transition areas are amended to read:

DARWIN, MINN.

That airspace extending upward from 1,200 feet above the surface within 9 miles S and 6 miles N of the Darwin VOR 088° and 268° radials, extending from 8 miles E to 19 miles W of the VOR.

GRANTSBURG, WIS.

That airspace extending upward from 1,200 feet above the surface within 8 miles W and 5 miles E of the Grantsburg VOR 018° and 198° radials, extending from 7 miles S to 13 miles N of the VOR.

HOPE, MINN.

That airspace extending upward from 1,200 feet above the surface within 9 miles E and 6 miles W of the Farmington, Minn., VOR 184° radial, extending from 38 miles S to 65 miles S of the VOR.

LEROY, IOWA

That airspace extending upward from 1,200 feet above the surface within 9 miles E and 6 miles W of the Rochester, Minn., VOR 173° radial, extending from 17 miles S to 44 miles S of the VOR.

MADISON, MINN.

That airspace extending upward from 1,200 feet above the surface within 9 miles N and 6 miles S of the Watertown, S. Dak., VOR 086° radial, extending from 37 miles E to 64 miles E of the VOR.

PRESTON, MINN.

That airspace extending upward from 1,200 feet above the surface within 9 miles N and 6 miles S of the Rochester, Minn., VOR 105° radial, extending from 25 miles E to 52 miles E of the VOR.

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

Issued in Kansas City, Mo., on June 29, 1965.

EDWARD C. MARSH,
Director, Central Region.

[F.R. Doc. 65-7286; Filed, July 12, 1965; 8:45 a.m.]

[Airspace Docket No. 63-SO-99]

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

Alteration of Transition Area; Correction

The purpose of this amendment to § 71.181 of the Federal Aviation Regulations is to make a minor correction in the designation of the Wilmington, N.C., transition area (30 F.R. 7372).

The Wilmington transition area is presently designated, in part, as follows:

* * * thence NW via a line extending through latitude 33°58'30" N., longitude 78°10'45" W. and the intersection of a line 5 miles S of and parallel to the Wilmington, N.C., VORTAC 272° radial to a line 4 nautical miles E of and parallel to the direct radials * * *

The above portion of the Wilmington transition area description does not specify the point of intersection with a line 5 miles S of and parallel to the Wilmington VORTAC 272° radial. The intersection was intended to be this line and longitude 78°25'30" W.; however, "and longitude 78°25'30" W." was inadvertently omitted. The chart attached to the notice of proposed rule making establishing this tranistion area depicted the area correctly. Action is taken herein to correct this discrepancy.

Since this amendment is editorial in nature and imposes no additional burden on any person, notice and public procedure hereon are unnecessary.

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective immediately, as hereinafter set forth.

In § 71.181 the Wilmington, N.C., transition area (30 F.R. 7372) is amended as follows:

Delete "* * * thence NW via a line extending through latitude 33°58'30" N., longitude 78°10'45" W. and the intersection of a line 5 miles S of and parallel to the Wilmington, N.C., VORTAC 272° radial to a line 4 nautical miles E of and parallel to * * *" and insert therefor "* * * thence NW via a line extending through latitude 33°58'30" N., longitude 78°10'45" W. and the intersection of a line 5 miles S of and parallel to the Wilmington, N.C., VORTAC 272° radial and longitude 78°25'30" W., to a line 4 nautical miles E of and parallel to * * *"

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

Issued in East Point, Ga., on July 2, 1965.

PAUL H. BOATMAN,
Acting Director, Southern Region.

[F.R. Doc. 65-7287; Filed, July 12, 1965; 8:45 a.m.]

SUBCHAPTER F—AIR TRAFFIC AND GENERAL OPERATING RULES

[Reg. Docket No. 6772; Amdt. 95-130]

PART 95—IFR ALTITUDES

Miscellaneous Amendments

The purpose of this amendment to Part 95 of the Federal Aviation Regulations is to make changes in the IFR altitudes at which all aircraft shall be flown over a specified route or portion thereof. These altitudes, when used in conjunction with the current changeover points for the routes or portions thereof, also assure navigational coverage that is adequate and free of frequency interference for that 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 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 consideration of the foregoing and pursuant to the authority delegated to me by the Administrator (24 F.R. 5662), Part 95 of the Federal Aviation Regulations is amended, effective August 19, 1965, as follows:

1. By amending Subpart C as follows:

Section 95.619 *Blue Federal airway 19* is amended to read:

From, to, and MEA

Key West, Fla., LF/RBN; Perrine, Fla., LF/RBN; *2,000. *1,600—MOCA.

Section 95.1001 *Direct routes—United States* is amended to delete:

Tucson, Ariz., VOR; Triplet INT, Ariz.; *16,000. *10,500—MOCA.
Triplet INT, Ariz.; St. Johns, Ariz., VOR; *16,000. *13,500—MOCA.

Section 95.1001 *Direct routes—United States* is amended by adding:

Tigerville INT, N.C.; Broad River, N.C., LF/RBN; 5,000.
Fulton, Ga., VOR; Int, 275° M rad, Fulton VOR and 358° M rad, LaGrange, VOR; *3,000. *2,400—MOCA.
Atlanta, Ga., VOR; Int, 325° M rad, Atlanta VOR and 020° M rad, LaGrange, VOR; *3,000. *2,200—MOCA.
Haletown INT, Tenn.; Dunlap INT, Tenn.; *4,000. *3,600—MOCA.
Royston, Ga., VOR; Greenville-Spartanburg, S.C., LOM; *2,500. *2,200—MOCA.
Crossville, Tenn., VOR; Little Tennessee INT, Tenn.; 5,000.
Norway INT, S.C.; Vance, S.C., VOR; 1,700.
Vance, S.C., VOR; Overton INT, S.C.; *1,800. *1,400—MOCA.
Francis INT, Calif.; Oakland, Calif., VOR; *7,000. *3,500—MOCA.
Richmond INT, Calif.; Oakland, Calif., VOR; 3,000.
Sunol INT, Calif.; San Jose, Calif., VOR; *5,000. *4,700—MOCA.
Hampshire INT, Tenn.; Nashville, Tenn., VOR; 2,500.
Nashville, Tenn., VOR; Pleasant View INT, Tenn.; 3,000.
Cold Bay, Alaska, LFR; Otter INT, Alaska; 2,500.
Otter INT, Alaska; Raven INT, Alaska; 2,500.
Newark, N.J., LF/RBN; Ramsey INT, N.J.; 2,000.
Ramsey INT, N.J.; Westchester County, N.Y., ILS/LOM; *2,000. *1,800—MOCA.

From, to, and MEA

Ramsey INT, N.J.; Spring Valley INT, N.Y.; *3,000. *2,200—MOCA.
Spring Valley INT, N.Y.; Westchester County, N.Y., ILS/LOM; *3,000. *2,200—MOCA.
Spring Valley INT, N.Y.; Paterson INT, N.J.; 1,900.

Section 95.1001 *Direct routes—United States* is amended to read in part:

Farallon Island, Calif., LF/RBN; Sausalito, Calif., VORTAC; *4,000. MAA—39,000. *3,700—MOCA.

Bahama Routes

53V:

Biscayne Bay, Fla., VOR; Int, BSY 094 and 111, ZBV; *4,000. *1,200—MOCA.

Section 95.6001 *VOR Federal airway 1* is amended to delete:

Kennedy, N.Y., VOR; Int, 010° M rad, Kennedy VOR and 217° M rad, Carmel VOR; *2,500. *1,500—MOCA.
Int, 010° M rad, Kennedy VOR and 217° M rad, Carmel VOR; Carmel, N.Y., VOR; *2,500. *1,900—MOCA.
Carmel, N.Y., VOR; Poughkeepsie, N.Y., VOR; *3,000. *2,600—MOCA.

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

Key West, Fla., VOR; *Sombrero INT, Fla.; **1,700. *6,000—MRA. **1,300—MOCA.
Sombrero INT, Fla.; Marathon INT, Fla.; *6,000. *1,100—MOCA.

Section 95.6004 *VOR Federal airway 4* is amended to read in part:

Baker, Oreg., VOR, via S alter.; Boise, Idaho, VOR, via S alter.; *14,000. *8,500—MOCA.

Section 95.6005 *VOR Federal airway 5* is amended to read in part:

*Cottontown INT, Tenn.; Bowling Green, Ky., VOR; **2,700. *3,000—MRA. *2,300—MCA Cottontown INT, northbound. **2,300—MOCA.
Bowling Green, Ky., VOR; New Hope, Ky., VOR; *2,900. *2,200—MOCA.
New Liberty INT, Ky.; Cincinnati, Ohio, VOR; *2,400. *2,000—MOCA.

Section 95.6006 *VOR Federal airway 6* is amended to delete:

Solberg, N.J., VOR; INT, 104° M rad, Solberg VOR and 355° M rad, Colts Neck VOR; 2,400.
Int, 104° M rad, Solberg VOR and 355° M rad, Colts Neck VOR; Kennedy, N.Y., VOR; 2,000.

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

*Humboldt INT, Tenn., via E alter.; **Bradford INT, Tenn., via E alter.; ***4,000. *4,000—MRA. **3,000—MRA. ***1,900—MOCA.
Bradford INT, Tenn., via E alter.; Paducah, Ky., VOR via E alter.; *3,000. *1,600—MOCA.
Paducah, Ky., VOR; Weston INT, Ky.; *2,600. *2,000—MOCA.
Weston INT, Ky.; Evansville, Ind., VOR; 2,000.

Section 95.6012 *VOR Federal airway 12* is amended by adding:

Blackwater, Mo., VOR; via S alter.; Wilton INT, Mo., via S alter.; *2,600. *2,200—MOCA.
Wilton INT, Mo., via S alter.; Jefferson City, Mo., VOR, via S alter.; *2,500. *2,000—MOCA.
Jefferson City, Mo., VOR, via S alter.; Readsville, Mo., VOR, via S alter.; *2,500. *2,200—MOCA.

Section 95.6012 *VOR Federal airway 12* is amended to read in part:

From, to, and MEA

Blackwater, Mo., VOR; Readsville, Mo., VOR; *2,800. *2,600—MOCA.
*Salt INT, Kans., via N alter.; Rago INT, Kans., via N alter.; **5,000. *4,200—MRA. **2,900—MOCA.

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

Int, 076° M rad, Pine Bluff VOR and 220° M rad, Memphis VOR, via S alter.; Eudora INT, Miss., via S alter.; *3,000. *1,600—MOCA.

Section 95.6022 *VOR Federal airway 22* is amended to read in part:

Crestview, Fla., VOR; *DeFuniak Springs INT, Fla.; **2,000. *3,000—MRA. **1,700—MOCA.
DeFuniak Springs INT, Fla.; Marianna, Fla., VOR; *2,000. *1,700—MOCA.

Section 95.6026 *VOR Federal airway 26* is amended to read in part:

Myton, Utah, VOR; Vernal, Utah, VOR; 8,400.
Vernal, Utah, VOR; Cherokee, Wyo., VOR; 11,700.
Farmington, Minn., VOR; Prescott INT, Wis.; *2,800. *2,200—MOCA.

Section 95.6029 *VOR Federal airway 29* is amended to read in part:

Allentown, Pa., VOR; Pocono INT, Pa.; 3,500.
Pocono INT, Pa.; Wilkes-Barre, Pa., VOR; 4,000.

Section 95.6030 *VOR Federal airway 30* is amended to read in part:

Attica, Ohio, VOR; Sharon INT, Ohio; *3,000. *2,500—MOCA.

Section 95.6031 *VOR Federal airway 31* is amended to delete:

Selinsgrove, Pa., VOR, via W alter.; Trout Run INT, Pa., via W alter.; 4,000.
Trout Run INT, Pa., via W alter.; Elmira, N.Y., VOR, via W alter.; 4,400.

Section 95.6032 *VOR Federal airway 32* is amended to read in part:

*Salt Lake City, Utah, VOR; Fort Bridger, Wyo., VOR; 12,000. *10,700—MCA Salt Lake City, VOR, northeastbound.

Section 95.6034 *VOR Federal airway 34* is amended to read in part:

Hancock, N.Y., VOR; Beacon INT, N.Y.; 4,000.
Beacon INT, N.Y.; Carmel, N.Y., VOR; 3,000.

Section 95.6035 *VOR Federal airway 35* is amended to read in part:

Key West, Fla., VOR; *Sombrero INT, Fla.; **1,700. *6,000—MRA. **1,300—MOCA.
Sombrero INT, Fla.; *Doubloon INT, Fla.; **6,500. *6,500—MRA. **1,000—MOCA.
Doubloon INT, Fla.; Gulfstream INT, Fla.; *4,500. *1,000—MOCA.

Section 95.6036 *VOR Federal airway 36* is amended to delete:

Sparta, N.J., VOR; Int, 108° M rad, Sparta VOR and 349° M rad, LaGuardia VOR; *2,500. *2,400—MOCA.
Int, 108° M rad, Sparta VOR and 349° M rad, LaGuardia VOR; Northport INT, N.Y.; *2,000. *1,900—MOCA.
Northport INT, N.Y.; Riverhead, N.Y., VOR; 1,700.

Section 95.6039 *VOR Federal airway 39* is amended to read in part:

Concord, N.H., VOR; Kennebunk, Maine, VOR; 3,000.

Section 95.6044 *VOR Federal airway 44* is amended to read in part:

From, to, and MEA

Nabb, Ind., VOR; Dry Ridge INT, Ky.; 2,500.
Dry Ridge INT, Ky.; Falmouth, Ky., VOR; *2,500. *2,200—MOCA.
Falmouth, Ky., VOR; York, Ky., VOR; *3,000. *2,300—MOCA.

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

Nabb, Ind., VOR; Moorefield INT, Ind.; 2,200.
Moorefield INT, Ind.; Fairview INT, Ind.; *2,400. *2,200—MOCA.
Fairview INT, Ind.; Cincinnati, Ohio, VOR; *2,400. *2,100—MOCA.
Cincinnati, Ohio, VOR; Bridgetown INT, Ohio; *2,400. *2,300—MOCA.
Bridgetown INT, Ohio; Hamilton INT, Ohio; *2,400. *2,200—MOCA.
Hamilton INT, Ohio; Middletown INT, Ohio; *2,500. *2,000—MOCA.
Cincinnati, Ohio, VOR, via W alter.; New Baltimore INT, Ohio, via W alter.; *2,500. *2,200—MOCA.
New Baltimore INT, Ohio, via W alter.; Camden INT, Ohio, via W alter.; *2,600. *2,200—MOCA.
Custar INT, Ohio; Waterville, Ohio, VOR; *2,200. *2,000—MOCA.

Section 95.6049 *VOR Federal airway 49* is amended to read in part:

Bowling Green, Ky., VOR; Mystic, Ky., VOR; *2,700. *2,100—MOCA.

Section 95.6051 *VOR Federal airway 51* is amended to delete:

McDonough, Ga., VOR, via E alter.; Crabapple INT, Ga., via E alter.; 3,000.
Crabapple INT, Ga., via E alter.; *Nelson INT, Ga., via E alter.; **4,000. *5,000—MCA Nelson INT, northbound. **3,500—MOCA.
Nelson INT, Ga., via E alter.; Blue Ridge INT, Ga., via E alter.; *7,000. *5,300—MOCA.
Blue Ridge INT, Ga., via E alter.; Murphy INT, Tenn., via E alter.; *8,000. *5,300—MOCA.
Murphy INT, Tenn., via E alter.; Crossville, Tenn., VOR, via E alter.; 5,500.

Section 95.6052 *VOR Federal airway 52* is amended to read in part:

Quincy, Ill., VOR.; Winfield INT, Mo.; *2,600. *1,900—MOCA.

Section 95.6055 *VOR Federal airway 55* is amended to read in part:

Eau Claire, Wis., VOR; Grantsburg, Wis., VOR; *3,000. *2,800—MOCA.

Section 95.6057 *VOR Federal airway 57* is amended to read in part:

Pleasant View INT, Tenn.; Bowling Green, Ky., VOR; *2,600. *1,900—MOCA.
Falmouth, Ky., VOR; Alexandria INT, Ky.; *2,400. *2,300—MOCA.
Alexandria INT, Ky.; Hamilton INT, Ohio; 2,700.

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

Wilton INT, Mo., Hallsville, Mo., VOR; 2,600.

Section 95.6076 *VOR Federal airway 76* is amended to read in part:

Paige INT, Tex.; *Round Top INT, Tex.; **2,500. *3,000—MRA. **1,700—MOCA.

Section 95.6078 *VOR Federal airway 78* is amended to read in part:

Huron, S. Dak., VOR; Watertown, S. Dak., VOR; *3,500. *3,000—MOCA.

From, to, and MEA

Huron, S. Dak., VOR, via S alter.; Watertown, S. Dak., VOR, via S alter.; *3,500. *2,900—MOCA.

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

*Gunnison, Colo., VOR; Trout Creek INT, Colo.; 16,200. *13,000—MCA Gunnison VOR, northeastbound.

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

Falmouth, Ky., VOR, via E alter.; Cincinnati, Ohio, VOR, via E alter.; *2,500. *2,000—MOCA.
Lexington, Ky., VOR; Georgetown INT, Ky.; 2,600.
Georgetown INT, Ky.; Cincinnati, Ohio, VOR; *2,500. *2,200—MOCA.
Lexington, Ky., VOR, via W alter.; Gratz INT, Ky., via W alter.; 2,600.
Gratz INT, Ky., via W alter.; Cincinnati, Ohio, VOR, via W alter.; *2,600. *2,200—MOCA.
Cincinnati, Ohio, VOR; Morris INT, Ind.; *2,600. *2,100—MOCA.
Morris INT, Ind.; Shelbyville, Ind., VOR; *2,800. *2,100—MOCA.

Section 95.6106 *VOR Federal airway 106* is amended to read in part:

Selinsgrove, Pa., VOR; Benton INT, Pa.; 3,700.
Benton INT, Pa.; Thornhurst, Pa., VOR; 4,000.
Thornhurst, Pa., VOR; Wilkes-Barre, Pa., VOR; 4,000.

Section 95.6116 *VOR Federal airway 116* is amended to delete:

Sparta, N.J., VOR; Paterson INT, N.J.; 3,000.

Section 95.6116 *VOR Federal airway 116* is amended by adding:

Sparta, N.J., VOR; Int, 119° M rad, Sparta VOR and 244° M rad, Carmel VOR; 3,000.
Int, 119° M rad, Sparta VOR and 244° M rad, Carmel VOR; La Guardia, N.Y., VOR; 2,000.

Section 95.6123 *VOR Federal airway 123* is amended to read in part:

La Guardia, N.Y., VOR; Carmel, N.Y., VOR; 2,500.

Section 95.6126 *VOR Federal airway 126* is amended to delete:

Huguenot, N.Y., VOR; Int, 123° M rad, Huguenot VOR and 244° M rad, Carmel VOR; *3,000. *2,500—MOCA.
Int, 123° M rad, Huguenot VOR and 244° M rad, Carmel VOR; Riverhead, N.Y., VOR; *2,000. *1,600—MOCA.

Section 95.6126 *VOR Federal airway 126* is amended by adding:

Huguenot, N.Y., VOR; Peekskill INT, N.Y.; 3,400.
Peekskill INT, N.Y.; Carmel, N.Y., VOR; 2,700.
Carmel, N.Y., VOR; Saybrook INT, Conn.; 2,000.

Section 95.6126 *VOR Federal airway 126* is amended to read in part:

Waterville, Ohio, VOR; Bay INT, Ohio; 3,000.

Section 95.6128 *VOR Federal airway 128* is amended to read in part:

Hope INT, Ind.; Osgood INT, Ind.; *2,700. *2,300—MOCA.
Osgood INT, Ind.; Cincinnati, Ohio, VOR; *2,600. *2,300—MOCA.
Cincinnati, Ohio, VOR; California INT, Ky.; *2,500. *2,000—MOCA.
California INT, Ky.; Tyler INT, Ohio; *2,700. *2,100—MOCA.

From, to, and MEA

Tyler INT, Ohio; York, Ky., VOR; *3,000. *2,300—MOCA.
Cincinnati, Ohio, VOR, via S alter.; Foster INT, Ky., via S alter.; *2,500. *2,000—MOCA.
Foster INT, Ky., via S alter.; Int, 120° M rad, Cincinnati VOR and 273° M rad, York VOR, via S alter.; *2,700. *2,000—MOCA.
Int, 120° M rad, Cincinnati VOR and 273° M rad, York VOR, via S alter.; York, Ky., VOR, via S alter.; *3,000. *2,300—MOCA.
Cincinnati, Ohio, VOR, via N alter.; Alexandria INT, Ky., via N alter.; *2,400. *2,-300—MOCA.
Alexandria INT, Ky., via N alter.; Lindale INT, Ohio, via N alter.; *2,400. *2,200—MOCA.
Lindale INT, Ohio, via N alter.; York, Ky., VOR, via N alter.; *3,000. *2,300—MOCA.

Section 95.6129 *VOR Federal airway 129* is amended to read in part:

Nodine, Minn., VOR; Arcadia INT, Wis.; *3,000. *2,400—MOCA.
Arcadia INT, Wis.; Eau Claire, Wis., VOR; *2,900. *2,800—MOCA.

Section 95.6138 *VOR Federal airway 138* is amended by adding:

Riverton, Wyo., VOR; Hunt INT, Wyo.; 9,400.
Hunt INT, Wyo.; Medicine Bow, Wyo., VOR; 11,200.

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

Walnut Ridge, Ark., VOR; Holland INT, Mo.; *2,400. *2,000—MOCA.
Dyersburg, Tenn., VOR; *Bradford INT, Tenn.; **2,200. *3,000—MRA. **1,700—MOCA.

Section 95.6146 *VOR Federal airway 146* is amended to delete:

Wilkes-Barre, Scranton, Pa., VOR; Huguenot, N.Y., VOR; 3,500.
Huguenot, N.Y., VOR; Newburgh INT, N.Y.; 2,500.
Newburgh INT, N.Y.; Poughkeepsie, N.Y., VOR; 3,000.

Section 95.6147 *VOR Federal airway 147* is amended to read in part:

Allentown, Pa., VOR; Effort INT, Pa.; 3,700.
Effort INT, Pa.; Thornhurst, Pa., VOR; 4,000.

Section 95.6149 *VOR Federal airway 149* is amended to read in part:

Allentown, Pa., VOR; Effort INT, Pa.; 3,700.
Effort INT, Pa.; Thornhurst, Pa., VOR; 4,000.

Section 95.6153 *VOR Federal airway 153* is amended to read:

Budd Lake INT, N.J.; Stillwater, N.J., VOR; 3,000.
Stillwater, N.J., VOR; Wilkes-Barre, Pa., VOR; 3,500.
Wilkes-Barre, Pa., VOR; Greene INT, N.Y.; 4,000.
Greene INT, N.Y.; Georgetown, N.Y., VOR; 3,900.
Georgetown, N.Y., VOR; Pompey INT, N.Y.; 3,900.
Pompey INT, N.Y.; Syracuse, N.Y., VOR; 3,500.

Section 95.6157 *VOR Federal airway 157* is amended to delete:

La Guardia, N.Y., VOR; Int, 045° M rad, La Guardia VOR and 294° M rad, Deer Park VOR; *2,500. *1,500—MOCA.
Int, 045° M rad, La Guardia VOR and 294° M rad, Deer Park VOR; Stamford INT, N.Y.; *2,500. *1,700—MOCA.
Stamford INT, N.Y.; Int, 045° M rad, La Guardia VOR and 077° M rad, Carmel VOR; *2,600. *2,100—MOCA.

Section 95.6161 *VOR Federal airway 161* is amended to read in part:

From, to, and MEA

Prescott INT, Wis.; River Falls INT, Wis.; *3,300. *2,500—MOCA.
River Falls INT, Wis.; Minneapolis, Minn., VOR; 2,500.

Section 95.6164 *VOR Federal airway 164* is amended to read in part:

Williamsport, Pa., VOR; East Texas, Pa., VOR; 4,000.

Section 95.6166 *VOR Federal airway 166* is amended to read in part:

Westminster, Md., VOR; Bel Air INT, Md.; 3,000.
Bel Air INT, Md.; New Castle, Del., VOR; *2,000. *1,700—MOCA.

Section 95.6175 *VOR Federal airway 175* is amended to read:

Vichy, Mo., VOR; Jefferson City, Mo., VOR; *2,900. *2,200—MOCA.
Jefferson City, Mo., VOR; Hallsville, Mo., VOR; 2,600.

Section 95.6178 *VOR Federal airway 178* is amended to read in part:

Farmington, Mo., VOR; Paducah, Ky., VOR; *3,100. *2,800—MOCA.
Paducah, Ky., VOR; Central City, Ky., VOR; *2,500. *2,000—MOCA.
Farmington, Mo., VOR, via S alter.; River INT, Ill., via S alter.; *3,100. *2,400—MOCA.

Section 95.6181 *VOR Federal airway 181* is amended to read in part:

Sioux Falls, S. Dak., VOR; *Oakwood INT, S. Dak.; **3,500. *4,000—MRA. **3,000—MOCA.
Oakwood INT, S. Dak.; Watertown, S. Dak., VOR; *3,500. *3,100—MOCA.

Section 95.6187 *VOR Federal airway 187* is amended by adding:

Grand Junction, Colo., VOR, via W alter.; Bonanza INT, Utah, via W alter.; 10,800.
Bonanza INT, Utah, via W alter.; Vernal, Utah, VOR, via W alter.; 8,400.
*Vernal, Utah, VOR, via W alter.; Rock Springs, Wyo., VOR, via W alter.; 11,800. *9,500—MCA Vernal VOR, northbound.

Section 95.6188 *VOR Federal airway 188* is amended to read in part:

Thornhurst, Pa., VOR; Pocono INT, Pa.; 4,000.
Pocono INT, Pa.; Tannersville, Pa., VOR; 3,500.

Section 95.6199 *VOR Federal airway 199* is amended to read in part:

Bodega INT, Calif.; Fort Ross INT, Calif.; *6,000. *5,000—MOCA.

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

*Cowan INT, Ohio; Dawn INT, Ohio; **4,000. *4,000—MRA. **2,500—MOCA.
Dawn INT, Ohio; Rosewood, Ohio, VOR; *2,800. *2,200—MOCA.

Section 95.6211 *VOR Federal airway 211* is amended to delete:

Cortez, Colo., VOR; Dove Creek, Colo., VOR; 9,800.

Section 95.6212 *VOR Federal airway 212* is amended to read in part:

Redwood INT, Tex.; Lockhart INT, Tex.; *2,600. *1,900—MOCA.
*Smithville INT, Tex.; **Round Top INT, Tex.; ***5,000. *3,300—MRA. **3,000—MRA. ***1,800—MOCA.

Section 95.6222 *VOR Federal airway 222* is amended to read in part:

From, to, and MEA

Redwood INT, Tex.; Lockhart INT, Tex.; *2,600. *1,900—MOCA.
*Smithville INT, Tex.; **Round Top INT, Tex.; ***5,000. *3,300—MRA. **3,000—MRA. ***1,800—MOCA.
Lynchburg, Va., VOR; Bent Creek INT, Va.; 3,000.
Bent Creek INT, Va.; Gordonsville, Va., VOR; 3,500.

Section 95.6230 *VOR Federal airway 230* is amended to read in part:

*Salinas, Calif., VOR; **Stone INT, Calif., westbound; ***6,000. Eastbound; ***8,000. *6,000—MCA Salinas VOR, eastbound. **8,000—MRA. ***5,500—MOCA.
Stone INT, Calif.; *Pancho INT, Calif.; **8,000. *8,000—MRA. **5,700—MOCA.
Pancho INT, Calif.; Los Banos, Calif., VOR; *8,000. *5,700—MOCA.

Section 95.6238 *VOR Federal airway 238* is amended to read in part:

Millville, N.J., VOR; Atlantic City, N.J., VOR; 1,800.

Section 95.6243 *VOR Federal airway 243* is amended to read in part:

Hartsville INT, Tenn.; Bowling Green, Ky., VOR; *2,700. *2,000—MOCA.
Bowling Green, Ky., VOR; Apalona INT, Ind.; *3,000. *2,100—MOCA.

Section 95.6246 *VOR Federal airway 246* is amended to read in part:

Rosewood, Ohio, VOR; *Meeker INT, Ohio; **3,200. *2,700—MRA. **2,800—MOCA.

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

Prescott, Ariz., VOR; *Anita INT, Ariz., northbound; 14,000. Southbound; 11,000. *11,000—MRA. *12,500—MCA Anita INT, northbound.

Section 95.6261 *VOR Federal airway 261* is deleted:

Section 95.6267 *VOR Federal airway 267* is amended to delete:

Norcross, Ga., VOR, via E alter.; Clermont INT, Ga., via E alter.; 3,000.
Clermont INT, Ga., via E alter.; *Helen INT, Ga., via E alter.; 6,000. *9,000—MCA Helen INT, northwestbound.
Helen INT, Ga., via E alter.; Rainbow INT, N.C., via E alter.; **9,000. *8,500—MRA. **7,000—MOCA.
Rainbow INT, N.C., via E alter.; *Rasar INT, Tenn., via E alter.; **8,000. *7,000—MCA Rasar INT, southbound. **7,600—MOCA.
Rasar INT, Tenn., via E alter.; Knoxville, Tenn., VOR, via E alter.; 5,000.

Section 95.6269 *VOR Federal airway 269* is amended to read in part:

Dublin, Ga., VOR; Wayside INT, Ga.; *2,200. *1,800—MOCA.

Section 95.6273 *VOR Federal airway 273* is amended to delete:

Huguenot, N.Y., VOR; Hancock, N.Y., VOR; 4,000.

Section 95.6273 *VOR Federal airway 273* is amended by adding:

Budd Lake INT, N.J.; Stillwater, N.J., VOR; 3,000.
Stillwater, N.J., VOR; Hancock, N.Y., VOR; 3,900.

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

Cincinnati, Ohio, VOR; New Baltimore INT, Ohio; *2,500. *2,200—MOCA.

From, to, and MEA

New Baltimore INT, Ohio; Camden INT, Ohio; *2,600. *2,200—MOCA.
Cincinnati, Ohio, VOR, via W alter.; Raymond INT, Ind., via W alter.; *2,800. *2,100—MOCA.
Raymond INT, Ind., via W alter.; Richmond, Ind., VOR, via W alter.; 2,800.

Section 95.6292 *VOR Federal airway 292* is amended by adding:

Budd Lake INT, N.J.; Sparta, N.J., VOR; 3,000.

Section 95.6311 *VOR Federal airway 311* is amended to delete:

Int, 084° M rad, Montpelier VOR and 178° M rad, Sherbrooke VOR; United States-Canadian border; *9,000. *5,300—MOCA.

Section 95.6322 *VOR Federal airway 322* is added to read:

Int, 084° M rad, Montpelier VOR and 167° M rad, Sherbrooke VOR; United States-Canadian border; *9,000. *5,300—MOCA.

Section 95.6402 *Hawaii VOR Federal airway 2* is amended to read in part:

Mango INT, Hawaii; *Harpoon INT, Hawaii; 6,000. *7,000—MCA Harpoon INT, eastbound.

Section 95.6405 *Hawaii VOR Federal airway 5* is amended to read in part:

Int, 294 M rad, Upolu Point VOR and 168° M rad, Maui VOR; Lava INT, Hawaii; 7,000.

Section 95.6433 *VOR Federal airway 433* is amended to delete:

La Guardia, N.Y., VOR; Int, 010° M rad, Kennedy VOR and 217° M rad, Carmel VOR; *2,500. *1,500—MOCA.
Int, 010° M rad, Kennedy VOR and 217° M rad, Carmel VOR; Carmel, N.Y., VOR; *2,500. *1,900—MOCA.
Carmel, N.Y., VOR; Saybrook INT, Conn.; 2,000.

Section 95.6433 *VOR Federal airway 433* is amended by adding:

La Guardia, N.Y., VOR; Bridgeport, Conn., VOR; 2,000.
Bridgeport, Conn., VOR; Int, 017° M rad, Bridgeport VOR and 293° M rad, Hartford VOR; 2,700.

Section 95.6438 *VOR Federal airway 438* is amended to read in part:

*Talkeetna, Alaska, VOR; Cantwell INT, Alaska; **10,000. *6,000—MCA Talkeetna VOR, northbound. **8,500—MOCA.
Cantwell INT, Alaska; Liberty INT, Alaska; *10,000. *8,700—MOCA.
Liberty INT, Alaska; Fairbanks, Alaska, VOR; *7,500. *5,500—MOCA.

Section 95.6445 *VOR Federal airway 445* is amended to read:

La Guardia, N.Y., VOR; Int, 045° M rad, La Guardia VOR and 258° M rad, Hartford VOR; 2,500.

Section 95.6455 *VOR Federal airway 455* is amended to read in part:

New Orleans, La., VOR, via E alter.; Clam INT, La., via E alter.; *1,500. *1,400—MOCA.

Section 95.6465 *VOR Federal airway 465* is amended to read in part:

Dunoir, Wyo., VOR; *Red Lodge DME Fix, Mont.; **16,000. *12,500—MCA Red Lodge DME Fix, southbound. **14,200—MOCA.
Red Lodge DME Fix, Mont.; *Laurel DME Fix, Mont.; southbound; 8,000. Northbound; 7,000. *8,000—MCA Laurel DME Fix, southbound.

From, to, and MEA

Laurel DME Fix, Mont.; *Billings, Mont., VOR; southbound; 6,500. Northbound; 6,000. *6,500—MCA Billings VOR, southbound.

Section 95.6467 *VOR Federal airway 467* is amended to read:

La Guardia, N.Y., VOR; Madison, Conn., VOR; 2,000.

Section 95.6478 *VOR Federal airway 478* is amended to read in part:

Falmouth, Ky., VOR; Newcombe, Ky., VOR; *3,100. *2,400—MOCA.

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

Priest, Calif., VOR; *Pancho INT, Calif.; **7,000. *8,000—MRA. **6,500—MOCA.
Pancho INT, Calif.; Cathedral INT, Calif.; *7,000. *5,800—MOCA.

Section 95.6487 *VOR Federal airway 487* is amended by adding:

Stamford INT, N.Y.; Carmel, N.Y., VOR; 2,500.
Carmel, N.Y., VOR; Poughkeepsie, N.Y., VOR; 3,000.

Section 95.6489 *VOR Federal airway 489* is amended to delete:

Paterson INT, N.J.; Int, 211° M rad, Kingston VOR and 261° M rad, Carmel VOR; 2,000.
Int, 211° M rad, Kingston VOR and 261° M rad, Carmel VOR; Kingston, N.Y., VOR; 2,700.

Section 95.6489 *VOR Federal airway 489* is amended by adding:

Budd Lake INT, N.J.; Sparta, N.J., VOR; 3,000.
Sparta, N.J., VOR; Int, 053° M rad, Sparta VOR and 113° M rad, Huguenot VOR; 3,000.
Int, 053° M rad, Sparta VOR and 113° M rad, Huguenot VOR; Kingston, N.Y., VOR; 3,400.

Section 95.6498 *VOR Federal airway 498* is amended by adding:

Galena, Alaska, VOR; Kotzebue, Alaska, VOR; *8,000. *5,300—MOCA.

Section 95.6501 *VOR Federal airway 501* is amended by adding:

St. Thomas, Pa., VOR; Coalfax INT, Pa.; *4,500. *4,200—MOCA.
Coalfax INT, Pa.; Philipsburg, Pa., VOR; *4,500. *4,100—MOCA.
Wellsville, N.Y., VOR; Bellona INT, N.Y.; 4,500.

Section 95.6506 *VOR Federal airway 506* is amended by adding:

Nome, Alaska, VOR; Kotzebue, Alaska, VOR; *7,000. *5,600—MOCA.

Section 95.6510 *VOR Federal airway 510* is amended to read in part:

McGrath, Alaska, VOR; Windy Fork INT, Alaska; 4,000.
Windy Fork INT, Alaska; Sevenmile INT, Alaska; 10,000.
Sevenmile INT, Alaska; Susitna INT, Alaska; 6,000.
Susitna INT, Alaska; Big Lake, Alaska, VOR; 2,500.

Section 95.6802 *VOR Federal airway 802* is amended to read in part:

Blackwater, Mo., VOR; Readsville, Mo., VOR; *2,800. *2,600—MOCA.

From, to, and MEA

Richmond, Va., VOR; Dayton, Ohio, VOR; 2,800.

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

Rosewood, Ohio, VOR; Dawn INT, Ohio; *2,800. *2,200—MOCA.

Dawn INT, Ohio; *Cowan INT, Ohio; **4,000. *4,000—MRA. **2,500—MOCA.

Section 95.6810 *VOR Federal airway 810* is amended to read in part:

*Salt Lake City, Utah, VOR; Fort Bridger, Wyo., VOR; 12,000. *10,700—MCA Salt Lake City VOR, northeastbound.

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

*Mt. Holly INT, N.C.; Mooresville INT, N.C.; **2,500. *2,600—MRA. **2,300—MOCA.

Section 95.6843 *VOR Federal airway 843* is amended to read in part:

Apalona INT, Ind.; Bowling Green, Ky., VOR; *3,000. *2,100—MOCA.
Bowling Green, Ky.; Hartsville INT, Tenn.; *2,700. *2,000—MOCA.

Section 95.6845 *VOR Federal airway 845* is amended to read in part:

Hallsville, Mo., VOR; Wilton INT, Mo.; 2,600.

Section 95.6863 *VOR Federal airway 863* is amended to read in part:

La Guardia, N.Y., VOR; Madison, Conn., VOR; 2,000.

From, to, MEA, and MAA

Section 95.7014 *Jet Route No. 14* is amended to read in part:

Richmond, Va., VOR; Int, 046° M rad, Richmond VOR and 245° M rad, Coyle VORTAC; 18,000; 45,000.

Section 95.7018 *Jet Route No. 18* is amended to read in part:

Phoenix, Ariz., VORTAC; St. Johns, Ariz., VORTAC; 18,000; 45,000.
St. Johns, Ariz., VORTAC; Las Vegas, Ariz., VORTAC; 19,000; 45,000.
Salina, Kans., VORTAC; Kirksville, Mo., VORTAC; 18,000; 45,000.

Section 95.7024 *Jet Route No. 24* is amended to read:

Kansas City, Mo., VORTAC; St. Louis, Mo., VORTAC; 18,000; 45,000.
St. Louis, Mo., VORTAC; Indianapolis, Ind., VORTAC; 18,000; 45,000.
Indianapolis, Ind., VORTAC; Charleston, W. Va., VORTAC; 18,000; 45,000.
Charleston, W. Va., VORTAC; Flat Rock, Va., VORTAC; 18,000; 45,000.

Section 95.7042 *Jet Route No. 42* is amended to read in part:

Nashville, Tenn., VORTAC; London, Ky., VORTAC; 18,000; 45,000.
London, Ky., VORTAC; Beckley, W. Va., VOR; 18,000; 45,000.
Beckley, W. Va., VOR; Front Royal, Va., VORTAC; 18,000; 45,000.

Section 95.7053 *Jet Route No. 53* is amended to read in part:

Key West, Fla., VOR; Miami, Fla., VORTAC; 18,000; 45,000.
Jacksonville, Fla., VORTAC; Int, 343° M rad, Jacksonville, VORTAC and 190° M rad, Augusta VORTAC; 22,000; 45,000.

From, to, MEA, and MAA

Int, 343° M rad, Jacksonville VORTAC and 190° M rad, Augusta VORTAC; Augusta, Ga., VORTAC; 18,000; 45,000.

Section 95.7064 *Jet Route No. 64* is amended to read in part:

Elwood City, Pa., VORTAC; Yardley, Pa., VORTAC; 18,000; 45,000.

Section 95.7070 *Jet Route No. 70* is amended to read in part:

Hoquiam, Wash., VOR; Seattle, Wash., VORTAC; 18,000; 45,000.

Section 95.7076 *Jet Route No. 76* is amended to read in part:

Tuba City, Ariz., VORTAC; Las Vegas, N. Mex., VORTAC; 18,000; 45,000.

Section 95.7093 *Jet Route No. 93* is amended to read in part:

Newport, Oreg., VOR; Portland, Oreg., VORTAC; 18,000; 45,000.

Section 95.7100 *Jet Route No. 100* is amended to read:

Bryce Canyon, Utah, VORTAC; Grand Junction, Colo., VORTAC; 18,000; 45,000.

2. By amending Subpart D as follows:

Airway segment; From; to—Changeover point: Distance; from

Section 95.8003 *VOR Federal airway changeover points:*

V-26 is amended by adding:

Vernal, Utah, VOR; Cherokee, Wyo., VOR; 54; Vernal.

V-58 is amended to delete:

Coaldale, Nev., VORTAC; Wilson Creek, Nev., VOR; 44; Coaldale.

V-181 is amended to delete:

Sioux Falls, S.Dak., VOR; Watertown, S.Dak., VORTAC; 37; Sioux Falls.

V-244 is amended by adding:

Hanksville, Utah, VOR; La Sal, Utah, VOR; 27; Hanksville.
Stockton, Calif., VOR; Coaldale, Nev., VOR; 96; Stockton.

V-257 is amended to read in part:

Phoenix, Ariz., VOR; Prescott, Ariz., VOR; 42; Phoenix.

V-498 is amended by adding:

Galena, Alaska, VOR; Kotzebue, Alaska, VOR; 85; Galena.

V-501 is amended by adding:

St. Thomas, Pa., VOR; Philipsburg, Pa., VOR; 22; St. Thomas.

V-506 is amended by adding:

Nome, Alaska, VOR; Kotzebue, Alaska, VOR; 64; Nome.

(Secs. 307 and 1110; Federal Aviation Act of 1958; 49 U.S.C. 1348, 1510)

Issued in Washington, D.C., on July 6, 1965.

C. W. WALKER,
Acting Director,
Flight Standards Service.

[F.R. Doc. 65-7241; Filed, July 12, 1965; 8:45 a.m.]

Chapter II—Civil Aeronautics Board

SUBCHAPTER A—ECONOMIC REGULATIONS

[Regulation ER-436]

PART 288—EXEMPTION OF AIR CARRIERS FOR SHORT-NOTICE MILITARY CONTRACTS AND SUBSTITUTE SERVICE

Piston Rates in Certain Geographical Areas

Adopted by the Civil Aeronautics Board at its office in Washington, D.C., on the 7th day of July 1965.

On March 17, 1965, the Board amended and reissued Part 288 of the economic regulations, effective July 1, 1965 (Regulation No. ER-432, 30 F.R. 3861, Docket 15808). The reissued regulation conditions exemptions to perform short-notice military charter contracts and substitute service upon observance of the minimum reasonable rates prescribed therein. Minimum rates for various types of charters in most geographical areas are set forth in § 288.7 (a)(1), which specifies separate rates for charters performed with turbine and with piston aircraft in these areas where both turbine and piston aircraft operate. In certain geographical areas where turbine aircraft do not normally operate, the higher rates adopted in previous rule making proceedings and exemption orders were readopted, since the existing minimum rates appeared reasonable in relation to costs. The minimum rates for various types of charters in these specific geographical areas are set forth in § 288.7(a)(2).

In the rule making proceeding leading to the issuance of Regulation ER-432, Alaska Airlines, Inc., requested that charters to or from Alaska be added to the areas in which the minimum rates in § 288.7(a)(2) apply. Alaska stated that it operated military one-way cargo charters between Air Force bases in Alaska and near Seattle with piston aircraft, that it was the only carrier performing this service, and that, because labor and other costs for flights to or from Alaska are high and because it was necessary to ferry aircraft to Seattle for positioning, its revenues on these operations had not covered costs. It was determined that these piston charters to or from Alaska should be subject to the minimum rates in § 288.7(a)(2), and we so amended that subparagraph. However, since this proposal was not within the scope of the notice of proposed rule making, we provided for the filing of petitions for reconsideration of this determination.

On April 1, 1965, the Department of Defense filed a petition for reconsideration of § 288.7(a)(2) in accordance with the provision in ER-432. The Department stated that the subparagraph could be construed to require payment of the rates therein for round-trip passenger charters to or from Alaska performed with turbine aircraft and that the Military Air Transport Service would require such charters with turbine aircraft to or from Alaska during fiscal year 1966. The Department requested that the subparagraph be clarified to provide that the minimum rates therein apply only to services performed with piston aircraft. Southern Air Transport, Inc., filed an answer to the Department's petition on April 12, 1965, objecting to the Department's proposal that the rates for all areas listed in § 288.7(a)(2) be limited to piston services.

As mentioned previously, the minimum rates set forth in § 288.7(a)(2) are applicable only in certain geographical areas in which turbine aircraft do not normally operate. These rates were based upon the higher costs of operating piston aircraft and were not intended to apply to turbine charters. There would be no reasonable basis upon which to charge these piston rates for lower-cost turbine services. Further, the fiscal year 1966 military contracts call only for piston services in these areas, other than for passenger charters to or from Alaska.

Upon reconsideration, we have determined to clarify § 288.7(a)(2) to provide that the minimum rates therein apply only to charters performed with piston aircraft. In consideration of the foregoing, the Civil Aeronautics Board hereby amends the introductory clause preceding the table in subparagraph (2) of § 288.7(a) of Part 288 of the Economic Regulations (14 CFR Part 288), effective July 1, 1965, to read as follows:

§ 288.7 Reasonable level of compensation.

* * * * *

(a) *Minimum charges.* * * *

(2) For services performed with piston aircraft, other than those specified in subparagraph (3) of this paragraph, within Alaska; between Hawaii, Midway, Johnston, Kwajalein, or Eniwetok; between Japan, Guam, Okinawa, Formosa, the Philippines, Iwo Jima, Korea, Viet-Nam, or Thailand; or to or from the Canal Zone, Puerto Rico, or Alaska:

* * * * *

(Secs. 204 and 416 of the Federal Aviation Act of 1958, 72 Stat. 743 and 771, 49 U.S.C. 1324 and 1386)

By the Civil Aeronautics Board.

[SEAL] HAROLD R. SANDERSON, *Secretary.*

[F.R. Doc. 65-7354; Filed, July 12, 1965; 8:49 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 17—BAKERY PRODUCTS

PART 121—FOOD ADDITIVES

Sodium Stearyl Fumarate as Optional Ingredient in Bread etc. and as Regulated Food Additive

Acting upon a proposal filed by Charles Pfizer & Co., Inc., 235 East 42d Street, New York, N.Y., in the matter of amending the definition and standard of identity for bread to permit the use of sodium stearyl fumarate as an optional dough-conditioning ingredient therein and on a petition (FAP 1390) to issue a food additive regulation to establish the safe use of the named additive in food, under certain prescribed conditions:

In response to the notice of proposed rule making in the above-identified matter published in the FEDERAL REGISTER of February 5, 1965 (30 F.R. 1257), only one comment was received, which was favorable to the proposal. On the basis of the relevant information available, taking into consideration the comment filed and the information submitted by the petitioner, the Commissioner of Food and Drugs has concluded that it will promote honesty and fair dealing in the interest of consumers to amend the bread standard as proposed. The data contained in the food additive petition, together with other relevant material, have been evaluated, and the Commissioner has further concluded that a food additive regulation should issue to prescribe the safe use of sodium stearyl fumarate as a dough-conditioner in yeast-leavened bakery products.

Based upon these conclusions, and pursuant to the authority contained in the Federal Food, Drug, and Cosmetic Act (secs. 401, 409, 701, 52 Stat. 1046, 1055 as amended; 72 Stat. 1786; 21 U.S.C. 341, 348, 371), which has been delegated to the Commissioner of Food and Drugs by the Secretary of Health, Education, and Welfare (21 CFR 2.90), *It is ordered:*

1. That § 17.1(a)(15) be amended to read as follows:

§ 17.1 Bread, white bread, and rolls, white rolls, or buns, white buns; identity; label statement of optional ingredients.

(a) * * *

(15) Calcium stearyl-2-lactylate or sodium stearyl fumarate complying with the provisions of §§ 121.1047 and 121.1183, respectively, of this chapter, including the quantitative limit of not more than 0.5 part for each 100 parts by weight of flour used.

* * * * *

Because of cross-references, adoption of the amendment to § 17.1 will have the effect of permitting sodium stearyl fumarate as an optional ingredient in enriched bread, milk bread, raisin bread, and whole wheat bread (§§ 17.2, 17.3, 17.4, 17.5).

2. That Subpart D of Part 121 be amended by adding thereto the following new section:

§ 121.1183 Sodium stearyl fumarate.

Sodium stearyl fumarate may be safely used in food in accordance with the following conditions:

(a) It contains not less than 99.0 percent sodium stearyl fumarate calculated on the anhydrous basis, and not more than 0.25 percent sodium stearyl maleate.

(b) It is used as a dough conditioner in yeast-leavened bakery products in an amount not to exceed 0.5 percent by weight of the flour used.

Any person who will be adversely affected by the foregoing order may 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, D.C., 20201, written objections thereto, preferably in quintuplicate. 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, and such objections must be supported by grounds legally sufficient to justify the relief sought. Objections may be accompanied by a memorandum or brief in support thereof.

Effective date. This order shall become effective 45 days from the date of its publication in the FEDERAL REGISTER, except as to any provisions that may be stayed by the filing of proper objections. Notice of the filing of objections or lack thereof will be announced by publication in the FEDERAL REGISTER.

(Secs. 401, 409, 701, 52 Stat. 1046, 1055, as amended; 72 Stat. 1786; 21 U.S.C. 341, 348, 371)

Dated: July 7, 1965.

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

[F.R. Doc. 65-7337; Filed, July 12, 1965; 8:47 a.m.]

PART 121—FOOD ADDITIVES

Subpart B—Exemption of Certain Food Additives From the Requirement of Tolerances

ADJUVANTS FOR PESTICIDE CHEMICALS

In the matter of amending the food additive regulations to exempt certain adjuvants for pesticide chemicals from the requirement of tolerances under section 409 of the Federal Food, Drug, and Cosmetic Act:

Two favorable comments were received in response to the notice of proposed rule making in the above-identified matter published in the FEDERAL REGISTER of May 13, 1965 (30 F.R. 6588). Having considered the comments received and other relevant information, the Commissioner of Food and Drugs has concluded that the proposal should be adopted. Therefore, pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409, 72 Stat. 1785; 21 U.S.C. 348), and under the authority delegated to the Commissioner by the Secretary of Health, Education, and Welfare (21 CFR 2.90), Part 121 is amended by adding to Subpart B a new section, as follows:

§ 121.102 Adjuvants for pesticide chemicals.

Adjuvants, identified and used in accordance with § 120.1001 (c) and (d) of this chapter, which are added to pesticide use dilutions by a grower or applicator prior to application to the raw agricultural commodity, are exempt from the requirement of tolerances under section 409 of the act.

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, D.C., 20201, written objections thereto, preferably in quintuplicate. 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.

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

(Sec. 409, 72 Stat. 1785; 21 U.S.C. 348)

Dated: July 2, 1965.

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

[F.R. Doc. 65-7339; Filed, July 12, 1965; 8:47 a.m.]

PART 121—FOOD ADDITIVES

Subpart C—Food Additives Permitted in Feed and Drinking Water of Animals or for the Treatment of Food-Producing Animals

PYROPHYLLITE

The Commissioner of Food and Drugs, having evaluated the data submitted in a petition (FAP 4C1373) filed by Mauna Mining Corp., Box 290-C, Rural Delivery 2, Gardners, Pa., and other relevant data, has concluded that the food additive regulations should be amended to provide the conditions under which pyrophyllite may be safely used in complete animal feeds. 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), Subpart C of the food additive regulations is amended by adding thereto a new section, as follows:

§ 121.273 Pyrophyllite.

Pyrophyllite (aluminum silicate monohydrate) may be safely used as the sole anticaking aid, blending agent, pelleting aid, or carrier in animal feed when incorporated therein in an amount not to exceed 2 percent in complete animal feed.

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, D.C., 20201, written objections thereto, preferably in quintuplicate. 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.

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 7, 1965.

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

[F.R. Doc. 65-7342; Filed, July 12, 1965; 8:47 a.m.]

PART 121—FOOD ADDITIVES

Subpart D—Food Additives Permitted in Food for Human Consumption

1,3-BUTYLENE GLYCOL

The Commissioner of Food and Drugs, having reviewed the data submitted in a petition (FAP 5A1781) filed by Celanese Corp. of America, 522 Fifth Avenue, New York, N.Y., 10036, and other relevant material, has concluded that the specifications for 1,3-butylene glycol should be redefined, as requested by the petitioner. Therefore, pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409, 72 Stat. 1785; 21 U.S.C. 348), and under the authority delegated to the Commissioner by the Secretary of Health, Education, and Welfare (21 CFR 2.90), § 121.1176 (30 F.R. 3528) is amended by changing the specifications in paragraph (a) (2) and (3) to read as follows:

§ 121.1176 1,3-Butylene glycol.

* * * * *

(a) * * *

(2) Specific gravity at 20/20° C.: 1.004 to 1.006.

(3) Distillation range: 200°–215° C.

* * * * *

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, D.C., 20201, written objections thereto, preferably in quintuplicate. 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.

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

(Sec. 409, 72 Stat. 1785; 21 U.S.C. 348)

Dated: July 7, 1965.

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

[F.R. Doc. 65-7341; Filed, July 12, 1965; 8:47 a.m.]

PART 121—FOOD ADDITIVES

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

ADHESIVES

The Commissioner of Food and Drugs, having evaluated the data in a petition (FAP 5B1765) filed by American Cyanamid Co., Wayne, N.J., 07470, and other relevant material, has concluded that the food additive regulations should be amended to provide for the use of additional monomers in polymers used in food-packaging adhesives. 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), § 121.2520(c)(5) is amended by inserting alphabetically in the list "Components of Adhesives" under the item "Polymers: Homopolymers and copolymers * * *" two new monomers as follows:

§ 121.2520 Adhesives.

* * * * *

(c) * * *

(5) * * *

COMPONENTS OF ADHESIVES

* * * * *

Polymers: Homopolymers and copolymers of the following monomers: * * *
N,N'-Methylenebisacrylamide. * * *
N-Methylolacrylamide.

* * * * *

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, D.C., 20201, written objections thereto, preferably in quintuplicate. 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.

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 7, 1965.

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

[F.R. Doc. 65-7338; Filed, July 12, 1965; 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 a petition (FAP 4B1387) filed by Imperial Chemical Industries, Ltd., Organic House, Billingham, County Durham, England, and other relevant material, has concluded that the food additive regulations should be amended to provide for the use of tris(2-methyl-4-hydroxy-5-*tert*-butylphenyl) butane as an antioxidant and/or stabilizer for 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), § 121.2566(b) is amended by inserting alphabetically in the list of substances the following new item:

§ 121.2566 Antioxidants and/or stabilizers for polymers.

* * * * *

(b) List of substances:

	Limitations
* * *	* * *
Tris(2-methyl-4-hydroxy-5-*tert*-butylphenyl) butane.	For use only: 1. At levels not to exceed 0.25 percent by weight of polymers used as provided in § 121.2571. 2. At levels not to exceed 0.25 percent by weight of olefin and/or vinyl chloride polymers used in articles that contact food of the types identified in § 121.2526(c), table 1, under types I, II, IV-B, VI-B, VII-B, and VIII. 3. At levels not to exceed 0.1 percent by weight of olefin and/or vinyl chloride polymers used in articles that contact food of the types identified in § 121.2526(c), table 1, under types III, IV-A, V, VI-A, VI-C, VII-A, and IX: *Provided*, That such articles are not used for packing or holding food during cooking.

* * * * * * *

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, D.C., 20201, written objections thereto, preferably in quintuplicate. 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.

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 2, 1965.

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

[F.R. Doc. 65-7340; Filed, July 12, 1965; 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

SODIUM PENTACHLOROPHENATE

The Commissioner of Food and Drugs, having evaluated the data in a petition (FAP 5B1560) filed by Monsanto Co., Post Office Box 1531, Springfield, Mass., 01101, and other relevant material, has concluded that a food additive regulation should issue to provide for the safe use of sodium pentachlorophenate intended for use as a component 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), Subpart F of the food additive regulations is amended by adding thereto the following new section:

§ 121.2596 Sodium pentachlorophenate.

Sodium pentachlorophenate may be safely used as a preservative for ammonium alginate employed as a processing aid in the manufacture of polyvinyl chloride emulsion polymers intended for use as articles or components of articles that contact food at temperatures not to exceed room temperature. The quantity of sodium pentachlorophenate used shall not exceed 0.5 percent by weight of ammonium alginate solids.

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, D.C., 20201, written objections thereto, preferably in quintuplicate. Objections shall show wherein the person filing will be adversely affected by the order and specify with particularity the provisions of the order deemed objection-

able 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.

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 7, 1965.

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

[F.R. Doc. 65-7343; Filed, July 12, 1965; 8:48 a.m.]

SUBCHAPTER C—DRUGS

PART 146c—CERTIFICATION OF CHLORTETRACYCLINE (OR TETRACYCLINE) AND CHLORTETRACYCLINE- (OR TETRACYCLINE-) CONTAINING DRUGS

Tetracycline Capsules; Tetracycline-Amphotericin B Capsules

Pursuant to the authority provided in 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), the regulations for certification of antibiotic drugs are amended to provide for the use of potassium metaphosphate as a buffer substance in tetracycline capsules and to provide for certification of tetracycline-amphotericin B capsules. Part 146c is amended in the following respects:

§ 146c.204 [Amended]

1. In § 146c.204 *Chlortetracycline hydrochloride capsules* * * *, paragraph (a) is amended by changing the words "sodium metaphosphate" in the third sentence to read "sodium or potassium metaphosphate".

2. In § 146c.260, the section heading and the introduction to the section are amended to read as follows:

§ 146c.260 Tetracycline-amphotericin B capsules; tetracycline phosphate complex-amphotericin B capsules.

Tetracycline-amphotericin B capsules and tetracycline phosphate complex-amphotericin B capsules are capsules that conform to all requirements and procedures prescribed by § 146c.204 for tetracycline capsules and tetracycline phosphate complex capsules, except that:

* * * * *

This order provides for the use of potassium metaphosphate as a buffer substance in tetracycline capsules and for certification of tetracycline-amphotericin B capsules. I find that potassium metaphosphate in an appropriate buffering substance for addition to tetracycline capsules and that the drug tetracycline-amphotericin B capsules is safe and efficacious for use, conditions prerequisite to certification. Since the basic requirements of section 507 of the Federal Food, Drug, and Cosmetic Act have been complied with, the requirements for notice and public procedure are not deemed necessary in this instance.

Effective date. This order shall become effective 30 days from the date of its publication in the FEDERAL REGISTER.

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

Dated: July 7, 1965.

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

[F.R. Doc. 65-7344; Filed, July 12, 1965; 8:48 a.m.]

Title 26—INTERNAL REVENUE

Chapter I—Internal Revenue Service, Department of the Treasury

SUBCHAPTER A—INCOME TAX

[T.D. 6837]

PART 1—INCOME TAX; TAXABLE YEARS BEGINNING AFTER DECEMBER 31, 1953

Rules for Identification of Bonds

In order to make the rules for identification of shares of stock for purposes of determining basis of property applicable in the case of bonds, paragraph (c) of § 1.1012-1 of the Income Tax Regulations (26 CFR Part 1) is amended by adding a new subparagraph (6) to read as follows:

§ 1.1012-1 Basis of property.

* * * * *

(c) *Sale of stock.* * * *

(6) *Bonds.* The provisions of subparagraphs (1) through (5) of this paragraph shall apply to the sale or transfer of bonds after July 13, 1965.

* * * * *

Because this Treasury decision liberalizes the regulations by making the rules for identification of stock of paragraph (c) of § 1.1012-1 applicable to bonds, it is found that it is unnecessary to issue this Treasury decision with notice and public procedure thereon under section 4(a) of the Administrative Procedure Act, approved June 11, 1946, or subject to the effective date limitation of section 4(c) of said Act.

(Sec. 7805, Internal Revenue Code of 1954 (68A Stat. 917; 26 U.S.C. 7805))

SHELDON S. COHEN,
Commissioner of Internal Revenue.

Approved: July 7, 1965.

STANLEY S. SURREY,
Assistant Secretary of the Treasury.

[F.R. Doc. 65-7348; Filed, July 12, 1965; 8:48 a.m.]

SUBCHAPTER E—ALCOHOL, TOBACCO, AND OTHER EXCISE TAXES

[T.D. 6835]

PART 175—TRAFFIC IN CONTAINERS OF DISTILLED SPIRITS

Miscellaneous Amendments

In order to provide for the importation of empty liquor bottles for display purposes and for the furnishing of empty imported bottles to liquor dealers, the regulations in 26 CFR Part 175 are amended as follows:

PARAGRAPH 1. Sections 175.33, 175.62, and 175.86 are amended to add a cross-reference to § 175.90a. As amended, §§ 175.33, 175.62, and 175.86 read as follows:

§ 175.33 Persons authorized to receive liquor bottles.

No person may ship, consign, or deliver liquor bottles except to authorized bottlers to whom the assistant regional commissioner, or the Director, Alcohol and Tobacco Tax Division, in the case of States, has assigned an appropriate symbol and number for marking liquor bottles: *Provided,* That liquor bottles may be shipped pursuant to Form 98 by the manufacturer to another person for additional processing, such as coloring or cutting, where legal title and custody to such liquor bottles are retained by the manufacturer until they are delivered to the permittee-user: *Provided further,* That liquor bottles may be shipped to other persons for other uses, in accordance with §§ 175.65, 175.66, or 175.90a.

§ 175.62 Use and resale of liquor bottles.

No bottler shall use any liquor bottle except for packaging distilled spirits, or resell any liquor bottle except in connection with the sale of its contents, or divert any liquor bottle from his own use except upon application (Form 98) to and authorization by the assistant regional commissioner, as provided by § 175.111. (For provisions relating to furnishing of bottles for display or testing purposes, see § 175.65, § 175.66, and § 175.90a.)

§ 175.86 Permit required.

Empty liquor bottles may be imported into the United States only pursuant to a permit issued in accordance with the provisions of §§ 175.87, 175.89, 175.90, or 175.90a: *Provided,* That where a permit has been issued covering the importation of liquor bottles through one port of entry, an additional permit for importation of such liquor bottles through another port will not be required if the importer furnishes photographic copies of the original permit to the collector of customs of each such other port and to the assistant regional commissioner (if the permit was not originally issued by him) of the region in which such other port is located.

PAR. 2. A new section, § 175.90a, is added immediately following § 175.90, to permit the importation of liquor bottles for display purposes. As added, § 175.90a reads as follows:

§ 175.90a Bottles to be used for display purposes.

Upon application (Form 98) by any importer, the assistant regional commissioner of the region in which the applicant is situated may, by the issuance of an appropriate permit, authorize the applicant to import for display purposes empty liquor bottles marked as required by § 175.94. Bottles authorized by the Director, Alcohol and Tobacco Tax Division, under §§ 175.96 and 175.97 for use in importing distilled spirits, may be imported empty for display purposes without obtaining a permit. Bottles imported under the provisions of this section and bottles imported under the provisions of §§ 175.87, 175.89, or 175.90, may be furnished by the importer or the bottler, as the case may be, to liquor dealers for display purposes, provided that each bottle is marked to show that it is to be used for such purpose. Any paper strip used to seal the bottle shall be of solid color and without design or printing, except that the use of a border or a design, formed entirely of the legend "not genuine—for display purposes only" is permissible. The importer or bottler, as the case may be, shall keep records of the disposition of such bottles, showing names and addresses of consignees, dates of shipment, and size, quantity, and description of bottles.

Because this Treasury decision merely liberalizes the provisions of the regulations by providing for the importation and use of empty liquor bottles for display purposes, it is found that it is unnecessary to issue this Treasury decision with notice and public procedure thereon under section 4(a) of the Administrative Procedure Act, approved June 11, 1946. This Treasury decision shall become effective on the first day of the first month which begins not less than 30 days following the date of publication in the FEDERAL REGISTER.

(Sec. 7805 of the Internal Revenue Code; 68A Stat. 917; 26 U.S.C. 7805)

[SEAL] BERTRAND M. HARDING,
Acting Commissioner of Internal Revenue.

Approved: July 7, 1965.

STANLEY S. SURREY,
Assistant Secretary of the Treasury.

[F.R. Doc. 65-7265; Filed, July 12, 1965; 8:46 a.m.]

Title 43—PUBLIC LANDS: INTERIOR

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

APPENDIX—PUBLIC LAND ORDERS

[Public Land Order 3709]

[New Mexico 0349957]

NEW MEXICO

Exclusion of Lands From Carson National Forest; Amendment of Public Land Order No. 3560

By virtue of the authority vested in the President by section 1 of the Act of June 4, 1897 (30 Stat. 34, 36; 16 U.S.C. 473), and pursuant to Executive Order No. 10355 of May 26, 1952 (17 F.R. 4831), it is ordered as follows:

1. The following described lands are hereby excluded from the Carson National Forest:

NEW MEXICO PRINCIPAL MERIDIAN

T. 26 N., R. 8 E.,
Sec. 8, No. 3221, Tract 2;
Sec. 8, lots 10, 11 and 12.

The areas described aggregate 1.06 acres, in Rio Arriba County, of which Tract 2, containing 0.15 acre, is patented.

2. This order shall not otherwise become effective to change the status of the public lands until 10 a.m., on August 11, 1965. On and after that date and hour the public lands shall become subject to application, petition, and selection, subject to valid existing rights, the provisions of existing withdrawals and the requirements of applicable law. All valid applications received at or prior to 10 a.m., on August 11, 1965, shall be considered as simultaneously filed at that time. Those filed thereafter shall be considered in the order of filing.

The lands are in an area of small holding claims and may be occupied by persons who claim some right, title, or interest in and to the lands by reason of long use and occupancy by them and their predecessors in interest.

3. Public Land Order No. 3560 of March 9, 1965, which excluded lands from the Carson National Forest, is hereby amended to the extent necessary to add "Tract 2" following the description "No. 1555" in Sec. 8, T. 26 N., R. 8 E. The said Tract 2 is nonpublic land.

The State of New Mexico has waived the preference right of application granted to certain States by R.S. 2276, as amended (43 U.S.C. 852).

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

JULY 6, 1965.

[F.R. Doc. 65-7299; Filed, July 12, 1965; 8:46 a.m.]

[Public Land Order 3710]

[Oregon 015240]

OREGON

Correction of Public Land Order No. 3648 of April 15, 1965

Subject to any intervening valid rights, Public Land Order No 3648 of April 15, 1965, appearing as Federal Register Document No. 65-4137 (30 F.R. 5638), in the issue of April 21, 1965, is hereby corrected in the following respect:

The description "SE¼SE¼NE¼" in section 30, T. 38 S., R. 9 W., for the Onion Campground, is corrected to read "SW¼SE¼NE¼."

The said SE¼SE¼NE¼ is subject to all those laws and regulations to which it was subject prior to the erroneous inclusion in Public Land Order No. 3648.

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

JULY 6, 1965.

[F.R. Doc. 65-7300; Filed, July 12, 1965; 8:46 a.m.]

[Public Land Order 3711]

[Anchorage 061526]

ALASKA

Partial Revocation of Public Land Orders No. 1394 and 1524

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

1. Public Land Orders No. 1394 of February 28, 1937, and No. 1524 of October 15, 1957, are hereby revoked so far as they affect the following described lands:

SEWARD MERIDIAN

a. *Public Land Order No. 1394.*

T. 19 N., R. 4 W.,
Sec. 34, lot 19.

b. *Public Land Order No. 1524.*

U.S. survey 3519,
Lot 21 A.

The areas described aggregate 1.565 acres.

2. Until 10 a.m., on October 5, 1965, the State of Alaska shall have a preferred right to select the lands as provided by the act of July 28, 1956 (70 Stat. 709; 48 U.S.C. 46-3b), and section 6(g) of the Alaska statehood Act of July 7, 1958 (72 Stat. 339), and the regulations in 43 CFR 2222.9.

3. This order shall not otherwise become effective to change the status of the lands until 10 a.m., on October 5, 1965. At that time the lands shall be open to the operation of the public land laws generally, subject to valid existing rights, the provisions of existing withdrawals, and the requirements of applicable law. All valid applications received at or prior to 10 a.m., on August 11, 1965, shall be considered as simultaneously filed at that time. Those filed thereafter shall be considered in the order of filing.

4. The lands have been open to applications and offers under the mineral leasing laws. They will be open to location under the U.S. mining laws at 10 a.m., on October 5, 1965.

Inquiries concerning the lands should be addressed to the Manager, Land Office, Bureau of Land Management, Anchorage, Alaska.

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

JULY 6, 1965.

[F.R. Doc. 65-7301; Filed, July 12, 1965; 8:46 a.m.]

[Public Land Order 3712]

[Montana 069828]

MONTANA

Revocation of Reclamation Withdrawals

By virtue of the authority contained in section 3 of the Act of June 17, 1902 (32 Stat. 388; 43 U.S.C. 416), as amended and supplemented, it is ordered as follows:

The departmental orders of August 18, 1902, and August 25, 1904, withdrawing lands for reclamation purposes, are hereby revoked so far as they affect the following-described lands:

PRINCIPAL MERIDIAN

T. 28 N., R. 32 E.,
Sec. 36, NE¼NE¼, W½NE¼, W½, and W½SE¼.

Containing approximately 520 acres, in Phillips County.

The lands restored by this order are subject to the grant to the State of Montana made by section 10 of the Act of February 22, 1889 (25 Stat. 679).

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

JULY 6, 1965.

[F.R. Doc. 65-7302; Filed, July 12, 1965; 8:46 a.m.]

[Public Land Order 3713]

[Oregon 016436]

OREGON

Partial Revocation of Public Land Order No. 1867

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

1. Public Land Order No. 1867 of May 28, 1959, withdrawing national forest lands for protection of road rights-of-way, roadside, and waterfront areas, is hereby revoked so far as it affects the following-described lands:

WALLOWA NATIONAL FOREST

WILLAMETTE MERIDIAN

Lostine River Roadside and Riverfront Zone

T. 3 S., R. 43 E.,
Sec. 24, W½W½NE¼;
Sec. 25, SE¼NE¼;
Sec. 36, E½NE¼.

The areas described aggregate 160 acres, in Wallowa County.

2. At 10 a.m., on August 11, 1965, the lands shall be open to such forms of disposition as may by law be made of national forest lands.

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

JULY 6, 1965.

[F.R. Doc. 65-7303; Filed, July 12, 1965; 8:46 a.m.]

[Public Land Order 3714]

[Montana 06994]

SOUTH DAKOTA

Partial Revocation of Stock Driveway No. 25

By virtue of the authority contained in section 10 of the Act of December 29, 1916 (39 Stat. 865; 43 U.S.C. 300), as amended, it is ordered as follows:

1. The departmental orders of June 25, 1918, and January 26, 1940, withdrawing lands for stock driveways, are hereby revoked so far as they affect the following described lands:

BLACK HILLS MERIDIAN

T. 9 N., R. 1 E.,
Sec. 23, N½NW¼, SE¼NW¼;
Sec. 23, NW¼SE¼;
Sec. 25, N½NW¼.
T. 10 N., R. 1 E.,
Sec. 12, NW¼, SW¼NE¼.
T. 11 N., R. 1 E.,
Sec. 13.
T. 12 N., R. 1 E.,
Sec. 6, lots 1, 2, 3, and 4;
Sec. 7, lots 1, 2, 3, and 4;
Sec. 18, lots 1, 2, 3, 4, and 5;
Sec. 18, lots 6 and 7.
T. 16 N., R. 1 E.,
Sec. 31, lots 1, 2, 3, and 4.
T. 13 N., R. 1 E.,
Sec. 5, lot 4 and SW¼NW¼;
Sec. 6, lots 1, 2, 3, and 4;
Sec. 7, lots 1, 2, 3, and 4;
Sec. 18, lots 1, 2, 3, and 4;
Sec. 19, lots 1, 2, 3, and 4;
Sec. 30, lots 1, 2, 3, and 4;
Sec. 31, lots 1, 2, 3, and 4.
T. 14 N., R. 1 E.,
Sec. 6, lots 1, 2, 3, and 4;
Sec. 7, lots 1, 2, 3, and 4;
Sec. 18, lots 1, 2, 3, and 4;
Sec. 19, lots 1, 2, 3, and 4;
Sec. 30, lots 1, 2, 3, and 4;
Sec. 31, lots 1, 2, 3, and 4.
T. 15 N., R. 1 E.,
Sec. 6, lots 1, 2, 3, and 4;
Sec. 7, lots 1, 2, 3, and 4;
Sec. 17, SW¼;
Sec. 18, lots 1, 2, 3, and 4;
Sec. 19, lots 1, 2, 3, and 4;
Sec. 30, lots 1, 2, 3, and 4;
Sec. 31, lots 1, 2, 3, and 4.
T. 10 N., R. 2 E.,
Sec. 30, SE¼NW¼;
Sec. 32, NW¼.
T. 11 N., R. 2 E.,
Sec. 2, SW¼;
Sec. 3, lots 1, 2, and S½NE¼;
Sec. 17, E½SE¼ and NW¼SE¼.
T. 12 N., R. 2 E.,
Sec. 4, E½SE¼;
Sec. 9, E½SE¼;
Sec. 18, lot 1 and E½W½;
Sec. 28, S½N½, SE¼SW¼, S½SE¼, N½S½;
Sec. 29, N½SE¼;
Sec. 33, E½E½.
T. 13 N., R. 2 E.,
Sec. 5, lots 2 and 3, SW¼NE¼, SE¼NW¼, E½SW¼, and W½SE¼;
Sec. 20, E½;
Sec. 28, SW¼.
T. 14 N., R. 2 E.,
Sec. 32, W½.
T. 10 N., R. 3 E.,
Sec. 6, lots 3, 4, 5, 6, SE¼NW¼, and NE¼SW¼.
T. 11 N., R. 3 E.,
Sec. 8, E½;
Sec. 19, E½NE¼;
Sec. 20, NW¼;
Sec. 31, lots 1, 2, 3, 4, and E½W½.
T. 12 N., R. 3 E.,
Sec. 21, N½NW¼ and SE¼NW¼.
T. 13 N., R. 3 E.,
Sec. 4, lots 3 and 4 and S½NW¼;
Sec. 5, E½SE¼;
Sec. 8, E½E½;
Sec. 17, E½E½;
Sec. 20, E½E½;
Sec. 29, E½E½;
Sec. 32, E½E½.
T. 14 N., R. 3 E.,
Sec. 3, lot 4, S½NW¼, and SW¼;
Sec. 10, W½;
Sec. 15, W½;
Sec. 22, W½;
Sec. 27, W½.
T. 14 N., R. 3 E.,
Sec. 33, SW¼.
T. 14 N., R. 4 E.,
Sec. 4, S½SW¼;
Sec. 17, NE¼NE¼ and S½SE¼.

The areas described aggregate 9403.98 acres of public land and 359.10 acres of nonpublic land (the nonpublic lands being designated by italic), all in Harding and Butte Counties.

Topography is rough and broken. Soils are clays and clay loams, developed over shales and sandstones.

2. Until 10 a.m., on January 4, 1966, the State of South Dakota shall have a preferred right of application to select the public lands as provided by R.S. 2276, as amended (43 U.S.C. 852). After that date and hour the lands shall become subject to operation of the public and laws generally, subject to valid existing rights, the provisions of existing withdrawals, and the requirements of applicable law. All valid applications received at or prior to 10 a.m., on January 4, 1966, shall be considered as simultaneously filed at that time. Those filed thereafter shall be considered in the order of filing.

3. The lands have been open to applications and offers under the mineral leasing laws, and to locations under the U.S. mining laws.

Inquiries concerning the lands should be addressed to the Manager, Land Office, Bureau of Land Management, Billings, Mont.

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

JULY 6, 1965.

[F.R. Doc. 65-7304; Filed, July 12, 1965; 8:46 a.m.]

[Public Land Order 3715]

[Utah 0136771]

UTAH

Partial Revocation of Public Water Reserve

By virtue of the authority vested in the President by section 1 of the Act of June 25, 1910 (36 Stat. 847; 43 U.S.C. 141), and pursuant to Executive Order No. 10355 of May 26, 1952 (17 F.R. 4831), it is ordered as follows:

The Executive order of March 29, 1912, creating Public Water Reserve No. 1, Utah No. 1, is hereby revoked so far as it affects the following-described lands:

SALT LAKE MERIDIAN

T. 14 S., R. 15 E.,
Sec. 8, SW¼SE¼;
Sec. 10, SW¼SW¼;
Sec. 17, NE¼SW¼;
Sec. 21, SE¼SW¼;
Sec. 28, NW¼NE¼.
T. 15 S., R. 15 E.,
Sec. 4, lot 2;
Sec. 9, SE¼SE¼.
T. 15 S., R 16 E.,
Sec. 30, lot 3.

The areas described aggregate 320.48 acres of nonpublic lands in Carbon County.

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

JULY 6, 1965.

[F.R. Doc. 65-7305; Filed, July 12, 1965; 8:46 a.m.]

[Public Land Order 3716]

[Colorado 08381]

COLORADO

Withdrawal of Lands in Arapaho National Forest

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

1. Subject to valid existing rights, the following-described national forest lands are hereby withdrawn from appropriation under the U.S. Mining laws (Ch. 2, Title 30 U.S.C.), in aid of programs of the Department of Agriculture:

SIXTH PRINCIPAL MERIDIAN

ARAPAHO NATIONAL FOREST

FRASER EXPERIMENTAL FOREST

T. 2 S., R. 77 W., unsurveyed,
Sec. 36, E½.

The area described contains 320 acres.

2. The withdrawal made by this order does not alter the applicability of those public land laws governing the use of the national forest lands under lease, license, or permit, or governing the disposal of their mineral or vegetative resources other than under the mining laws.

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

JULY 6, 1965.

[F.R. Doc. 65-7306; Filed, July 12, 1965; 8:46 a.m.]

[Public Land Order 3717]

[Colorado 046773, 0104090, 0104114]

COLORADO

Partial Revocation of Reclamation Withdrawal; Opening of Lands Subject to Section 24 of Federal Power Act.

By virtue of the authority contained in section 3 of the act of June 17, 1902 (32 Stat. 388; 43 U.S.C. 416), as amended and supplemented, and in section 24 of the act of June 10, 1920 (41 Stat. 1075; 16 U.S.C. 818), as amended, and pursuant to the determination of the Federal Power Commission in DA-454 and 459 it is ordered as follows:

1. The departmental order of May 6, 1942, withdrawing lands for reclamation purposes, is hereby revoked so far as it affects the following-described lands:

SIXTH PRINCIPAL MERIDIAN

T. 10 S., R. 104 W.,
Sec. 25, lots 1, 3, 4;
Sec. 32, lots 5 and 6.
T. 11 S., R. 104 W.,
Sec. 4, lots 1 to 4, inclusive, SW¼NE¼, S½NW¼ and SW¼.

The areas described aggregate 650.40 acres, in Mesa County.

2. In DA-454-459-Colorado, combined, the Federal Power Commission determined that the power values of the lands described in paragraph 1, above, withdrawn in Power Site Reserve No. 116 of July 2, 1910, will not be injured or destroyed by restoration to location, entry, or selection under appropriate public land laws subject to the provisions of section 24 of the Federal Power Act and further subject to the provision that in the event the said lands are required for the development of power, any structures or improvements placed thereon found to interfere with such development shall be removed or relocated as may be necessary to avoid such interference at no expense or liability to the United States, its licensees or permittees.

3. Until 10 a.m., on January 4, 1966, the State of Colorado shall have a preferred right of application to select the lands as provided by R.S. 2276, as amended (43 U.S.C. 852). After that date and hour the lands shall become subject to operation of the public land laws generally, subject to valid existing rights, the provisions of existing withdrawals and the requirements of applicable law. All valid applications received at or prior to 10 a.m., on January 4, 1966, shall be considered as simultaneously filed at that time. Those filed thereafter shall be considered in the order of filing.

The lands have been open to applications and offers under the mineral leasing laws, and to location under the U.S. mining laws.

4. Any disposals of the lands described in paragraph 1 of this order shall be subject to the provisions of section 24 of the Federal Power Act, supra, and to the further provision specified in DA-454-459-Colorado.

Inquiries concerning the lands should be addressed to the Manager, Land Office, Bureau of Land Management, Denver, Colo.

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

JULY 6, 1965.

[F.R. Doc. 65-7307; Filed, July 12, 1965; 8:46 a.m.]

[Public Land Order 3718]

[Oregon 016437]

OREGON

Revocation of Withdrawals for National Forest Administrative Sites and Campsite

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

1. The Departmental Orders of November 23, 1906; November 4, 1907; November 22, 1907; January 16, 1908; April 10, 1908; June 17, 1908; June 26, 1908, as corrected by the Departmental Order of July 7, 1908, and the Departmental Order of August 29, 1908, as corrected by the Departmental Order of September 11, 1908, withdrawing national forest lands for administrative and camp sites, are hereby revoked so far as they affect the following described lands:

MALHEUR NATIONAL FOREST

WILLAMETTE MERIDIAN

Aldrich Ranger Station

T. 13 S., R. 27 E.,
Sec. 35, NW¼NW¼.

Fall Creek Administrative Site

T. 14 S., R. 30 E.,
Sec. 26, NW¼.

Kendal Ranger Station No. 19

T. 16 S., R. 30 E.,
Sec. 30, lot 3 and NE¼SW¼.

Myrtle Creek Ranger Station

T. 18 S., R. 30 E.,
Sec. 34, S½SW¼NW¼ and NW¼SW¼.

Camp Creek Ranger Station No. 3

T. 17 S., R. 31 E.,
Sec. 32, NE¼NE¼;
Sec. 33, NW¼NW¼.

Whiskey Flask Campsite

T. 10 S., R. 32 E.,
Sec. 21, W½SW¼.

Frazier Ranger Station

T. 17 S., R. 33½ E.,
Sec. 11, SE¼SW¼;
Sec. 14, NW¼NE¼NW¼.

Strawberry Ranger Station

T. 14 S., R. 34 E.,
Sec. 20, W½NE¼ and SE¼NW¼.

Ott Ranger Station

T. 17 S., R. 35 E.,
Sec. 27, S½NW¼ and N½SW¼.

Malheur Administrative Site

T. 15 S., R. 35½ E.,
Sec. 26, SE¼SW¼, SE¼NE¼SW¼, SW¼NW¼SE¼, and W½SW¼SE¼.

The areas described aggregate 903.34 acres in Grant County.

2. At 10 a.m., on August 11, 1965, the lands shall be open to such forms of disposition as may by law be made of national forest lands.

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

JULY 6, 1965.

[F.R. Doc. 65-7308; Filed, July 12, 1965; 8:46 a.m.]

[Public Land Order 3719]

[New Mexico 0556912]

NEW MEXICO

Addition of Lands to Department of Agriculture Administrative Site

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

1. Subject to valid existing rights, the following-described public lands are hereby withdrawn from all forms of appropriation under the public land laws, including the mining laws (Ch. 2, Title 30 U.S.C.), but not from leasing under the mineral-leasing laws, as an addition to the administrative site established by Public Land Order No. 3611 of April 8, 1965, for the Department of Agriculture:

NEW MEXICO PRINCIPAL MERIDIAN

T. 11 N., R. 10 W.,
Sec. 24, N½ of lot 1 and all of lot 9.

The areas described aggregate 40 acres.

2. The withdrawal made by this order does not alter the applicability of those public land laws governing the use of the lands under lease, license, or permit, or governing the disposal of their mineral

or vegetative resources other than under the mining laws.

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

JULY 6, 1965.

[F.R. Doc. 65-7309; Filed, July 12, 1965; 8:47 a.m.]

[Public Land Order 3720]

[Riverside 05399]

CALIFORNIA

Elimination of Lands From Havasu Lake National Wildlife Refuge

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

Executive Order No. 8647 of January 22, 1941, establishing the Havasu Lake National Wildlife Refuge, and Public Land Order No. 559 of February 11, 1949, enlarging the refuge, are hereby revoked so far as they affect the following-described lands:

SAN BERNARDINO MERIDIAN

T. 4 N., R. 24 E.,
Sec. 1: Lot 1, SE¼NE¼.
T. 4 N., R. 25 E.,
Sec. 5: All fractional;
Sec. 6;
Sec. 7: Lots 1, 2, 3, E½, E½W½;
Sec. 8: All fractional;
Sec. 14: All fractional;
Sec. 15: Lots 1, 2, 3, 4, S½N½, SW¼, N½SE¼, SE¼SE¼;
Sec. 16: Lots 1, 2, 3, 4, SE¼NE¼, N½ SW¼, N½SE¼, SW¼SE¼;
Sec. 17: Lot 1, NW¼NE¼, S½NE¼, NW¼, NE¼SE¼;
Sec. 18: N½NE¼;
Sec. 22: NE¼NE¼;
Sec. 23: Lots 1, 2, S½NE¼, N½NW¼, SE¼NW¼, N½SE¼, SE¼SE¼;
Sec. 24: Lots 1, 2, 3, 4, 5, SE¼NW¼, N½SW¼, N½SE¼, SE¼SE¼.
T. 5 N., R. 25 E.,
Sec. 19: S½SE¼;
Sec. 29: All fractional;
Sec. 30: E½, E½NW¼, SW¼;
Sec. 31;
Sec. 32: All fractional.
T. 3 N., R. 26 E.,
Sec. 3: Lots 6, 7, 8, 9, NW¼SW¼, SE¼SW¼;
Sec. 4: Lots 6, 7, 8, 10, SW¼NE¼, SE¼NW¼, NE¼SE¼;
Sec. 10: Lots 3, 4, SW¼NE¼, N½SE¼;
Sec. 11: Lots 6, 7, 8, 9, S½SE¼;
Sec. 12: All fractional;
Sec. 13: N½N½, SE¼NE¼;
Sec. 14: NE¼NE¼.
T. 4 N., R. 26 E.,
Sec. 19: Lots 1, 2, 3;
Sec. 30: Lots 1, 2, 3, 4, 5, E½NW¼, SW¼;
Sec. 31: Lot 5, NW¼NE¼, S½NE¼, NE¼NW¼, N½SE¼;
Sec. 32: N½, N½SW¼, SE¼SW¼, SE¼.
Sec. 33.
T. 2 N., R. 27 E.,
Sec. 3: All fractional;
Sec. 4: E½, E½NW¼, NE¼SW¼;
Sec. 9: N½NE¼;
Sec. 10: Lot 1.
T. 3 N., R. 27 E.,
Sec. 7: All fractional;
Sec. 17: All fractional;
Sec. 18: Lots 1, 2, 3, 4, 5, 6, S½NW¼, N½SW¼, SE¼SW¼, NW¼SE¼, S½SE¼;
Sec. 19: NE¼, E½NW¼, N½SE¼, SE¼SE¼;
Sec. 20;
Sec. 28;
Sec. 29: Lots 1, 2, 3, SW¼NE¼, E½NW¼;
Sec. 33: Lots 1, 2, 3, 4, SW¼NE¼, NW¼NW¼, S½NW¼, SE¼SE¼;
Sec. 34: All fractional.

The areas described, aggregating 8,360.94 acres, are meant to encompass all lands and waters, including accretion and reliction, if any, and unsurveyed lands presently within the refuge boundaries, from the N line of section 29 and the N line of the S½SE¼ of section 19, T. 5 N., R. 25 E., San Bernardino Meridian, southeasterly to the southern extremity of the refuge in sections 9 and 10, T. 2 N., R. 27 E., San Bernardino Meridian.

The public domain lands in the area are withdrawn for reclamation purposes.

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

JULY 6, 1965.

[F.R. Doc. 65-7310; Filed, July 12, 1965; 8:47 a.m.]

[Public Land Order 3721]

[Anchorage 045884]

ALASKA

Revocation of Withdrawal for Detention Center

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

Public Land Order No. 2610 of February 12, 1962, withdrawing the following described public land for use of the Department of Justice, Bureau of Prisons, is hereby revoked:

PORTAGE AREA

An unsurveyed parcel of land located in the Portage Townsite and situated adjacent to the southwest side of the airstrip reserved for the (formerly) Territorial Department of Aviation more particularly described as follows:

Beginning at Corner No. 1 which is situated at the intersection of the southwest boundary of the Territorial Department of Aviation Airstrip and the northwest boundary of the gravel pit reserved for the Bureau of Public Roads (Anchorage 020805); thence; NW, 660 feet along airport boundary to; Corner No. 2; SW, 330 feet to Corner No. 3; SE, 660 feet to Corner No. 4; NE, 330 feet to point of beginning.

The area described contains approximately 5.0 acres.

The land is withdrawn for townsite purposes.

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

JULY 6, 1965.

[F.R. Doc. 65-7311; Filed, July 12, 1965; 8:47 a.m.]

[Public Land Order 3722]

[Misc. 72043]

TEXAS

Revocation of Public Land Orders No. 1364 and 2627

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

Public Land Order No. 1364 of November 23, 1956, transferring lands from the Department of the Interior to the Department of the Navy, and Public Land Order No. 2627 of March 12, 1962, transferring the lands from the Department of the Navy to the Immigration and Naturalization Service, Department of Justice, are hereby revoked.

The lands, aggregating 463.66 acres in Cameron County, Tex., are acquired lands of the United States, comprising a portion of the Laguna Atascosa National Wildlife Refuge.

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

JULY 6, 1965.

[F.R. Doc. 65-7312; Filed, July 12, 1965; 8:47 a.m.]

[Public Land Order 3723]

[Washington 05318; Montana 06341]

WASHINGTON AND MONTANA

Correction of Public Land Orders No. 3607 and No. 3635

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

Subject to any intervening valid existing rights, Public Land Orders No. 3607 of April 8, 1965, and No. 3635 of April 15, 1965, appearing as Federal Register Documents No. 65-3896, and No. 65-4124, in the issues of April 15, 1965, and April 21, 1965, respectively, are hereby corrected in the following respects:

In Public Land Order No. 3607 (Washington), the description "NE¼SW¼SE¼NE¼", Sec. 26, T. 17 N., R. 10 E., W.M., is corrected to read "NE¼SW¼SW¼NE¼."

In Public Land Order No. 3635 (Montana), the description "SW¼NE¼, Sec. 10, T. 16 N., R. 23 E., M.P.M., is corrected to read "SW¼NW¼."

The NE¼SW¼SE¼NE¼, Sec. 26, T. 17 N., R. 10 E., W.M., Washington, and the SW¼NE¼, Sec. 10, T. 16 N., R. 23 E., M.P.M., Montana, are subject to all laws and regulations to which they were subject prior to their unauthorized inclusion in Public Land Orders No. 3607 and No. 3635, respectively.

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

JULY 6, 1965.

[F.R. Doc. 65-7313; Filed, July 12, 1965; 8:47 a.m.]

[Public Land Order 3724]

[Anchorage 062101, 032236]

ALASKA

Revocation of Public Land Order No. 549 of January 31, 1949; Partial Revocation of Public Land Order No. 1537 of October 25, 1957

By virtue of the authority vested in the President and pursuant to Executive

Order No. 10355 of May 26, 1952 (17 F.R. 4831), it is ordered as follows:

1. Public Land Order No. 549 of January 31, 1949, withdrawing lands for an administrative site, and Public Land Order No. 1537 of October 25, 1957, withdrawing lands for administration pursuant to the act of May 4, 1956 (70 Stat. 130), are hereby revoked so far as they affect the following-described lands:

SEWARD MERIDIAN

Public Land Order No. 549:

T. 13 N., R. 3 W.,
Sec. 9, SE¼SW¼.

Public Land Order No. 1537:

T. 12 N., R. 3 W.,
Sec. 33, lots 181 and 202.

The areas described aggregate 46.7 acres, of which a part of lot 202 is patented.

2. Until 10 a.m., on October 5, 1965, the State of Alaska shall have a preferred right to select the public lands as provided by the Act of July 28, 1956 (70 Stat. 709; 48 U.S.C. 46-3b), section 6(g) of the Alaska Statehood Act of July 7, 1958 (72 Stat. 339), and the regulations in 43 CFR 2222.9.

3. This order shall not otherwise become effective to change the status of the public lands until 10 a.m., on October 5, 1965. At that time they shall be open to the operation of the public land laws generally, including the mining laws, subject to valid existing rights, the provisions of existing withdrawals, and the requirements of applicable law. All valid applications received at or prior to 10 a.m., on October 5, 1965, shall be considered as simultaneously filed at the time. Those filed thereafter shall be considered in the order of filing.

The lands have been open to applications and offers under the mineral leasing laws.

Inquiries concerning the lands should be addressed to Manager, District Land Office, Bureau of Land Management, Anchorage, Alaska.

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

JULY 6, 1965.

[F.R. Doc. 65-7314; Filed, July 12, 1965; 8:47 a.m.]

[Public Land Order 3725]

[Wyoming 0306975]

WYOMING

Partial Revocation of Phosphate Reserves Nos. 4 and 18

By virtue of the authority vested in the President by section 1 of the Act of June 25, 1910 (36 Stat. 847; 43 U.S.C. 141), and pursuant to Executive Order No. 10355 of May 26, 1952 (17 F.R. 4831), it is ordered as follows:

1. The Executive Orders of July 2, 1910, and July 9, 1913, which withdrew public lands for classification and in aid of legislation affecting the use and disposal of phosphate lands belonging to the United States are hereby revoked so far as they affect the following-described lands:

SIXTH PRINCIPAL MERIDIAN

T. 41 N., R. 116 W.,
Sec. 17, SE¼NW¼, NE¼SW¼, and SW¼SW¼;
Sec. 18, lots 1 to 4, inclusive, W½E½, and E½W½;
Sec. 19, lot 1, N½NE¼, and NE¼NW¼;
Sec. 28, W½SW¼;
Sec. 29, SE¼;
Sec. 32, lots 1 to 13, inclusive, N½NE¼ NE¼, NE¼NW¼NE¼, S½NE¼, and SE¼;
Sec. 33, lots 10 to 17, inclusive, N½NW¼ NW¼, SW¼NW¼, and S½;
Sec. 34, S½;
Sec. 35, SW¼.

The areas described, including the public, nonpublic, and national forest lands, aggregate 2,184.83 acres, in Teton County, of which 389.36 acres are public lands, and 360 acres are in the Teton National Forest.

2. The lands have been subject to appropriation, if not otherwise reserved therefrom, under the nonmineral public land laws, pursuant to the Act of July 17, 1914 (38 Stat. 509; 30 U.S.C. 121). The lands also have been open to applications and offers under the mineral leasing laws, and to location for metalliferous minerals. They will be open to location for nonmetalliferous minerals under the U.S. mining laws, subject to valid existing rights and the provisions of existing withdrawals at 10 a.m., on August 11, 1965.

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

JULY 6, 1965.

[F.R. Doc. 65-7315; Filed, July 12, 1965; 8:47 a.m.]

Title 48—TRADE AGREEMENTS AND ADJUSTMENT ASSISTANCE PROGRAMS

Chapter IV—Department of Labor

PART 411—ADJUSTMENT ASSISTANCE FOR WORKERS AFTER CERTIFICATION

Miscellaneous Amendments

Pursuant to authority contained in the Trade Expansion Act of 1962 (Public Law 87-794, 76 Stat. 872, 19 U.S.C. 1801 et seq.) and Executive Order No. 11075 (28 F.R. 473) and Secretary's Order No. 5-63 (28 F.R. 3900), I hereby amend 48 CFR Part 411 in the manner set forth below.

The provisions of section 4 of the Administrative Procedure Act (5 U.S.C. 1003) which require notice of proposed rule making, opportunity for public participation, and delay in effective date are not applicable because these rules involve only matters that relate to public benefits. I do not believe such procedures will serve a useful purpose here. Accordingly, these amendments shall become effective immediately.

1. Section 411.5 is amended by revising paragraph (a), inserting a new paragraph (b), redesignating the present paragraph (b) as paragraph (c) and revising subparagraph (3) thereof, redesignating present paragraphs (c), (d), (e), and (f) as paragraphs (d), (e), (f), and (g) respectively, and revising the paragraph redesignated as (g). The amended typographical units of the section read as follows:

§ 411.5 Ineligibility and disqualification.

(a) No trade readjustment allowance shall be paid to an adversely affected worker for any week of unemployment, nor shall reimbursement be made to a State for unemployment insurance paid for any week of unemployment, in which he

(1) Is not able to work or available for work under the applicable State law, except that such State law provisions shall not apply to an adversely affected worker who is undergoing training;

(2) Is or would be disqualified under the applicable State law, except as provided in paragraphs (c), (d), and (e) of this section.

(b) If an adversely affected worker, without good cause, refuses to accept or continue, or fails to make satisfactory progress in, suitable training to which he has been referred by the State agency, he shall not thereafter be paid a trade readjustment allowance, nor shall reimbursement be made to a State for unemployment insurance thereafter paid him, for any week of unemployment until the week in which he enters or resumes, or makes satisfactory progress in, training to which he has been so referred.

(c) * * *

(3) In view of paragraph (b) of this section, any provision of the applicable State law disqualifying a worker for refusing to accept or continue training, or for failing to make satisfactory progress in such training, shall not be applied with respect to an adversely affected worker's application for a trade readjustment allowance, if the training was training to which he was referred by the State agency.

* * * * *

(g) Any adversely affected worker who has been determined under § 411.27 (b) not to be making satisfactory progress in training must, after notice of such determination has been given to the worker in accordance with § 411.27 (c), meet the State law requirements of ability to work and availability for work and shall not after such notice has been given be afforded the protection against State law disqualification provided in paragraphs (c) (1) and (2) of this section, unless and until he again makes satisfactory progress in such training.

2. Paragraph (c) of § 411.6 is amended to read as follows:

§ 411.6 Weekly amounts.

* * * * *

(c) Reduced trade readjustment allowance. The amount of a trade readjustment allowance payable to an adversely affected worker with respect to a week of unemployment, including a week in which he is undergoing training, shall be reduced

(1) By 50 percent of the amount of his remuneration for services performed during such week, and

(2) By the amount of unemployment insurance or training allowance he has received or is seeking with respect to such week; but if the appropriate State or Federal agency finally determines that the worker was not entitled to unemployment insurance or training allowance with respect to such week, the reduction shall not apply with respect to such week, and

(3) For each day of absence, without good cause, from training, by an amount computed by dividing the trade readjustment allowance to which he would otherwise be entitled by the number of days of training normally scheduled in the week. For this purpose, holidays which would otherwise be days of training shall be considered as days of training normally scheduled.

3. Section 411.27 is amended by redesignating subdivisions (v) and (vi) of subparagraph (1) in paragraph (a) as (vi) and (vii) respectively, inserting a new subdivision (v), and revising subparagraph (1) of paragraph (b). The amended typographical units of the section read as follows:

§ 411.27 Determinations.

(a) (1) * * *

(v) Determine with respect to an adversely affected worker who is undergoing training (other than training provided under the Manpower Development and Training Act of 1962) whether such worker has been absent without good cause during a week of training, after obtaining from the training facility and the worker any information necessary for such determination.

* * * * *

(b) (1) The training facility shall determine with respect to an adversely affected worker who is taking training provided under the Manpower Development and Training Act of 1962 (i) whether such worker is making satisfactory progress and, if not, whether there is good cause for his failure to do so, and (ii) whether such worker has been absent without good cause during a week of training. When the training facility determines that the adversely affected worker has failed to make satisfactory progress without good cause, or has been absent without good cause during a week of training, it shall promptly certify its determination in such respect to the State agency.

(76 Stat. 872 et seq.; 19 U.S.C. 1801 et seq.)

Signed at Washington, D.C., this 2d day of July 1965.

JOHN F. HENNING,
Under Secretary of Labor.

[F.R. Doc. 65-7333; Filed, July 12, 1965; 8:47 a.m.]

Title 49—TRANSPORTATION

Chapter I—Interstate Commerce Commission

SUBCHAPTER A—GENERAL RULES AND REGULATIONS

[S.O. 962]

PART 95—CAR SERVICE

Brimstone and New River Railway Corp. Authorized To Operate Over Brimstone Railroad

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D.C., on the 7th day of July A.D. 1965.

It appearing, that the Brimstone and New River Railway Corp. has filed application, Finance Docket No. 23722, for a certificate authorizing the operation over certain trackage of the Brimstone Railroad Co., between Little Creek, Tenn., and track connection with the Cincinnati, New Orleans & Texas Pacific Railway Co. (CNO&TP), at New River, Tenn. The Brimstone Railroad Co. was authorized by the certificate and order of the Commission, effective December 16, 1964, in Finance Docket No. 23017 to abandon its entire line of railroad and ceased operation thereon on May 1, 1965. The area since that date has been without common carrier rail service. The Commission is of the opinion that there is need for service over this line of railroad pending decision in Finance Docket No. 23722 and that operation of this line will best promote the service in the interest of the public and the commerce of the people. Accordingly the Commission finds that notice and public procedure are impracticable and contrary to the public interest, and that good cause exists for making this order effective upon less than 30 days' notice.

It is ordered, That:

§ 95.962 Service Order No. 962.

(a) *Brimstone and New River Railway Corp., authorized to operate over the Brimstone Railroad Co.* The Brimstone and New River Railway Corp., be, and it is hereby authorized to operate over and perform service over approximately 11.1 miles of main line track and 17,000 feet of team, yard, and interchange tracks of the Brimstone Railroad Co., between Little Creek, Tenn., and track connection with the Cincinnati, New Orleans & Texas Pacific Railway Co. (CNO&TP), at New River, Tenn., located entirely within Scott County, Tenn.

(b) *Application.* The provisions of this order shall apply to intrastate and foreign traffic as well as to interstate traffic.

(c) *Rules and regulations suspended.* The operation of all rules and regulations insofar as they conflict with the provisions of this order is hereby suspended.

(d) *Effective date.* This order shall become effective at 12:01 p.m., July 7, 1965.

(e) *Expiration date.* The provisions of this order shall expire at 11:59 p.m., December 31, 1965, unless otherwise modified, changed, suspended, or annulled by order of this Commission.

(Secs. 1, 12, 15, 24 Stat. 379, 383, 384, as amended; 49 U.S.C. 1, 12, 15. Interprets or applies secs. 1(10-17), 15(4), 40 Stat. 101, as amended, 54 Stat. 911; 49 U.S.C. 1(10-17), 15(4))

It is further ordered, That copies of this order and direction shall be served upon the American Short Line Railroad Association, and upon the Association of American Railroads, Car Service Division, as agent of all railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D.C., and by filing it with the Director, Office of the Federal Register.

By the Commission, Division 3.

[SEAL] H. NEIL GARSON,
Secretary.

[F.R. Doc. 65-7350; Filed, July 12, 1965; 8:48 a.m.]

Proposed Rule Making

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Food and Drug Administration

[21 CFR Part 121]

OLEFIN POLYMERS

Notice of Proposed Rule Making

The Commissioner of Food and Drugs has received a petition (FAP 5B1570) from W. R. Grace & Co., Polymer Chemicals Divison, 225 Allwood Road, Clifton, N.J., 07015, proposing that §§ 121.2508 *Ethylene-alkene-1 copolymers* and 121.2510 *Polyethylene* be amended so as to define only the basic ethylene-alkene-1 copolymers and polyethylene that may be used in the production of articles intended for use in contact with food.

On the basis of the information contained in the petition and other relevant data, the Commissioner of Food and Drugs proposes to revoke §§ 121.2508 and 121.2510 and to amend §§ 121.2500, 121.2501, 121.2507, 121.2511, 121.2543, 121.2554, 121.2566, and 121.2569 as hereinafter outlined, in accordance with the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409, 72 Stat. 1785 et seq.; 21 U.S.C. 348), and under the authority delegated to him by the Secretary of Health, Education, and Welfare (21 CFR 2.90). The Commissioner hereby invites all interested persons to submit written views and comments thereon, preferably in quintuplicate, addressed to the Hearing Clerk, Department of Health, Education, and Welfare, Room 5440, 330 Independence Avenue SW., Washington, D.C., 20201, within 30 days from the date this notice is published in the FEDERAL REGISTER. Comments may be accompanied by a memorandum or brief in support thereof.

§ 121.1180 [Amended]

1. It is proposed to amend § 121.1130 *Ion-exchange membranes* by changing the reference "§ 121.2510" in the first sentence of paragraph (a) to read "§ 121.2501".

2. It is proposed to revise § 121.2501 to read as follows:

§ 121.2501 Olefin polymers.

The olefin polymers listed in paragraph (a) of this section may be safely used as articles or components of articles intended for use in contact with food, subject to the provisions of this section.

(a) For the purpose of this section, olefin polymers are basic polymers manufactured as described in this paragraph, so as to meet the specifications prescribed in paragraph (c) of this section, when tested by the methods described in paragraph (d) of this section.

(1) Polypropylene consists of basic polymers manufactured by the catalytic polymerization of propylene.

(2) Polyethylene consists of basic polymers manufactured by the catalytic polymerization of ethylene.

(3) Ethylene-alkene-1 copolymers consist of basic copolymers manufactured by the catalytic copolymerization of ethylene and one or more of the 1-alkenes having three to eight carbon atoms. Such ethylene-alkene-1 basic copolymers contain not less than 85 weight-percent of polymer units derived from ethylene and/or propylene. The olefin polymers may contain added optional substances required in the production of the basic olefin polymers.

(b) The optional adjuvant substances required in the production of the basic olefin polymers may include substances permitted for such use by applicable regulations in this Part 121, substances generally recognized as safe in food and food packaging, and substances used in accordance with a prior sanction or approval.

(c) Specifications:

Olefin polymers	Density	Melting point	Maximum extractable fraction (expressed as percent by weight of polymer) in selected solvents at specified temperatures	
			Xylene	n-Hexane
		Degrees C.		
1.1 Polypropylene	0.880-0.913	160-180	9.8 percent at 25° C	6.4 percent at reflux temperature.
1.2 Polypropylene, noncrystalline; for use only to plasticize polyethylene described under items 2.1 and 2.2 of this table, provided that such plasticized polymers meet the maximum extractable-fraction specifications prescribed for such basic polyethylene.	0.80-0.88			
2.1 Polyethylene	0.85-1.00		11.3 percent at 25° C	2.6 percent at 50° C.
2.2 Polyethylene for use in articles that contact food except for articles used for packing or holding food during cooking.	0.85-1.00		Do	5.5 percent at 50° C.
2.3 Polyethylene for use only as component of food-contact coatings at levels up to and including 50 percent by weight of any mixture employed as a food-contact coating.	0.85-1.00		75.0 percent at 25° C	53.0 percent at 50° C.
3.1 Ethylene alkene-1 copolymers	0.85-1.00		30.0 percent at 25° C	2.6 percent at 50° C.
3.2 Ethylene alkene-1 copolymers for use in articles that contact food except for articles used for packing or holding food during cooking.	0.85-1.00		do	5.5 percent at 50° C.

(d) The analytical methods for determining whether olefin polymers conform to the specifications prescribed in this section are as follows, and are applicable to the basic polymer in the form of flakes, powder, or granules. The flakes, powder, or granules to be tested shall have a particle size that will pass through a U.S. standard sieve No. 50.

(1) *Density*. Density shall be determined by ASTM Method D 1505.

(2) *Melting point*. The melting point shall be determined on a hot-stage apparatus. The use of crossed nicol prisms with microscope hot-stage reading of the thermometer when the birefringence disappears increases the accuracy.

(3) *Maximum extractable fraction in n-hexane*—(i) *Polypropylene*. A sample is refluxed in the solvent for 2 hours and filtered at the boiling point. The filtrate is evaporated and the total residue weighed as a measure of the solvent extractable fraction.

(*a*) *Apparatus*. (*1*) Erlenmeyer flasks, 250-milliliter, with ground joint.

(*2*) Condensers, Allihn, 400-millimeter jacket, with ground joint.

(*3*) Funnels, ribbed 75-millimeter diameter, stem cut to 40 millimeters.

(*4*) Funnels, Buchner type, with coarse-porosity fritted disc, 60-millimeters diameter.

(*5*) Bell jar for vacuum filtration into beaker.

(*b*) *Reagent*. *n*-Hexane, commercial grade, specific gravity 0.663–0.667 (20° C./20° C.), boiling range 66° C.–69° C., or equivalent.

(*c*) *Procedure*. Weigh 1 gram of sample accurately and place in a 250-milliliter Erlenmeyer flask containing two or three boiling stones. Add 100 milliliters of solvent, attach the flask to the condenser (use no grease), and reflux the mixture for 2 hours. Remove the flask from the heat, disconnect the condenser, and filter rapidly, while still hot, through a small wad of glass wool packed in a short-stem funnel into a tared 150-milliliter beaker. Rinse the flask and filter with two 10-milliliter portions of the hot solvent, and add the rinsings to the filtrate. Evaporate the filtrate on a steam bath with the aid of a stream of nitrogen. Dry the residue in a vacuum oven at 110° C. for 2 hours, cool in a desiccator, and weigh to the nearest 0.0001 gram. Determine the blank on 100 milliliters of solvent evaporated in a tared 150-milliliter beaker. Correct the sample residue for this blank if significant.

Calculation:

$\frac{\text{Grams of residue}}{\text{Grams of sample}} \times 100$
= Percent extractable with n-hexane.

(ii) *Polyethylene and ethylene-alkene-1 copolymers.* A sample is extracted at 50° C. in the solvent for 2 hours and filtered. The filtrate is evaporated and the total residue weighed as a measure of the solvent extractable fraction.

(a) *Extraction apparatus.* Two-liter, straight-walled, Pyrex (or equivalent) resin kettles, fitted with three-hole ground-glass covers, are most convenient for this purpose. The cover is fitted with a thermometer, a gas-tight stirrer driven by an air motor or explosion-proof electric motor, and a reflux condenser. The kettle is fitted with an electric heating mantle of appropriate size and shape, which is controlled by a variable-voltage transformer.

(b) *Evaporating apparatus.* Rapid evaporation of large volumes of solvent requires special precautions to prevent contamination by dust. This is facilitated by a special "gas" cover consisting of an inverted flat Pyrex crystallizing dish of an appropriate size (190 millimeters x 100 millimeters) to fit a 1-liter beaker. Through the center of the dish are sealed an inlet tube for preheated, oxygen-free nitrogen, and an outlet tube located 1 inch off center. Nitrogen is fed from the supply source through a coil of ¼-inch stainless steel tubing immersed in the same steam bath used to supply heat for solvent evaporation. All connections are made with flexible tetrafluoroethylene tubing.

(c) *Reagents*—(*1*) *n-Hexane.* Spectrograde n-hexane.

(*2*) *Nitrogen.* High-purity dry nitrogen containing less than 10 parts per million of oxygen.

(d) *Procedure.* Transfer 2.5 grams (accurately weighed to nearest 0.001 gram) of the polymer to the resin kettle. Add 1 liter of solvent and clamp top in position. Start water flowing through jacket of the reflux condenser and apply air pressure to the stirring motor to produce vigorous agitation. Turn on heating jacket with transformer set at a predetermined voltage to bring the temperature of the contents to 50° C. within 20–25 minutes. As the thermometer reading approaches 45° C.–47° C., reduce the voltage to the predetermined setting that will just maintain the temperature at 50° C. Do not overshoot the prescribed temperature. Should this occur, discard the test and start afresh. Exactly 2 hours after the solvent temperature has reached 50° C., disconnect the heater, remove the resin kettle from the heating jacket, and decant the solvent, while still warm, through a coarse filter paper placed on top of a fritted-glass funnel, collecting the filtrate in a tared, glass-stoppered Erlenmeyer flask of 1-liter capacity. Determine the weight of the filtrate recovered to the nearest gram. Recovery should be at least 90 percent of the original solvent. Losses due to evaporation during heating and filtering have been found not to exceed 10 percent. Transfer about half of the solvent filtrate to a 1-liter beaker placed on an opening in the steam bath and immediately cover with the special "gas" cover, the inlet tube of which has been attached with flexible tetrafluoroethylene tubing to a source of high-purity nitrogen in series with a stainless steel heating coil immersed directly in the body of the steam bath. Maintain a positive flow of warm nitrogen gas throughout the evaporation of the solvent, adding the remainder of the filtrate from the Erlenmeyer flask as the evaporation proceeds. When the volume of the solvent has been reduced to about 50 milliliters, transfer the concentrated liquid to a previously tared weighing dish of suitable size. Wash the beaker twice with 20–30 milliliter portions of warm solvent, adding the washings to the weighing dish while continuing to evaporate the remainder of the solvent under the gas cover with its flow of warm nitrogen directed toward the center of the dish. In the event that an insoluble residue that cannot be removed with warm solvent remains in the beaker, it may be necessary to heat with a small amount of a higher boiling solvent such as benzene or toluene, transferring these washings to the weighing dish before final evaporation to dryness. Transfer the weighing dish with its residue to a vacuum desiccator, and allow it to remain overnight (at least 12 hours), after which the net weight of the dry residue is determined to the nearest 0.0001 gram. Correct the result for any solvent blank equivalent to the nonvolatile matter determined to be contained in the amount of solvents used in the test.

(4) *Maximum extractable fraction in xylene*—(i) *Polypropylene.* A sample is dissolved completely in xylene by heating and stirring in a bottle with little free space. The solution is allowed to cool without stirring, whereupon the insoluble portion precipitates and is filtered off; the total solids content of the filtrate is then determined as a measure of the solvent extractable fraction.

(a) *Apparatus.* (*1*) Pyrex (or equivalent) reagent bottle, 125-milliliter, glass stoppered.

(*2*) Heating mantle of size for 150-milliliter beaker (or suitable aluminum block to fit the 125-milliliter bottle described in (*1*) of this subdivision (i) (a).

(*3*) Magnetic stirrer for use under the heating mantle (combination magnetic stirrer and hotplate may be used if aluminum block is used in place of heating mantle).

(*4*) Variable-voltage transformer, 7.5 amperes.

(*5*) Perfluorocarbon-resin-coated stirring bar, 1 inch long.

(*6*) Constant temperature water bath maintained at 25° C. ±5° C.

(*7*) Aluminum dishes, 18 millimeters x 60 millimeters, disposable.

(*8*) Funnel, Büchner type, with coarse-porosity fritted disc, 30–60 millimeter diameter.

(b) *Reagent.* Xylene with antioxidant. Dissolve 0.020 gram of phenyl-β-naphthylamine in 1 liter of industrial grade xylene having specific gravity 0.856–0.867 (20° C./20° C.) and boiling range 123° C.–160° C.

(c) *Procedure.* Weigh 1 to 2 grams of sample to the nearest 0.001 gram and place in a 125-milliliter Pyrex reagent bottle containing a 1-inch long perfluorocarbon-resin-coated stirring bar. Add 100 milliliters of solvent, set the stopper in lightly, and place the bottle in the heating mantle or aluminum block maintained at a temperature of 120° C., and stir with a magnetic stirrer until the sample is completely dissolved. Remove the bottle from the heat and allow it to cool 1 hour in the air, without stirring. Then place the bottle in a water bath maintained at 25° C. ±0.5° C., and allow to stand 1 hour without stirring. Next, remove the bottle from the water bath, shake, and pour part of the contents into the coarse-porosity fritted-glass funnel. Apply suction, and draw 30–40 milliliters of filtrate through, adding more slurry to the funnel, and catching the filtrate in a large test tube. (If the slurry is hard to filter, add 10 grams of diatomaceous earth filter aid to the bottle and shake vigorously just prior to the filtration.) Pipet a suitable aliquot (perferably 20 milliliters) of the filtrate into a tared aluminum disposable dish. Place the dish on a steam bath covered with a fresh sheet of aluminum foil and invert a short-stemmed 4-inch funnel over the dish. Pass nitrogen (heated if desired) down through the funnel at a rate sufficient to just ripple the surface of the solvent. When the liquid has evaporated, place the dish in a vacuum oven at 140° C. and less than 50 millimeters mercury pressure for 2 hours. Cool in a desiccator and weigh. (Note: If the residue value seems high, redry in the vacuum oven for one-half hour to insure complete removal of all xylene solvent.)

Calculation:

$\frac{\text{Grams of residue}}{\text{Grams of sample}} \times \frac{\text{100 milliliters}}{\text{volume of aliquot in milliliters}} \times 100$ = Percent extractable with xylene

(ii) *Polyethylene and ethylene-alkene-1 copolymers.* A sample is extracted in xylene at reflux temperature for 2 hours and filtered. The filtrate is evaporated and the total residue weighed as a measure of solvent extractable fraction.

(a) *Apparatus*—(*1*) *Extraction apparatus.* Two-liter, straight-walled Pyrex (or equivalent) resin kettles, fitted with ground-glass covers, are most convenient for this purpose. The cover is equipped with a thermometer and an efficient reflux condenser. The kettle is fitted with an electric heating mantle of appropriate size and shape which is controlled by a variable-voltage transformer.

(*2*) *Constant temperature water bath.* It must be large enough to permit inversion of the extraction kettle and set to maintain 25° C. ±1° C.

(*3*) *Evaporating apparatus.* Gas cover consisting of a flat Pyrex crystallizing dish (190 millimeters x 100 millimeters) inverted to fit over a 1-liter beaker with 8-millimeter gas inlet tube sealed through center and an outlet tube 1 inch off center. The beaker with gas cover

is inserted in an electric heating mantle equipped with a variable-voltage transformer. The outlet tube is attached to an efficient condenser mounted on a receiving flask for solvent recovery and having an outlet for connection to an aspirator pump. The heating mantle (with the beaker) is mounted on a magnetic stirring device. An infrared heat lamp is mounted vertically 3-4 inches above the gas cover to prevent condensation of the solvent inside the cover. Make all connections with flexible tetrafluoroethylene tubing.

(b) *Reagents—(1) Xylene.* American Chemical Society reagent grade that has been redistilled through a fractionating column to reduce the nonvolatile residue.

(2) *Nitrogen.* High-purity dry nitrogen containing less than 10 parts per million oxygen.

(c) *Procedure.* Transfer 5 grams ±0.001 gram of sample to the resin kettle, add 1,000 milliliters (840 grams) of xylene, and clamp top in position after inserting a piece of glass rod to prevent bumping during reflux. Start water flowing through the jacket of the reflux condenser and apply full voltage (115 volts) to the heating mantle. When the xylene starts to boil, reduce the voltage to a level just sufficient to maintain reflux. After refluxing for at least 2 hours, disconnect the power source to the mantle, remove the kettle, and allow to cool in air until the temperature of the contents drops to 50° C., after which the kettle may be rapidly cooled to 25° C.-30° C. by immersing in a cold water bath. Transfer the kettle to a constant temperature bath set to maintain 25° C. ±0.1° C., and allow to equilibrate for at least 1 hour (may be left overnight if convenient). Break up any precipitated polymers that may have formed, and decant the xylene solution successively through a fast filter paper and then through a fritted-glass filter into a tared 1-liter Erlenmeyer flask, collecting only the first 450 milliliters-500 milliliters of filtrate (any attempt to collect more of the xylene solution usually results in clogging the filter and risking losses). Reweigh the Erlenmeyer flask and calculate the weight of the filtrate obtained to 0.1 gram. Transfer the filtrate, quantitatively, from the Erlenmeyer flask to the 1-liter beaker, insert the beaker in its heating mantle, add a glass-coated magnetic stirring bar, and mount the gas cover in place, connecting the inlet tube to the nitrogen source and the outlet to the condenser of the receiving flask. Start a flow of nitrogen (2 to 3 liters per minute) into the gas cover and connect an aspirator to the receiver, using a free-flow rate equivalent to 6-7 liters of air per minute. With the infrared lamp on, adjust the voltage to the heating mantle to give a distillation rate of 12-13 milliliters per minute when the magnetic stirrer is revolving just fast enough to promote good boiling. When the volume of solvent in the beaker has been reduced to 30-50 milliliters, transfer the concentrated extractive to a suitable weighing dish that has been previously tared (dry). Rinse the beaker twice with 10-20 milliliter portions of fresh xylene, adding the rinsings to the weighing dish. Evaporate the remainder of the xylene on an electric hotplate set at low heat under the gas cover with a stream of nitrogen directed toward the center of the dish. Avoid any charring of the residue. Transfer the weighing dish to a vacuum desiccator at room temperature and allow to remain under reduced pressure for at least 12 hours (overnight), after which determine the net weight of the residue to the nearest 0.0001 gram. Correct the result for nonvolatile solvent blank obtained by evaporating the equivalent amount of xylene under identical conditions. Calculate the weight of residue originally present in the total weight of solvent (840 grams), using the appropriate factor based on the weight of filtrate evaporated.

(e) Polyethylene and ethylene-alkene-1 copolymers, alone or in combination, may be subjected to irradiation bombardment from a source not to exceed 2.3 million volts intensity to cause molecular cross-linking of the polymers to impart desired properties, such as increased strength and increased ability to shrink when exposed to heat.

(f) The olefin polymers identified in and complying with this section, when used as components of the food-contact surface of any article that is the subject of a regulation in this Supbart F, shall comply with any specifications and limitations prescribed by such regulation for the article in the finished form in which it is to contact food.

(g) The provisions of this section are not applicable to olefin polymers identified in § 121.2520(c)(5) and used in food-packaging adhesives complying with § 121.2520.

§ 121.2507 [Amended]

3. It is proposed to amend § 121.2507 *Cellophane* by changing the reference in the item "Ethylene-alkene-1 copolymers" in the list in paragraph (c) to read "§ 121.2501".

§§ 121.2508, 121.2510 [Revoked]

4. It is proposed that §§ 121.2508 *Ethylene-alkene-1 copolymers* and 121.2510 *Polyethylene* be revoked.

§ 121.2511 [Amended]

5. It is proposed that paragraph (b) of § 121.2511 *Plasticizers in polymeric substances* be amended as follows:

a. In the "Limitations" column for the item "Polyisobutylene (mol. wt. 300-5,000)", by changing the reference to "§ 121.2510" to read "§ 121.2501".

b. By deleting the item "Polypropylene, noncrystalline (density * * *".

6. It is proposed that paragraph (b) of § 121.2543 *Packaging materials for use in radiation preservation of prepackaged foods* be amended by changing subparagraph (4) and deleting subparagraphs (5) and (6), which are reserved, to read as follows:

§ 121.2543 Packaging materials for use in radiation preservation of prepackaged foods.

* * * * *

(b) * * *

(4) Polyolefin film prepared from one or more of the basic olefin polymers complying with § 121.2501. The finished film may contain adjuvant substances used in compliance with §§ 121.2001 and 121.2511.

(5) [Deleted]

(6) [Deleted]

* * * * *

7. It is proposed to amend § 121.2554 by changing paragraph (b), the introduction to paragraph (c), and subparagraph (2) of paragraph (c) to read as follows:

§ 121.2554 Ethylene-ethyl acrylate copolymers.

* * * * *

(b) The ethyl acrylate content of the copolymer does not exceed 8 percent by weight unless it is blended with polyethylene or with one or more ethylene-alkene-1 copolymers complying with § 121.2501 or with a mixture of polyethylene and one or more ethylene-alkene-1 copolymers, in such proportions that the ethyl acrylate content of the blend does not exceed 8 percent by weight, or unless it is used in a coating complying with § 121.2514 or § 121.2526, in such proportions that the ethyl acrylate content does not exceed 8 percent by weight of the finished coating.

(c) Ethylene-ethyl acrylate copolymers or the blend shall conform to the specifications prescribed in subparagraph (1) of this paragraph and shall meet the ethyl acrylate content limits prescribed in paragraph (b) of this section, and the extractability limits prescribed in subparagraph (2) of this paragraph, when tested by the methods prescribed for polyethylene in § 121.2501.

* * * * *

(2) *Limitations.* Ethylene-ethyl acrylate copolymers or the blend may be used in contact with food except as a component of articles used for packaging or holding food during cooking provided they meet the following extractability limits:

(i) Maximum extractable fraction of 11.3 percent in xylene after refluxing and subsequent cooling to 25° C.

(ii) Maximum extractable fraction of 5.5 percent when extracted with *n*-hexane at 50° C.

* * * * *

§ 121.2566 [Amended]

8. It is proposed that paragraph (b) of § 121.2566 *Antioxidants and/or stabilizers for polymers* be amended by changing all cross-references to §§ 121.-2508 and 121.2510 so that they refer to § 121.2501.

9. It is proposed that § 121.2569(a) be amended to read as follows:

§ 121.2569 Resinous and polymeric coatings for polyolefin films.

* * * * *

(a) The coating is applied as a continuous film over one or both sides of a base film produced from one or more of the basic olefin polymers complying with § 121.2501. The base polyolefin film may contain optional adjuvant substances permitted for use in polyolefin film by applicable regulations in this Part 121.

* * * * *

Dated: July 7, 1965.

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

[F.R. Doc. 65-7345; Filed, July 12, 1965; 8:48 a.m.]

Public Health Service

[42 CFR Part 401]

FREEDMEN'S HOSPITAL

Admission and Outpatient Treatment

Notice is hereby given that the Surgeon General of the Public Health Service, with the approval of the Secretary of Health, Education, and Welfare, proposes to amend the regulations of Part 401 governing the rates charged for inpatient treatment, outpatient treatment, and other hospital services at Freedmen's Hospital as indicated below. Interested persons may submit written data, views, or arguments in regard to the proposed regulations to the Surgeon General, Public Health Service, Washington, D.C., 20201. All relevant material received not later than 30 days after the publication of this notice will be considered. It is anticipated that upon the expiration of this period these amendments, subject to such revision as may seem appropriate in the light of comments, will be republished and will become effective immediately upon such republication. The amendments to Part 401 are not intended to be made applicable to patients admitted to the hospital prior to the effective date of the amendments.

§ 401.6 [Amended]

1. In § 401.6, the income schedules for determination of a patient's ability to pay for his hospitalization and other services are revised to read as follows:

GENERAL MEDICAL AND SURGICAL PATIENTS

No. in family	Minimum free	Monthly family income part-pay							Maximum full-pay
	(A)	(B)	(C)	(D)	(E)	(F)	(G)	(H)	(I)
	Or less								Or more
1	$110	$111-$125	$126-$145	$146-$160	$161-$175	$176-$190	$191-$210	$211-$220	$221
2	140	141-155	156-170	171-190	191-205	206-220	221-240	241-265	266
3	175	176-200	201-220	221-240	241-265	266-285	286-315	316-340	341
4	210	211-235	236-265	266-290	291-320	321-345	346-375	376-405	406
5	240	241-275	276-305	306-340	341-375	376-405	406-440	441-465	466
6	275	276-310	311-350	351-390	391-425	426-460	461-500	501-525	526
7	300	301-340	341-380	381-415	416-455	456-495	496-530	531-570	571
8	335	336-375	376-415	416-460	461-505	501-540	541-585	586-625	626
9	375	376-415	416-460	461-505	506-550	551-584	585-640	641-670	671
10	400	401-440	441-485	486-525	526-565	566-620	611-655	656-685	686

TUBERCULOSIS HOSPITAL

No. in family	(A)	(B)	(C)	(D)	(E)	(F)	(G)	(H)	(I)
1	$210	$211-$235	$236-$265	$266-$290	$291-$320	$321-$345	$346-$375	$376-$405	$406
2	240	241-275	276-305	306-340	341-375	376-405	406-440	441-465	466
3	275	276-310	311-350	351-390	391-425	426-460	461-500	501-525	526
4	300	301-340	341-380	381-415	416-455	456-495	496-530	531-570	571
5	335	336-375	376-415	416-460	461-500	501-540	541-590	591-625	626
6	375	376-415	416-460	461-505	506-550	551-595	596-640	641-670	671
7	400	401-440	441-480	481-525	526-565	566-610	611-655	656-685	686
8	425	426-465	466-505	506-545	546-590	591-630	631-670	671-715	716
9	440	441-485	486-525	526-570	571-615	616-660	661-715	716-740	741
10	465	466-510	511-555	556-600	601-645	646-685	686-730	731-770	771

2. In § 401.6(a), subparagraph (2) is amended by changing "§ 401.7" to read "§ 401.7(b)".

3. In § 401.6(a), subparagraph (3) is amended by changing "§ 401.7" to read "§ 401.7(a)".

§ 401.7 [Amended]

4. In § 401.7(a), the schedule of room and ward rates for full-pay inpatients is revised to read as follows:

SCHEDULE OF ROOM AND WARD RATES FOR FULL-PAY IN-PATIENTS

Description of accommodations	General hospital	Hospital annex	
		Pavilion	Chronic chest
Private room with bath		$26.00	$21.00
Private room without bath	$19.00	24.00	19.00
Semiprivate room, 4 bed		21.00	16.00
Semiprivate room, 2 bed		23.00	17.00
Ward, multibed	16.00		
Pediatrics:			
8 years and over	16.00	As above	As above
0 to 8 years	15.00		
Nursery (newborn in hospital)	6.00		

5. In § 401.7(b), the schedule of ward rates for part-pay patients is revised to read as follows:

SCHEDULE OF WARD RATES FOR PART-PAY PATIENTS

Legend	General hospital		Hospital annex
	Age group 8 years and over	Age group 0-7 years, inclusive	Age group 0-7 years, inclusive
A	$0	$0	$0
B	2.00	0	2.00
C	4.00	2.00	4.00
D	6.00	3.00	6.00
E	8.00	4.00	8.00
F	10.00	6.00	10.00
G	12.00	8.00	12.00
H	14.00	10.00	14.00

6. Section 401.7(c) is revised to read as follows:

(c) *Other hospital services.* Full-pay patients shall pay, in addition to the room and board charges shown in paragraph (a) of this section, other hospital services at rates listed below:

(1) Operating room	$25.00 for the first half hour or fraction thereof, and $10.00 for each additional half hour or fraction thereof.
(2) Recovery room	$5.00 for the first hour or fraction thereof, and $1.00 per hour for each additional hour or fraction thereof, plus the applicable room rate. Maximum for each 24 continuous hour day, $15.00.
(3) Labor and delivery room	$30.00.
(4) Cysto room	$10.00.
(5) Blood administration	$10.00 per pint.
(6) Intravenous solutions (IVS)	$5.00 per bottle.

(7) The following "Other Hospital Service" shall be charged for at rates determined by the Superintendent to be fair and reasonable, but not less than cost to the hospital:

Drugs, medicines, blood and blood derivatives, radiological services, clinical laboratory services, special services, anesthesia materials, medical and surgical supplies, sterile trays, inhalation therapy, physical therapy, anesthesiology, plaster casts, and similar supplies and services.

7. Section 401.9 is revised to read as follows:

§ 401.9 **Outpatient rates; emergency patients.**

The basic charge for treatment of an emergency patient in the outpatient clinic shall be $5.00 plus the applicable charges for all special services rendered in connection with the care of the patient, such as suturing, X-ray, laboratory, and other special services in accordance with the schedule set forth in § 401.7(c). The charge for routinely prescribed drugs and medications shall be $0.50 plus cost for each prescription filled. The Superintendent or his designee may waive payment of any of the charges prescribed by this section if he determines that the patient is financially unable to pay such charges.

8. Section 401.10(a) is revised to read as follows:

§ 401.10 **Outpatient rates; clinic patients.**

(a) The charge for care or treatment of clinic patients whose "monthly family income" is between the appropriate minimum and maximum shall be $2.00 for each visit to the clinic. This charge will include all X-ray, laboratory, and other special services necessary. The charge for routinely prescribed drugs and medications shall be cost plus $0.50 for each prescription filled. The Superintendent or his designee may waive payment of any of the charges prescribed in this section if he determines that the patient is financially unable to pay such charges.

* * * * *

9. Section 401.10(b) is amended by changing the word "fee" to read "charge".

(R.S. 2038, as amended, 37 Stat. 172, as amended, 59 Stat. 366, as amended; 32 D.C. Code 317, 318, 318a)

Dated: June 7, 1965.

[SEAL] LUTHER L. TERRY, *Surgeon General.*

Approved: July 2, 1965.

ANTHONY J. CELEBREZZE, *Secretary.*

[F.R. Doc. 65-7269; Filed, June 12, 1965; 8:45 a.m.]

FEDERAL AVIATION AGENCY

[14 CFR Part 39]

[Docket No. 6764]

AIRWORTHINESS DIRECTIVES

Boeing Models 707 and 720 Series Airplanes

The Federal Aviation Agency is considering amending Part 39 of the Federal Aviation Regulations by adding an airworthiness directive applicable to Boeing Models 707 and 720 Series aircraft. There have been failures of the thrust reverser indicating light switch on the subject aircraft. Since this condition is likely to exist or develop in other aircraft of the same type design, the proposed AD would require modification of the thrust reverser indicating light switches and wiring on Boeing Models 707 and 720 Series aircraft.

Interested persons are invited to participate in the making of the proposed rule by submitting such written data, views, or arguments as they may desire. Communications should identify the docket number and be submitted in duplicate to the Federal Aviation Agency, Office of the General Counsel, Attention: Rules Docket, 800 Independence Avenue SW., Washington, D.C., 20553. All communications received on or before August 9, 1965, will be considered by the Administrator before taking action upon the proposed rule. The proposals contained in this notice may be changed in the light of comments received. All comments will be available, both before and after the closing date for comments, in the Rules Docket for examination by interested persons.

This amendment is proposed under the authority of sections 313(a), 601 and 603 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, and 1423).

In consideration of the foregoing, it is proposed to amend § 39.13 of Part 39 of the Federal Aviation Regulations by adding the following new airworthiness directive:

BOEING. Applies to Models 707 and 720 Series aircraft.

Compliance required within the next 1,200 hours' time in service after the effective date of this AD unless already accomplished.

To prevent further false indications of thrust reverser operation as a result of malfunction of the thrust reverser indicating light switch and switch wiring, accomplish the following:

(a) On airplanes equipped with JT3D turbofan engines, modify as follows:

(1) On airplanes modified in accordance with Boeing Service Bulletin No. 1896, dated November 1963, replace each aft thrust reverser indicating light switch with sealed switch, P/N 2HT13, in accordance with Boeing Service Bulletin No. 1896, or an equivalent.

(2) On airplanes not modified in accordance with Boeing Service Bulletin No. 1896, replace each aft thrust reverser indicating light switch with sealed switch, P/N 2HT13, in accordance with Boeing Service Bulletin No. 1884, dated January 1964, or an equivalent.

(3) Interchange the electrical leads on the forward and aft thrust reverser indicating light switches in accordance with Boeing Service Bulletin No. 2170, dated May 1965, or an equivalent.

(b) On airplanes equipped with JT3C or JT4A turbojet engines, modify the thrust reverser indicating light switch wiring by interchanging the electrical leads in accordance with Boeing Service Bulletin No. 2170 or an equivalent.

(c) Approval of any equivalent shall be processed through the Aircraft Engineering Division, FAA Western Region.

Issued in Washington, D.C., on July 6, 1965.

C. W. WALKER, *Acting Director, Flight Standards Service.*

[F.R. Doc. 65-7288; Filed, July 12, 1965; 8:45 a.m.]

[14 CFR Part 39]

[Docket No. 6726]

AIRWORTHINESS DIRECTIVES

Boeing Models 707B, 707C, and 720B Series Airplanes

Correction

In F.R. Doc. 65-6561, appearing at page 8062 of the issue for Wednesday, June 23, 1965, the following correction is made: In paragraph (a) of the airworthiness directive, "P/N 66-11396-1" should read "P/N 66-14396-1".

[14 CFR Part 71]

[Airspace Docket No. 64-AL-22]

CONTROL ZONE AND TRANSITION AREA

Proposed Alterations

The Federal Aviation Agency is considering amendments to Part 71 of the Federal Aviation Regulations that would alter the control zone and transition area at Unalakleet, Alaska.

As parts of these proposals relate to the navigable airspace outside the United States, this notice is submitted in consonance with the ICAO International Standards and Recommended Practices.

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 the 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 operated 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.

Interested persons may participate in the proposed rule making by submitting such written data, views, or arguments as they may desire. Communications should identify the airspace docket number and be submitted in triplicate to the Director, Alaskan Region, Attention: Chief, Air Traffic Division, Federal Aviation Agency, 632 Sixth Avenue, Anchorage, Alaska, 99501. All communications received within 45 days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendments. The proposals contained in this notice may be changed in the light of comments received.

An 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., 20553. An informal docket also will be available for examination at the office of the Regional Air Traffic Division Chief.

In accordance with the amendments, as proposed above, the Unalakleet control zone would be altered to read as that airspace within a 5-mile radius of the Unalakleet Airport (latitude 63°53′ N., longitude 160°47′ W.); within 2 miles each side of the Unalakleet radio range W course, extending from the 5-mile radius zone to 14 miles W of the radio range; within 2 miles each side of the Unalakleet VOR 265° radial extending from the 5-mile radius zone to 14 miles W of the VOR; and within 2 miles each side of the Unalakleet TACAN 175° radial extending from the 5-mile radius zone to 10.5 miles S of the TACAN, from 0545 to 2145 hours, local time, daily. These alterations to the control zones are necessary to protect aircraft executing prescribed instrument approach procedures.

Additionally, the Unalakleet transition area would be altered to read as that airspace extending upward from 700 feet above the surface within 5 miles N and 8 miles S of the Unalakleet radio range W course extending from the radio range to 17 miles W; and within 5 miles N and 8 miles S of the Unalakleet VOR 265° radial extending from the VOR to 17 miles W; and that airspace extending upward from 1,200 feet above the surface within 7 miles N and 8 miles S of the radio range E and W courses, extending from 7 miles E to 23 miles W of the radio range; and within 5 miles each side of the Unalakleet VOR 265° radial extending from the VOR to 23 miles W. This alteration to the transition area is necessary to protect aircraft executing prescribed instrument approach procedures and is also necessary to protect the holding pattern.

These amendments are proposed under the authority of section 307(a) and 1110 of the Federal Aviation Act of 1958 (49 U.S.C. 1348, 1510), and Executive Order 10854 (24 F.R. 9565).

Issued in Washington, D.C., on July 2, 1965.

H. B. HELSTROM,
Acting Chief, Airspace Regulations and Procedures Division.

[F.R. Doc. 65-7289; Filed, July 12, 1965; 8:45 a.m.]

[14 CFR Part 71]

[Airspace Docket No. 65-SO-48]

TRANSITION AREA

Proposed Alteration

The Federal Aviation Agency is considering an amendment to Part 71 of the Federal Aviation Regulations to alter the Muscle Shoals, Ala., transition area. The airway alterations proposed in Airspace Docket No. 65-SO-27 would result in portions of airspace, now designated as controlled airspace, becoming uncontrolled airspace.

The Muscle Shoals, Ala., transition area is presently designated as that airspace extending upward from 700 feet above the surface within a 7-mile radius of Muscle Shoals Airport (latitude 34°-44′41″ N., longitude 87°36′39″ W.); that airspace extending upward from 1,200 feet above the surface within 8 miles N and 5 miles S of the Muscle Shoals VOR 112° and 292° radials extending 5 miles W and 13 miles E of the VOR, within 5 miles each side of the Muscle Shoals VOR 297° radial extending from 5 miles W to 18 miles W of the VOR, and within 8 miles W and 5 miles E of the Muscle Shoals VOR 002° radial extending from the VOR to a point 30 miles N of the VOR.

As proposed, the Muscle Shoals, Ala., transition area would be redesignated as that airspace extending upward from 700 feet above the surface within a 7-mile radius of Muscle Shoals Airport (latitude 34°44′41″ N., longitude 87°36′39″ W.); that airspace extending upward from 1,200 feet above the surface within 8 miles N and 5 miles S of the Muscle Shoals VOR 112° and 292° radials extending 5 miles W and 13 miles E of the VOR, within 5 miles each side of the Muscle Shoals VOR 297° radial extending from 5 miles W to 18 miles W of the VOR, within 8 miles W and 5 miles E of the Muscle Shoals VOR 002° radial extending from the VOR to a point 30 miles N of the VOR, including that airspace NE of Muscle Shoals, bounded on the W by V-7, on the E by V-57, and on the S by V-54N, and including that airspace E of Muscle Shoals, bounded on the N by V-54, on the E by V-57 and on the SW by V-7E, excluding that portion which overlaps the Huntsville, Ala., transition area.

The proposed transition area alterations at Muscle Shoals are required to protect prescribed instrument approach and departure procedures, holding patterns and transition routes in the Muscle Shoals and Decatur, Ala., terminal areas.

Interested persons may submit such written data, views, or arguments as they may desire. Communications should be submitted in duplicate to the Director, Southern Region, Attention: Chief, Air Traffic Division, Federal Aviation Agency, Post Office Box 20636, Atlanta, Ga., 30320. All communications received within 30 days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No 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 Division. 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 Southern Regional Office, Federal Aviation Agency, Room 724, 3400 Whipple Street, East Point, Ga.

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

Issued in East Point, Ga., on July 2, 1965.

PAUL H. BOATMAN,
Acting Director, Southern Region.

[F.R. Doc. 65-7290; Filed, July 12, 1965; 8:45 a.m.]

[14 CFR Part 91]

[Docket No. 6747; Notice No. 65-15]

CONSUMPTION OF ALCOHOLIC BEVERAGES BY CREWMEMBERS BEFORE OPERATION OF AIRCRAFT

Notice of Proposed Rule Making

The Federal Aviation Agency is considering amending Part 91 of the Federal Aviation Regulations to prohibit or otherwise further restrict persons acting as crewmembers of civil aircraft after the consumption of alcoholic beverages.

This advance notice of proposed rule making is being issued pursuant to the Agency's policy for the early institution of public rule making proceedings. An "advance" notice is issued when it is found that the resources of the Agency and reasonable inquiry outside of the Agency do not yield a sufficient basis to identify and select a tentative course or alternate courses of action, or where it would be helpful to invite public participation in the identification and selection of a course or alternate courses of action.

Interested persons are invited to participate in the making of the proposed rules by submitting such written data, views, or arguments as they may desire. Communications should identify the notice or docket number, and be submitted in duplicate to the Federal Aviation Agency, Office of the General Counsel, Attention: Rules Docket, 800 Independence Avenue SW., Washington, D.C., 20553. Communications should be received on or before September 1, 1965, in order to insure proper consideration. All comments submitted will be available both before and after the closing date for comments, in the Rules Docket for examination by interested persons. If it is determined to proceed further, after consideration in the light of the available data and the comments received in response to this notice, subsequent notice of proposed rule making will be issued.

The present regulation related to drinking is § 91.11 which provides that no person may act as a crewmember while

under the influence of intoxicating liquor. Thus, there is now no specific regulation against crewmembers drinking before or during flight. The Agency's experience in seeking compliance with this rule and the accident statistics noted below indicate the need for a more stringent rule.

Accident investigation has indicated that alcohol in reasonable probability has been a factor in a significant number of general aviation fatal aircraft accidents. According to data on general aviation flying in 1963, the toxicological analysis of tissues from the 158 pilots in command who were fatally injured in aircraft accidents who were subjected to autopsies (34 percent of the 475 killed), showed a measurable blood alcohol in 56, or 35 percent of these autopsied cases. In 1964, the like analysis as to 193 pilots in command (44 percent of the 436 killed), shows that there was a measurable blood level alcohol in 78, or 40 percent of these autopsied cases. In approximately 10 percent of these cases alcohol levels were so high as to indicate an advanced state of drunkenness.

Even small amounts of alcohol affect judgment, coordination, performance, and reaction time. There is a measurable deterioration in automobile driving skill with as little as 30 milligrams of alcohol per 100 cc. of blood. Flying an airplane is a more complex operation than driving an automobile. Thus, blood alcohol levels even lower than 30 milligrams have an adverse effect on the performance of crewmembers. Experimental work carried out by the U.S. Navy showed that blood levels of 20 milligrams adversely affected performance in synthetic trainers.

In aviation we are concerned not only with the effect of alcohol, but also with the way in which altitude may accentuate that effect. Alcohol retards oxidation in the cells. The action of alcohol on nerve tissue, and consequently on behavior, is more pronounced if there is a simultaneous deficiency of oxygen. Thus, if an airman ascends to even a moderate altitude with alcohol in his blood, the effect of the alcohol would be compounded. For example, the physiological effect of alcohol is twice as great at 10,000 feet as compared to its effect at sea level. Recent experimental work by the Agency indicates that complex coordination tasks similar to those required by a pilot, performed in a pressure chamber to simulate effects of varying altitudes, were measurably affected when an alcohol level of 20 milligrams per 100 cc. was recorded in the blood. Experimental work by the U.S. Air Force also has indicated that the effect of alcohol is increased when the same subject with the same blood level of alcohol is exposed to increased altitudes.

The harmful effects of alcohol continue after the alcohol itself has left the blood. Even when the severity does not reach hangover status, the aftereffects include decrease in alertness and thinking ability, a reduction of motor skills, and a loss in coordination. In fact, after drinking a modest amount of alcohol there is a feeling of fatigue and drowsiness as much as 10 to 12 hours afterward, long after the alcohol has left the blood stream but still exerting an effect upon brain tissue.

The ability of a crewmember to perform without impairment of his flight judgment, coordination, and reaction time is an essential element in the safety of flight in air commerce, and in the effectiveness of air traffic systems in the handling of increasing volume of air traffic. The possible effect of alcohol consumption by a crewmember upon this performance is a matter of serious concern to the Agency. It is also a matter of the most serious concern to the flying public sharing the airspace with the drinker as well as to persons and property on the ground.

In view of all of the above data, the Agency believes that there is need for an expanded regulation concerning the drinking of alcoholic beverages by crewmembers before and during flight.

One method of control would be to prohibit a person from acting as a crewmember at any time the alcohol level in his blood exceeded a specific level. Such a rule could be in lieu of or in addition to the present rule stated in § 91.11 prohibiting any person acting as a crewmember while under the influence of intoxicating liquor. Perhaps a level acceptable for air safety should be as low as 20 milligrams; this is substantially less than the alcohol level generally accepted for driving an automobile, but it gives appropriate weight to the greater complexity of aircraft operation and the effects of altitude.

An Advisory Circular could be issued which would provide guidelines to the public on the alcohol blood levels which would be present after drinking various kinds and quantities of alcoholic beverages, variations among individuals, and the passage of time.

Another method of control would be to prohibit a person from acting as a crewmember for some fixed period of time after consuming any alcoholic beverage.

Perhaps the time should be 8 hours for crewmembers of any aircraft and 12 hours for those who offer their services to the public for compensation or hire. Even these time intervals may not be long enough to assure recovery from excessive drinking and admittedly do not provide time for recovery from a hangover, but taken together with the present rule, § 91.11, such a provision would strengthen the regulations and its enforceability.

We would welcome comments on these proposals as well as any additional suggestions for solving the problem. We would also welcome suggestions on means of detecting the aftereffects of excessive drinking and preventing crewmembers from flying while their capacities are impaired by such aftereffects.

Issued in Washington, D.C., on June 25, 1965.

N. E. Halaby,
Administrator.

[F.R. Doc. 65-7291; Filed, July 12, 1965; 8:46 a.m.]

Notices

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

GENERAL PROCEDURES FOR GRAZING DISTRICT ADVISORY BOARD ELECTIONS

Correction of Reference Citations

The General Procedures for Grazing District Advisory Board Elections published in 30 F.R. 8170 contained several erroneous reference citations. In order to correct these errors the following revisions are made:

I. Paragraph C of section 1 is amended to read:

1. Definition of Terms; Qualification Requirements:

* * * * *

C. *Elector*. One who is qualified to elect. The qualifications of an elector are the same as those of a nominee except that he need not be from the precinct since voting is districtwide. An elector may cast only one vote for each district advisor position and vote only for candidates representing the class of livestock in which he predominates as defined under paragraph A of this section.

* * * * *

II. Paragraphs A and J of section 2 are amended to read:

2. General:

A. A person who has interests in more than one license or permit can vote only once in a given election except that in cases where the operations under each license or permit are distinctly separate entities or in situations where more than one district is involved, then paragraph J of this section shall apply.

* * * * *

J. A person who is a licensee or permittee in more than one district may participate in the election of district advisers in each district. In cases where he is not the sole holder of any such license or permit, then paragraph B or C of this section shall apply.

* * * * *

III. Subparagraph (3) of paragraph A under Option II is amended to read:

3. Optional Election Procedures:

* * * * *

OPTION II

* * * * *

(3) Nominations must be returned by the date shown on the notice, and within five (5) days of this date the nominations will be assembled and certified as to qualifications of the nominees and nominators by the judges previously selected in accordance with paragraph F of section 1 hereof.

* * * * *

CHARLES H. STODDARD,
Director.

JULY 7, 1965.

[F.R. Doc. 65-7332; Filed, July 12, 1965; 8:47 a.m.]

DEPARTMENT OF AGRICULTURE

Office of the Secretary

CALIFORNIA

Designation of Area for Emergency Loans

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

California	*Previous designation*
Imperial	29 F.R. 7612

Pursuant to the authority set forth above, emergency loans will not be made in the above-named county after June 30, 1966, except to applicants who previously received emergency or special livestock loan assistance and who can qualify under established policies and procedures.

Done at Washington, D.C., this 8th day of July 1965.

ORVILLE L. FREEMAN,
Secretary.

[F.R. Doc. 65-7362; Filed, July 12, 1965; 8:49 a.m.]

MONTANA

Designation of Areas for Emergency Loans

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

Montana	*Previous designation*
Cascade	29 F.R. 8123
Chouteau	29 F.R. 8123
Flathead	29 F.R. 8123
Glacier	29 F.R. 8123
Lewis and Clark	29 F.R. 9736
Pondera	29 F.R. 8123
Powell	29 F.R. 9736
Teton	29 F.R. 8123
Toole	29 F.R. 8123

Pursuant to the authority set forth above, emergency loans will not be made in the above-named counties after December 31, 1965, except to applicants who previously received emergency or special livestock loan assistance and who can qualify under established policies and procedures.

Done at Washington, D.C., this 8th day of July 1965.

ORVILLE L. FREEMAN,
Secretary.

[F.R. Doc. 65-7363; Filed, July 12, 1965; 8:50 a.m.]

DEPARTMENT OF COMMERCE

Maritime Administration

AMERICAN EXPORT ISBRANDTSEN LINES, INC.

Notice of Application for Approval of Certain Cruises

Notice is hereby given that American Export Isbrandtsen Lines, Inc., acting pursuant to Public Law 87-45, has applied to the Maritime Administration for approval of the following cruises by the "SS Independence," the "SS Constitution" and the "SS Atlantic":

Ship	Departs N.Y.	Arrives N.Y.	Ports of call
	1966	*1966*	
Atlantic	Jan. 7	Jan. 14	Nassau, Freeport (Bahama Islands).
Do	Jan. 14	Jan. 24	San Juan, St. Thomas, Nassau.
Independence	Jan. 21	Jan. 31	Curacao, San Juan, St. Thomas, St. Croix.
Atlantic	Jan. 24	Feb. 4	St. Thomas, Martinique, San Juan, Nassau.
Independence	Jan. 31	Feb. 11	Barbados, Martinique, St. Thomas, San Juan.
Atlantic	Feb. 4	Feb. 14	San Juan, St. Thomas, Nassau.
Independence	Feb. 11	Feb. 24	San Juan, St. Thomas, Martinique, Barbados, Trinidad, La Guaira, Curacao.
Atlantic	Feb. 14	Feb. 25	St. Thomas, Martinique, San Juan, Nassau.
Do	Feb. 25	Mar. 9	St. Thomas, Barbados, Trinidad, Martinique, San Juan.
Constitution	Apr. 2	Apr. 14	San Juan, St. Thomas, Martinique, Barbados, Trinidad, Curacao.
Atlantic	Apr. 7	Apr. 14	Bermuda.
Do	Sept. 3	Sept. 12	San Juan, St. Thomas, Nassau.
Constitution	Oct. 15	Oct. 28	Nassau, San Juan, St. Thomas, Guadeloupe, Barbados, Trinidad, Curacao.
Do	Oct. 29	Nov. 11	Nassau, San Juan, St. Thomas, Guadeloupe, Barbados, Trinidad, Curacao.
Atlantic	Nov. 12	Nov. 18	Nassau.
Do	Nov. 18	Nov. 28	San Juan, St. Thomas, Nassau.
Constitution	Dec. 6	Dec. 14	Nassau, San Juan, St. Thomas.
Do	Dec. 14	Dec. 21	San Juan, St. Thomas.
Atlantic	Dec. 22	Dec. 30	St. Thomas, San Juan.
		1967	
Constitution	Dec. 22	Jan. 3	Nassau, San Juan, St. Thomas, Guadeloupe, Barbados, Trinidad, Curacao.
Atlantic	Dec. 30	Jan. 6	Nassau, Freeport.

Any person, firm, or corporation having an interest, within the meaning of Public Law 87-45, in the foregoing who desires to offer data, views, and arguments should submit the same in writing, in triplicate to, the Secretary, Maritime Subsidy Board, Washington, D.C., 20235, by the close of business on July 26, 1965. In the event an opportunity to present oral argument is also desired, specific reason for such request should also be included. The Maritime Subsidy Board will consider these comments and views and take such action with respect thereto as in its discretion it deems warranted.

Dated: July 7, 1965.

By order of the Maritime Subsidy Board.

JAMES S. DAWSON, Jr.,
Secretary.

[F.R. Doc. 65-7336; Filed, July 12, 1965; 8:47 a.m.]

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Food and Drug Administration

BRITISH CELLOPHANE, LTD.

Notice of Filing of Petition for Food Additive

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 4B1460) has been filed by British Cellophane Ltd., Bath Road, Bridgwater, Somerset, England, proposing an amendment to § 121.2507 of the food additive regulations to provide for the use of sodium oleyl/cetyl sulfate mixture (65 percent of sodium oleyl sulfate and 35 percent of sodium cetyl sulfate) as an emulsifier in coatings for food-packaging cellophane.

Dated: July 7, 1965.

MALCOLM R. STEPHENS,
Assistant Commissioner for Regulations.

[F.R. Doc. 65-7346; Filed, July 12, 1965; 8:48 a.m.]

ATOMIC ENERGY COMMISSION

BYPRODUCT, SOURCE AND SPECIAL NUCLEAR MATERIALS IN QUANTITIES NOT SUFFICIENT TO FORM A CRITICAL MASS

Criteria for Guidance of States and AEC in Discontinuance of AEC Regulatory Authority and Assumption Thereof by States Through Agreement

The Commission has recently revised its regulations (10 CFR Parts 30, 40, 50, and 70) to redefine and clarify the scope of exemptions from licensing requirements which have been granted to certain Commission contractors and subcontractors.[1] As a result of these revisions, the Commission announced that it had under consideration an amendment of its "Criteria for Guidance of States and AEC in Discontinuance of AEC Regulatory Authority and Assumption Thereof by States Through Agreement," to provide for substantially equivalent exemptions from State licensing and regulatory requirements. Those Criteria, which were published in the FEDERAL REGISTER on March 24, 1961 (26 F.R. 2536), were developed to implement the program, authorized by section 274 of the Atomic Energy Act of 1954, as amended, for discontinuance of Commission regulatory authority over byproduct material, source material, and special nuclear material in quantities not sufficient to form a critical mass within States with which the AEC has effected an agreement.

The Criteria provide guidance and assistance to the States in developing a regulatory program which would be compatible with that of the Commission.[2]

The amendment to the Criteria under consideration was published in the FEDERAL REGISTER on May 25, 1965 (30 F.R. 7020), and would have added a new paragraph to the Criteria to provide that the State should provide exemptions for AEC contractors substantially equivalent to the four categories of contractors exempted from the Commission's licensing requirements. The fourth category would have been:

(d) Any other prime contractor or subcontractor when the AEC determines (i) that the exemption of such contractor or subcontractor from AEC regulations is authorized by law and (ii) that, under the terms of the contract or subcontract, there is adequate assurance that the work thereunder can be accomplished without undue risk to the public health and safety.

In view of comments thus far received from a number of States, the Commission is revising the fourth category of the amendment under consideration to include only such contractors or subcontractors as may be exempted upon joint determination of the State and the Commission. As amended, the amendment to the Criteria would read as follows:

28. *AEC contractors.* The State should provide exemptions for AEC contractors which are substantially equivalent to the following exemptions:

(a) Prime contractors performing work for the AEC at U.S. Government-owned or controlled sites;

(b) Prime contractors performing research in, or development, manufacture, storage, testing, or transportation of, atomic weapons or components thereof;

(c) Prime contractors using or operating nuclear reactors or other nuclear devices in a U.S. Government-owned vehicle or vessel; and

(d) Any other prime contractor or subcontractor when the State and the AEC jointly determine (i) that, under the terms of the contract or subcontract, there is adequate assurance that the work thereunder can be accomplished without undue risk to the public health and safety and (ii) that the exemption of such contractor or subcontractor is otherwise appropriate.

All interested persons who desire to submit written comments or suggestions should send them to the Secretary, U.S. Atomic Energy Commission, Washington, D.C., 20545, within 60 days after publication of this notice in the FEDERAL REGISTER. Comments received after that period will be considered if it is practicable to do so, but assurance of consideration cannot be given except as to comments filed within the period specified.

(Sec. 274, 73 Stat. 688; 42 U.S.C. 2021)

Dated at Washington, D.C., this 6th day of July 1965.

For the Atomic Energy Commission.

W. B. MCCOOL,
Secretary.

[F.R. Doc. 65-7283; Filed, July 12, 1965; 8:45 a.m.]

[1] The revisions were published as effective rules in the FEDERAL REGISTER on Oct. 20, 1964 (29 F.R. 14401). They became effective on Jan. 18, 1965.

[2] A copy of the Criteria is available for inspection at the Commission's Public Document Room at 1717 H St. NW., Washington, D.C., and copies may be obtained by addressing a request to the Director of Regulation, U.S. Atomic Energy Commission, Washington, D.C., 20545.

CIVIL AERONAUTICS BOARD

[Docket No. 14493]

EASTERN AIR LINES, INC.

Redesignation of Philadelphia, Pa.-Wilmington, Del.; Notice of Oral Argument

Notice is hereby given, pursuant to the provisions of the Federal Aviation Act of 1958, as amended, that oral argument in the above-entitled matter is assigned to be held on July 28, 1965, at 10 a.m., e.d.s.t., in Room 1027, Universal Building, Connecticut and Florida Avenues NW., Washington, D.C., before the Board.

Dated at Washington, D.C., July 8, 1965.

[SEAL] FRANCIS W. BROWN,
Chief Examiner.

[F.R. Doc. 65-7355; Filed, July 12, 1965; 8:49 a.m.]

[Docket No. 16009]

S.A. EMPRESA DE VIACAO AEREA RIO GRANDENSE (VARIG)

Notice of Postponement of Hearing

Notice is hereby given, pursuant to the provisions of the Federal Aviation Act of 1958, as amended, that the hearing in the above-entitled proceeding now assigned to be held on July 13, 1965, is postponed to July 27, 1965, at 10 a.m., e.d.s.t., in Room 607, Universal Building, Connecticut and Florida Avenues, NW.,

Washington, D.C., before the undersigned Examiner.

Dated at Washington, D.C., July 8, 1965.

[SEAL] WALTER W. BRYAN, *Hearing Examiner.*

[F.R. Doc. 65-7356; Filed, July 12, 1965; 8:49 a.m.]

[Docket No. 15433]

PANAMA AERONAUTICA, S.A.

Notice of Hearing

Notice is hereby given, pursuant to the provisions of the Federal Aviation Act of 1958, as amended, that the above-entitled proceeding is hereby assigned for hearing on July 21, 1965, at 10 a.m., e.d.s.t., in Room 607, Universal Building, Connecticut and Florida Avenues NW., Washington, D.C., before Examiner Leslie G. Donahue.

Dated at Washington, D.C., July 6, 1965.

[SEAL] LESLIE G. DONAHUE, *Hearing Examiner.*

[F.R. Doc. 65-7357; Filed, July 12, 1965; 8:49 a.m.]

[Docket No. 13494]

REOPENED NEW ENGLAND REGIONAL AIRPORT INVESTIGATION (NEW HAVEN-BRIDGEPORT PHASE)

Notice of Postponement of Prehearing Conference

On June 28, 1965, counsel for the city of New Haven requested an indefinite postponement of the prehearing conference in the above-entitled proceeding. Upon consideration of the matters set forth in counsel's request it is concluded that under the circumstances a postponement of indefinite duration cannot be justified, but that a postponement for a shorter period of approximately 3 weeks should be granted. Accordingly, the prehearing conference, heretofore assigned to be held in this proceeding on July 13, 1965, is hereby postponed and is now assigned to be held before the undersigned Examiner on August 4, 1965, at 10 a.m., e.d.s.t., in Room 1027, Universal Building, Connecticut and Florida Avenues NW., Washington, D.C.

The parties are advised that the title of this proceeding is officially changed and hereafter shall be known as "Reopened New England Regional Airport Investigation (New Haven-Bridgeport Phase)." All future references to this proceeding should be by the new title.

Dated at Washington, D.C., July 7, 1965.

[SEAL] RICHARD A. WALSH, *Hearing Examiner.*

[F.R. Doc. 65-7358; Filed, July 12, 1965; 8:49 a.m.]

FEDERAL COMMUNICATIONS COMMISSION

[Docket Nos. 15877, 15878; FCC 65M-885]

SMILES OF VIRGINIA, INC. AND PETERSBURG BROADCASTING CO.

Order Continuing Prehearing Conference

In re applications of Smiles of Virginia, Inc., Petersburg, Va., Docket No. 15877, File No. BPH-4641; Petersburg Broadcasting Co., Inc., Petersburg, Va., Docket No. 15878, File No. BPH-4700; for construction permits.

The Hearing Examiner having under consideration a motion filed on June 22, 1965, by Smiles of Virginia, Inc., requesting continuance of the prehearing conference in the above-entitled proceeding from July 14, 1965, to September 17, 1965, in order to allow time for action by the Commission on petition for rule making requesting the addition of Channel 237 to Petersburg, Va., filed on April 22, 1965, by Smiles of Virginia, Inc., and the preparation and filing of other documents by applicants, depending upon action taken relative to the petition for rule making; and

It appearing, that no objection to a grant of the requested continuance of the prehearing conference has been interposed and good cause has been shown for the grant thereof;

It is, therefore, ordered, This 7th day of July 1965, that the motion for continuance of the prehearing conference be and it is hereby granted; and the prehearing conference presently scheduled for July 14, 1965, be and it is hereby continued to September 17, 1965, at 10 a.m., in the offices of the Commission in Washington, D.C.

Released: July 7, 1965.

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

[F.R. Doc. 65-7365; Filed, July 12, 1965; 8:50 a.m.]

[Docket Nos. 16094—16100; FCC 65-612]

PIKE-MO BROADCASTING CO. ET AL.

Memorandum Opinion and Order Designating Applications for Oral Argument

In re applications of Donald E. Condee and Alfred L. Pezman, doing business as Pike-Mo Broadcasting Co., Louisiana, Mo., Docket No. 16094, File No. BPI-8; requests: 1390 kc, 500 w, Day; Great River Broadcasting, Inc., St. Louis, Mo., Docket No. 16095, File No. BPI-9; requests: 1380 kc, 5 kw, DA-N, U; Missouri Broadcasting, Inc., St. Louis, Mo., Docket No. 16096, File No. BPI-10; requests: 1380 kc, 5 kw, DA-N, U; Radio Thirteen-Eighty, Inc., St. Louis, Mo., Docket No. 16097, File No. BPI-11; requests: 1380 kc, 5 kw, DA-N, U; Thirteen-Eighty Radio Corp., St. Louis, Mo., Docket No. 16098, File No. BPI-12; requests: 1380 kc, 5 kw, DA-N, U; Clermont Broadcasting Co., St. Louis, Mo., Docket No. 16099, File No. BPI-13; requests: 1380 kc, 5 kw, DA-N, U; Victory Broadcasting Co., Inc., St. Louis, Mo., Docket No. 16100, File No. BPI-14; requests: 1380 kc, 5 kw, DA-2, U; for interim operation.

1. The Commission has before it for consideration the above-captioned and described applications, each requesting interim authority to operate a standard broadcast station pending the Commission's final determination with respect to pending applications for permanent authority filed in response to the Commission's public notice of April 1, 1965 (FCC 65-260), inviting proposals to operate on the frequency, 1380 kilocycles, which is being made available by the deletion of Station KWK, St. Louis, Mo. The Commission also has before it for consideration a petition for expeditious disposition of the applications filed by one of the applicants, Radio Thirteen-Eighty, Inc., and a petition to deny the above-captioned St. Louis proposals filed by Beloit Broadcasters, Inc., licensee of Station WBEL, South Beloit, Ill.

2. In its notice of April 1, the Commission indicated that it would consider joint applications (by applicants for permanent authority) or individual applications (by parties not seeking permanent authority) for interim authority to operate Station KWK's facilities. Radio Thirteen-Eighty, Inc., is a corporation in which the stockholders are seven other corporations which have tendered applications proposing permanent operation on 1380 kilocycles in St. Louis, Mo. Those seven corporations are the following:

Archway Broadcasting Corp.
Bi-State Radio, Inc.
Gateway Broadcasting Co.
Home State Broadcasting Corp.
Prudential Broadcasting Co.
Six-Eighty-Eight Broadcasting Co.
St. Louis Broadcasting Co.

Radio Thirteen-Eighty, Inc., indicates that its proposal is designed to accommodate participation of all applicants for permanent authority in its interim operation.

3. One applicant for interim authority, Clermont Broadcasting Co., has also tendered a separate application for permanent authority, but in connection with its interim proposal, invites the participation of other applicants. The application of Thirteen-Eighty Radio Corp. proposes interim operation only, but, at present, the principals of Thirteen-Eighty Radio Corp. are the same as the principals of KWK Broadcasting Corp.,

an applicant for permanent authority to operate on 1380 kilocycles.

4. The applications of Great River Broadcasting, Inc.; Missouri Broadcasting, Inc.; and the Victory Broadcasting Co., Inc., propose not only interim operation but also permanent operation of the facilities specified in their applications. These applicants also invite participation by the other applicants in their respective operations. The Pike-Mo Broadcasting Co. does not propose an operation on 1380 kilocycles in St. Louis, but proposes an operation on 1390 kilocycles in Louisiana, Mo., a community located approximately 72 miles northwest of St. Louis. Although the Pike-Mo interim proposal does not comply with the terms set forth in the Commission's public notice of April 1, 1965, inviting proposals for interim operation, in that it does not provide for participation by other interested parties and does not request operation on the KWK frequency, it conflicts with the other interim proposals and will, therefore, be designated for hearing in this proceeding.

5. In view of the conflicting proposals for interim operation and the willingness of most interested parties to participate in an interim operation, the Commission is referring this matter to the Review Board which will be empowered to approve an equitable formula for joint interim operation in the event it determines that an interim operation would serve the public interest.

6. Beloit Broadcasters, Inc., licensee of standard broadcast Station, WBEL, South Beloit, Ill. (1380 kc, 5 kw, DA-N, U), and applicant for authority to make changes in its nighttime directional antenna pattern (file number not assigned), alleges, in its petition to deny the St. Louis proposals, that the proposed operations must be regarded as applications for new facilities; that any of the St. Louis proposals would cause interference to WBEL, both day and night, and that Beloit Broadcasters, Inc., is entitled to a hearing on these applications in view of the fact that the operations proposed would result in a modification of the WBEL license. WBEL indicates that it interposes no objection to an alternative suggestion made by Clermont Broadcasting Co. which indicates the feasibility of an interim operation from the site of FM broadcast Station KCFM, St. Louis, from which a standard broadcast station could be operated on 1380 kilocycles with a power of 500 watts nighttime and one kilowatt daytime. The Commission makes no determination on this aspect of the matter at this time, but will name Beloit Broadcasters, Inc., a party to the proceeding ordered below. In considering the applications herein, the Review Board may be called upon to consider alternative sites as well as alternative proposals. Full authority will be delegated to the Review Board to authorize establishment of a satisfactory interim operation.

7. In view of the fact that there is a possibility that none of the applicants, as presently constituted, will be granted interim operating authority, the Commission reserves to the Review Board the authority to make the required finding of basic qualifications of the entity which shall be granted interim operating authority.

In view of the foregoing, *It is ordered*, This 7th day of July 1965, That the above-captioned applications are accepted for filing, and that, pursuant to sections 5(d) and 309(a) of the Communications Act of 1934, as amended, the above matters are designated for oral argument before the Review Board on July 15, 1965, at a time to be designated by subsequent order, on the following issues:

1. To determine whether interim operation either on 1380 kilocycles at St. Louis, Mo., or on 1390 kilocycles at Louisiana, Mo. (pending the Commission's final determination with respect to the pending applications for permanent authority) would serve the public interest, convenience, and necessity.

2. If the foregoing issue is decided affirmatively, to determine which, if any, of the above-captioned proposals, as existing or amended, for interim operation should be granted, and to determine the terms and conditions of the interim operation.

It is further ordered, That Beloit Broadcasters, Inc., licensee of Station WBEL, South Beloit, Ill., is made a party to the proceeding.

It is further ordered, That the petition to deny the applications for authority to operate in St. Louis, Mo., filed by Beloit Broadcasters, Inc., is granted to the extent indicated above and is denied in all other respects.

It is further ordered, That, should the parties to this proceeding agree to a formula for joint operation prior to the holding of Oral Argument, the Review Board shall be empowered to consider and act upon the merits of any such proposal, with due regard to the provisions of § 1.592 of the Commission's rules.

It is further ordered, That, if the parties fail to agree on the terms of a joint interim operation (as to the amount of their respective initial capital contributions, monthly contributions to operating expenses and station management), the Review Board is empowered to recommend an equitable formula for joint voluntary operation.

It is further ordered, That the petition of Radio Thirteen-Eighty, Inc., is hereby granted.

It is further ordered, That, to avail themselves of the opportunity to be heard, the applicants and party respondent hereto, in person or by attorney, shall, within five (5) days of the release of this order, file with the Commission an original and two (2) copies of a written appearance stating an intention to appear on the date fixed for the Oral Argument and present evidence on the issues specified in this order, and shall have until July 14, 1965, to file briefs or memoranda of law.

It is further ordered, That the above applicants for interim operation shall, pursuant to section 311(a)(2) of the Communications Act of 1934, as amended, forthwith cause to be published in a daily newspaper of general circulation in St. Louis, Mo. (Pike-Mo Broadcasting Co. shall accomplish publication in Louisiana, Mo.) a notice of the hearing, either individually or jointly. Following such publication the applicant shall forthwith file a statement in triplicate setting forth the date of publication and text thereof. The notice of hearing shall include the names of the applicants, frequency and location of the proposed interim operation, time and place of the Oral Argument and the issues specified in this order.

Released: July 8, 1965.

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

[F.R. Doc. 65-7364; Filed, July 12, 1965; 8:50 a.m.]

[FCC 65-610]

STANDARD BROADCAST APPLICATIONS READY AND AVAILABLE FOR PROCESSING

JULY 8, 1965.

Notice is hereby given, pursuant to § 1.571(c) of the Commission rules, that on August 18, 1965, the standard broadcast applications listed in the attached Appendix will be considered as ready and available for processing. Pursuant to §§ 1.227(b)(1) and 1.591(b) of the Commission's rules, an application, in order to be considered with any application appearing on the attached list or with any other application on file by the close of business on August 17, 1965, which involves a conflict necessitating a hearing with an application on this list, must be substantially complete and tendered for filing at the offices of the Commission in Washington, D.C., by whichever date is earlier: (a) The close of business on August 17, 1965, or (b) the earlier effective cutoff date which a listed application or any other conflicting application may have by virtue of conflicts necessitating a hearing with applications appearing on previous lists.

The attention of any party in interest desiring to file pleadings concerning any pending standard broadcast application pursuant to section 309(d)(1) of the Communications Act of 1934, as amended, is directed to § 1.580(i) of the Commission rules for provisions governing the time of filing and other requirements relating to such pleadings.

Adopted: July 7, 1965.

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

APPENDIX

Applications from the top of the processing line:

BP-16183 NEW, Selinsgrove, Pa.
B&K Broadcasting Co.
Req: 1240 kc, 250 w, U.

BP-16347 WWRL, New York, N.Y.
WWRL, Inc.
Has: 1600 kc, 5 kw, DA-1, U.
Req: 1600 kc, 5 kw, DA-2, U.

BP-16556 NEW, Wilkesboro, N.C.
Wilkes County Radio.
Req: 1240 kc, 100 w, U.

BP-16561 NEW, Bryson City, N.C.
Swain County Broadcasting.
Req: 1590 kc, 500 w, Day.

BP-16563 WNCT, Greenville, N.C.
Roy H. Park Radio, Inc.
Has: 1590 kc, 1 kw, 5 kw-LS, DA-N, U.
Req: 1070 kc, 10 kw, DA-2, U.

BP-16569 NEW, Black Mountain, N.C.
Swannanoa Valley Broadcasting Co.
Req: 1350 kc, 500 w, Day.

BP-16572 NEW, Piedmont, Mo.
Wayne County Broadcasting Co.
Req: 1140 kc, 250 w, Day.

BP-16575 WKDE, Altavista, Va.
Altavista Broadcasting Corp.
Has: 1280 kc, 500 w, Day.
Req: 1000 kc, 1 kw, Day.

BP-16576 WGOO, Georgetown, S.C.
Coast Broadcasting Co.
Has: 1470 kc, 500 w, Day.
Req: 1470 kc, 1 kw, Day.

BP-16577 KRIB, Mason City, Iowa.
Mason City Broadcasting Corp.
Has: 1490 kc, 250 w, U.
Req: 1490 kc, 250 w, 1 kw-LS, U.

BP-16578 KTLO, Mountain Home, Ark.
Mountain Home Broadcasting Corp.
Has: 1490 kc, 250 w, U.
Req: 1240 kc, 250 w, 1 kw-LS, U.

BP-16580 NEW, Kingstree, S.C.
Williamsburg County Broadcasting Co.
Req: 1090 kc, 1 kw, Day.

BP-16581 NEW, Dumas, Ark.
Alan W. Eastham, Mrs. T. W. Eastham, and Thomas O. Graves.
Req: 1560 kc, 500 w, Day.

BP-16585 WVOZ, Carolina, P.R.
International Broadcasting Corp.
Has: 1400 kc, 250 w, U.
Req: 1400 kc, 250 w, 500 w-LS, U.

BP-16586 NEW, Friona, Tex.
Parmer County Broadcasting Co.
Req: 1070 kc, 250 w, Day.

BP-16587 KSEY, Seymour, Tex.
William C. Moss.
Has: 1230 kc, 250 w, S. H.
Req: 1230 kc, 250 w, 1 kw-LS, S.H.

BP-16600 WKMK, Blountstown, Fla.
Apalachicola Valley Broadcasting Co.
Has: 1370 kc, 500 w, Day.
Req: 1000 kc, 1 kw, Day.

BP-16602 NEW, New Castle, Pa.
Lawrence County Broadcasting Corp.
Req: 1140 kc, 5 kw, DA, Day.

BP-16603 NEW, Kettering, Ohio.
Kittyhawk Broadcasting Corp.
Req: 1140 kc, 1 kw, DA, Day.

BP-16604 NEW, Ayden, N.C.
John C. Hall.
Req: 1070 kc, 1 kw, Day.

BP-16605 WBCA, Bay Minette, Ala.
Faulkner Radio, Inc.
Has: 1150 kc, 1 kw, Day.
Req: 1110 kc, 10 kw, DA(CH), Day.

BP-16606 WLBA, Gainesville, Ga.
Hall County Broadcasting Co.
Has: 1580 kc, 5 kw, 1 kw(CR), Day.
Req: 1130 kc, 10 kw, 1 kw(CR), Day.

BP-16607 KUDU, Ventura, Calif.
Tri-Counties Public Service, Inc.
Has: 1590 kc, 1 kw, DA-1, U.
Req: 1590 kc, 1 kw, 5 kw-LS, DA-2, U.

BP-16609 NEW, Huntsville, Ala.
Tennessee Valley Broadcasting Co., Inc.
Req: 1000 kc, 10 kw, DA, Day.

BP-16610 WKTE, King, N.C.
Stokes County Broadcasting Co.
Has: 1090 kc, 500 w, Day.
Req: 1090 kc, 5 kw, DA, Day.

BP-16612 WBBY, Wood River, Ill.
Madison County Broadcasting Co., Inc.
Has: 590 kc, 1kw, 500 w-LS, DA-2, U.
Req: 590 kc, 1 kw, 5 kw-LS, DA-2, U.

BP-16614 NEW, Lakeport, Calif.
Lake County Broadcasting Co.
Req: 1270 kc, 500 w, Day.

BP-16615 NEW, Newberry, Mich.
Newberry Broadcasting Co.
Req: 1450 kc, 250 w, 500 w-LS, U.

BP-16616 KXRX, San Jose, Calif.
San Jose Broadcasting Co.
Has: 1500 kc, 1 kw, 5 kw-LS, DA-2, U.
Req: 1500 kc, 5 kw, 10 kw-LS, DA-2, U.

BP-16617 KCLR, Ralls, Tex.
KCLR, Inc.
Has: 1530 kc, 1 kw, Day.
Req: 1530 kc, 5 kw, 1 kw(CH), Day.

BP-16618 NEW, Monroe, Wash.
KJRD, Inc.
Req: 1510 kc, 250 w, Day.

BP-16620 NEW, Pickens, S.C.
Pick Radio Co.
Req: 1540 kc, 1 kw, Day.

BP-16621 NEW, Hartsville, Tenn.
Hartsville Broadcasting Corp.
Req: 1090 kc, 250 w, Day.

BP-16625 WQIZ, St. George, S.C.
WQIZ, Inc.
Has: 1300 kc, 500 w, Day.
Req: 810 kc, 5 kw, Day.

BP-16626 WYCL, York, S.C.
York-Clover Broadcasting Co., Inc.
Has: 1580 kc, 250 w, Day.
Req: 980 kc, 1 kw, DA, Day.

BP-16627 KCOG, Centerville, Iowa.
Hope Co., Inc.
Has: 1400 kc, 100 w, 500 w-LS, U.
Req: 1400 kc, 250 w, 500 w-LS, U.

BP-16629 NEW, Rochelle, Ill.
Tilton Publications, Inc.
Req: 1060 kc, 250 w, DA, Day.

BP-16630 KGKO, Benton, Ark.
Bridges Broadcasting Service.
Has: 1690 kc, 1 kw, Day.
Req: 850 kc, 1 kw, Day.

BP-16631 NEW, Garner, N.C.
Edward G. Atsinger III.
Req: 1000 kc, 250 w, Day.

BP-16632 NEW, Trenton, Tenn.
Gibco Broadcasting Corp.
Req: 1530 kc, 250 w, Day.

BP-16633 WBZB, Selma, N.C.
WBZB Broadcasting Service, Inc.
Has: 1510 kc, 500 w, Day.
Req: 1090 kc, 1 kw, Day.

BP-16637 NEW, Preston, Minn.
Obed S. Borgen.
Req: 1060 kc, 500 w, Day.

BP-16640 NEW, Central Point, Oreg.
James L. Hutchens.
Req: 1400 kc, 250 w, U.

BP-16641 KEZY, Anaheim, Calif.
KEZY Radio, Inc.
Has: 1190 kc, 1 kw, DA-1, U.
Req: 1190 kc, 5 kw, DA-N, U.

BP-16642 NEW, Exeter, N.H.
Coastal Broadcasting Co., Inc.
Req: 1540 kc, 1 kw, Day.

BP-16643 WXIV, Windermere, Fla.
American Homes Stations, Inc.
Has: 1480 kc, 1 kw, Day.
Req: 1480 kc, 5 kw, DA, Day.

BP-16644 WQIK, Jacksonville, Fla.
Rowland Broadcasting Co., Inc.
Has: 1280 kc, 5 kw, Day.
Req: 1090 kc, 50 kw, 10 kw(CH), DA-2, Day.

BP-16650 WBIB, Centreville, Ala.
Voice of the Mid-South Broadcasting Co.
Has: 1590 kc, 1 kw, Day.
Req: 1110 kc, 1 kw, Day.

BP-16652 NEW, Mayville, N. Dak.
Francis J. Phelan.
Req: 1520 kc, 250 w, Day.

BP-16668 KCCR, Pierre, S. Dak.
Capitol Broadcasting, Inc.
Has: 1240 kc, 250 w, U.
Req: 1240 kc, 250 w, 1 kw-LS, U.

BP-16683 KLCB, Libby, Mont.
Lincoln County Broadcasters, Inc.
Has: 1230 kc, 250 w, U.
Req: 1230 kc, 250 w, 1 kw-LS, U.

BP-16688 KOZY, Grand Rapids, Minn.
Itasca Broadcasting Co.
Has: 1490 kc, 250 w, U.
Req: 1490 kc, 250 w, 1 kw-LS, U.

BP-16692 NEW, Kingsport, Tenn.
J. T. Parker, Jr.
Req: 1090 kc, 1 kw, Day.

BP-16696 WRLD, Lanett, Ala., and West Point, Ga.
Valley Broadcasting Co., Inc.
Has: 1490 kc, 250 w, U.
Req: 1490 kc, 250 w, 1 kw-LS, U.

BP-16716 WLCO, Eustis, Fla.
Carroll Barringer.
Has: 1240 kc, 250 w, U.
Req: 1240 kc, 250 w, 1 kw-LS, U.

BP-16719 NEW, Anthony, Kans.
Harper County Broadcasting Co.
Req: 1130 kc, 1 kw, DA, Day.

BP-16727 NEW, Waupun, Wis.
Radio Waupun.
Req: 1170 kc, 250 w, Day.

BP-16775 WWBD, Bamberg-Denmark, S.C.
William V. Whetstone, Jr.
Has: 790 kc, 1 kw, Day.
Req: Change antenna-transmitter location and make changes in antenna system.

[F.R. Doc. 65-7366; Filed, July 12, 1965; 8:50 a.m.]

FEDERAL POWER COMMISSION

[Docket No. CP65-425]

NATURAL GAS PIPELINE CO. OF AMERICA

Notice of Application

JULY 6, 1965.

Take notice that on June 30, 1965, Natural Gas Pipeline Co., of America (Applicant), 122 South Michigan Avenue, Chicago, Ill., 60603, filed in Docket No. CP65-425 an application pursuant to section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the acquisition, construction, and operation of facilities to enable Applicant to purchase and receive gas produced from the Santa Fe, Santa Fe East, Santa Fe South, and Todos Santos Fields, Brooks and Hidalgo Counties, Tex., all as more fully set forth in the application on file with the Commission and open to public inspection.

Applicant proposes to acquire 5.2 miles of 8-inch high-pressure pipeline from Humble Oil & Refining Co. (Humble), at a cost of $84,639, and to construct a measuring station and tap at an estimated cost of $24,000. The proposed facilities will enable Applicant to purchase and receive gas produced from the above fields under a gas sales contract dated May 20, 1965, between Applicant and Humble. The available reserves under the contract are estimated to be 197,683 MMcf.

Applicant states that it will pay for the acquisition and construction of the facilities with funds on hand.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington, D.C., 20426, in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) and the regulations under the Natural Gas Act (157.10) on or before July 30, 1965.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act and the Commission's rules of practice and procedure, a hearing will be held without further notice before the Commission on this application if no protest or petition to intervene is filed within the time required herein, and the Commission on its own review of the matter finds that a grant of the certificate is required by the public convenience and necessity. If a protest or petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

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

JOSEPH H. GUTRIDE,
Secretary.

[F.R. Doc. 65-7294; Filed, July 12, 1965; 8:46 a.m.]

[Docket No. CP62-85]

NORTHERN NATURAL GAS CO.

Notice of Petition to Amend

JULY 6, 1965.

Take notice that on June 18, 1965, Northern Natural Gas Co. (Petitioner), 2223 Dodge Street, Omaha, Nebr., filed in Docket No. CP62-85 a petition to amend the certificate of public convenience and necessity issued by the Commission in said docket on September 30, 1963, which certificate authorized Petitioner to construct and operate certain facilities and to initiate natural gas service to 76 communities, including a sale to Milwaukee Gas Light Co. (Milwaukee) for resale to Camp McCoy, Wis.

Petitioner had expected that the measuring station for the service to Camp McCoy would be in operation by the Fall of 1964. Milwaukee has now advised Petitioner that it has not received the necessary contracts to sell and distribute gas at Camp McCoy.

Petitioner therefore requests that the authorized measuring station and the first, second, and third year contract demand volumes (60 Mcf, 154 Mcf and 273 Mcf, respectively) for Camp McCoy be deleted from the certificate of public convenience and necessity.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington, D.C., 20426, in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) and the regulations under the Natural Gas Act (157.10) on or before July 30, 1965.

JOSEPH H. GUTRIDE,
Secretary.

[F.R. Doc. 65-7295; Filed, July 12, 1965; 8:46 a.m.]

[Docket No. CP65-423]

TEXAS GAS TRANSMISSION CORP.

Notice of Application

JULY 6, 1965.

Take notice that on June 28, 1965, Texas Gas Transmission Corp. (Applicant), Post Office Box 1160, Owensboro, Ky., 42301, filed in Docket No. CP65-423 an application pursuant to section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the construction and operation of approximately 36.3 miles of 20-inch pipeline and one meter station to connect a new gas supply to Applicant's pipeline system, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

The proposed pipeline would extend from a point on Applicant's pipeline eight miles north of its Lafayette, La., Compressor Station to a delivery point in Vermilion Parish, La. The application states that Union Oil of California (Union) has dedicated to Applicant certain natural gas reserves in the North Fresh Water Bayou Field, Vermilion Parish, La., and that there are presently 225 billion cubic feet of natural gas reserves developed. Under the contract, Union has dedicated 1¼ trillion cubic feet of gas and has given Applicant the option to acquire any reserves developed in excess of such 1¼ trillion cubic feet.

Applicant states that the price for this gas will be 20.625 cents per Mcf, tax inclusive, until December 31, 1976. The gas will be delivered to Applicant by Union at a central point in the North Fresh Water Bayou Field.

The estimated cost of the facilities to be constructed by Applicant is $3,538,000, which will be financed from cash on hand.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington, D.C., 20426, in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) and the regulations under the Natural Gas Act (157.10) on or before July 30, 1965.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act and the Commission's rules of practice and procedure, a hearing will be held without further notice before the Commission on this application if no protest or petition to intervene is filed within the time required herein, and the Commission on its own review of the matter finds that a grant of the certificate is required by the public convenience and necessity. If a protest or petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

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

JOSEPH H. GUTRIDE,
Secretary.

[F.R. Doc. 65-7296; Filed, July 12, 1965; 8:46 a.m.]

[Docket No. CP65-422]

UNITED NATURAL GAS CO.

Notice of Application

JULY 6, 1965.

Take notice that on June 28, 1965, United Natural Gas Co. (Applicant), 308 Seneca Street, Oil City, Pa., 16301, filed in Docket No. CP65-422 an application pursuant to section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the replacement of approximately 13,900 feet of 3-inch pipeline with 6-inch pipe in Williamsfield and Andover Townships, Ashtabula County, Ohio, and to use such pipe and approximately 11,766 feet of 4-inch pipe connected thereto for the transportation of natural gas to Applicant's retail market in the Andover, Ohio, area, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Applicant states that the proposed replacement with larger diameter pipe will result in the delivery of gas to its Andover distribution plant at an increased pressure which is required to render adequate, uninterrupted service to its present Andover customers under winter conditions.

The total cost of the proposed construction is estimated to be $81,762, which will be financed by Applicant from construction funds on hand.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington, D.C., 20426, in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) and the regulations under the Natural Gas Act (157.10) on or before July 30, 1965.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act and the Commission's rules of practice and procedure, a hearing will be held without further notice before the Commission on this application if no protest or petition to intervene is filed within the time required herein, and the Commission on its own review of the matter finds that a grant of the certificate is required by the public convenience and necessity. If a protest or petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

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

JOSEPH H. GUTRIDE,
Secretary.

[F.R. Doc. 65-7297; Filed, July 12, 1965; 8:46 a.m.]

SECURITIES AND EXCHANGE COMMISSION

[01-38]

COTTER & CO.

Notice of Application and Opportunity for Hearing

JULY 6, 1965.

Notice is hereby given that Cotter & Co. ("Company") a Delaware corporation, has filed an application pursuant to section 12(h) of the Securities Exchange Act of 1934, as amended ("Act"), for an order of the Commission exempting the Company from the provisions of section 12(g) of the Act. Exemption from section 12(g) will have the additional effect of exempting the Company from sections 13 and 14 of the Act and any officer, director or beneficial owner of more than 10 percent of any class of equity security of the Company from section 16 thereof.

Section 12(g) of the Act requires the registration of the equity security of every issuer which is engaged in, or in a business affecting interstate commerce, or whose securities are traded by use of the mails or any means or instrumentality of interstate commerce and, on the last day of its fiscal year, has total assets exceeding $1,000,000, and a class of equity security held of record

initially by 750 or more persons, and after July 1, 1966, by 500 or more persons.

Section 12(h) empowers the Commission to exempt, in whole or in part, any issuer or class of issuers from the registration, periodic reporting and proxy solicitation provisions and to grant exemptions from the insider reporting and trading provisions of the Act if the Commission finds, by reason of the number of public investors, amount of trading interest in the securities, the nature and extent of the activities of the issuer, or otherwise, that such exemption is not inconsistent with the public interest or the protection of investors.

On November 21, 1962, the Company filed a registration statement under the Securities Act of 1933 covering 6 percent Promissory (Subordinated) Notes, Series 1 and shares of Class A Common Stock it proposed to offer. The registration statement became effective on February 21, 1963, and is incorporated in the application by reference. The Company files periodic reports with the Commission pursuant to the provisions of section 15(d) of the Securities Exchange Act.

The registration statement of the Company states, in part: 1. The Company is a retail dealer-owned wholesaler of hardware products. For the fiscal year 1964 the Company's net sales were divided among the following classes of merchandise in the proportions indicated: Plumbing and electrical supplies—15 percent; portable electric appliances—17 percent; hand and power tools—15 percent; sporting goods and toys—16 percent; housewares—18 percent; general hardware—15 percent; and other—4 percent.

2. The Company's sales of merchandise are made exclusively to shareholder-dealers, each of whom is the owner of 10 shares of Class A Common Stock of the Company. In line with the Company's underlying policy that each shareholder-dealer shall have equal voice in the management of the Company, and since only the Class A Common Stock of the Company carries the right to vote, no shareholder-dealer may become the owner of more than 10 shares of Class A Common Stock.

3. From gross sales of $311,000 in 1948 the Company reached gross sales of $65,311,000 in 1964. This expansion has given rise to the need for a larger permanent invested capital from shareholder-dealers than that provided by the initial unit of 10 Class A Common Shares. The Board of Directors has devised a program for meeting this need by adopting a bylaw providing for the payment of yearend patronage refunds, after payment of 20 percent of such patronage refunds in cash, (a) in 6 percent Promissory (Subordinated) Notes, Series P, and (b) Class B nonvoting Common Stock based on $100 per share par value thereof, to the extent of 1 percent of the dealer's net purchase of merchandise from the Company for the year (except in unusual circumstances of individual hardship, in which case the Board reserves the right to make payments in cash). The obligation to take a portion of patronage refunds in Class B Common Stock is effective for 5 years, provided, however, that in case a dealer's aggregate distribution of Class B Common Stock during the 5-year period does not equal a minimum of $1,000 par value of such stock, the period is automatically extended until the minimum has been so distributed. The 5-year period for which a stockholder-dealer is obligated to receive a portion of patronage refunds in Class B Common Stock may be increased by the Board of Directors if the Board determines such action to be necessary for the prudent and proper operation of the Company. The 5-year period may be increased from 5 years to a greater number of years or extended on a year-to-year basis.

4. Whenever any shareholder may desire to dispose in any manner, by sale, gift, or otherwise, of all or any part of his shares of either class of Common Stock, and whenever any shareholder dies or suffers any other event giving rise to voluntary or involuntary transfer, by operation of law or otherwise, of all or part of his said shares, the Company is given the option exercisable within (90) days following the date upon which it receives written notice from the shareholder, his heirs, executors, personal representatives, or other party in interest, as the case may be, of the intended disposition or of the death of the shareholder or other event giving rise to voluntary or involuntary transfer of the shares, to repurchase all shares referred to in the notice. The option price in the case of either class of Common Stock is the book value thereof as of the date of exercise of the option. Any disposition or attempted disposition or transfer, voluntary or involuntary, of Common shares of the Company is null and void and confers no rights upon the transferee unless and until the Company has been given the required notice and has failed to exercise its option to purchase within the specified time.

5. The Company will furnish to each stockholder an annual report, including certified financial statements, within a reasonable period following the close of each fiscal year.

The application of the Company states, in part: 1. While the Company's Articles of Incorporation and bylaws discuss the payment of dividends on the Company's Class A and Class B Common Stock and provide for authority of the Board of Directors to issue such dividends, the Company has in fact never paid a dividend on any of said securities nor does it plan to pay dividends on either of said classes of stock. The Company distributes all of its earnings in the form of patronage refunds to its member dealers. This type of distribution is in accordance with the underlying policy of the Company to benefit its member dealers in the form of the lowest net cost of hardware merchandise purchased from the Company based upon and related to the relative amount of purchases made by each of its member dealers. Payment of dividends on the Company's Common Stock, in addition to having Federal income tax consequences less advantageous than those afforded by the payment of patronage refunds, would defeat this underlying policy of the Company.

2. There exists no trading interest by the public in the securities of the issuer; because of the nature of the business operation of the issuer, i.e., the distribution of all of its net earnings in the form of patronage refunds, it would seem most likely that there would never be any such trading interest in the Company's securities. The nature of the business activities of the issuer is such that purchase of the Company's Common Stock is only available to retail hardware dealers who desire to become members of the issuer, which functions generally in the "cooperative" form.

3. The Company has waived a hearing in connection with the matter.

For a more detailed statement of the matters of fact and law asserted, all persons are referred to said application which is on file in the offices of the Commission at 425 Second Street NW., Washington, D.C.

Notice is further given that an order granting an exemption under section 12(h) from the provisions of section 12(g) of the Act, may be issued by the Commission at any time on or after July 29, 1965, unless prior thereto a hearing upon the application is ordered by the Commission upon request or upon its own motion. Any interested person may, not later than July 27, 1965, at 5:30 p.m., e.d.s.t., in writing, submit to the Commission his views or any additional facts bearing upon this application or the desirability of a hearing thereon. Any such communication or request should be addressed: Secretary, Securities and Exchange Commission, 425 Second Street NW., Washington, D.C., 20549, and should state briefly the nature of the interest of the person submitting such information or requesting a hearing, the reasons for such request, and the issues of fact and law raised by the application which he desires to controvert.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F.R. Doc. 65-7292; Filed, July 12, 1965; 8:46 a.m.]

[File No. 01-33]

SANTA ANA VALLEY IRRIGATION CO.

Notice of Application and Opportunity for Hearing

JULY 6, 1965.

Notice is hereby given that the Santa Ana Valley Irrigation Co. ("Company"), Orange, Calif., has filed an application pursuant to section 12(h) of the Securities Exchange Act of 1934, as amended ("Act"), for a finding that by reason of the limited amount of trading interest in its securities and the nature and extent of its activities, an exemption from the registration provisions of section 12(g) of the Act would not be inconsistent with the public interest or the protection of investors. Exemption from section 12(g) will have the additional effect of exempting the company from sections 13 and 14 of the Act and any

officer, director or beneficial owner of more than 10 percent of the Company's equity security from section 16 thereof.

Section 12(g) of the Act requires the registration of the equity security of every issuer which is engaged in, or in a business affecting interstate commerce, or whose securities are traded by use of the mails or any means or instrumentality of interstate commerce and, on the last day of its fiscal year, has total assets exceeding $1,000,000, and a class of equity security held of record initially by 750 or more persons, and after July 1, 1966, by 500 or more persons.

Section 12(h) empowers the Commission to exempt, in whole or in part, any issuer or class of issuers from the registration, periodic reporting and proxy solicitation provisions and to grant exemptions from the insider reporting and trading provisions of the Act if the Commission finds, by reason of the number of public investors, amount of trading interest in the securities, the nature and extent of the activities of the issuer, or otherwise, that such exemption is not inconsistent with the public interest or the protection of investors.

The Company's application states, in part: The Company was incorporated in California in 1877, as a nonprofit mutual water company to provide water for irrigation purposes to owners of land in the Rancho Santiago de Santa Ana, County of Orange, State of California. As of December 31, 1964, it had total assets of $1,276,825 and had 9,755.75 shares outstanding held by 1,749 stockholders.

Of the Company's outstanding stock 8,719.64 shares are appurtenant to land and can be transferred only with the land to which they are attached. However, by following procedures specified in the Company's bylaws, stockholders may alter the status of their stock so that shares may be transferred without a simultaneous transfer of land. During the year ended December 31, 1964, 46 transfers for the purpose of removing stock from its attachment to land, involving a total of 392.47 shares, were recorded. In the same period, only 4 transfers involving 23.63 shares took place with respect to the 1,036.11 shares of the Company's stock which are not appurtenant to land. There is no market for the Company's stock.

Shareholders annually receive reports of the Company containing certified financial statements.

For a more detailed statement of the information presented, all persons are referred to said application which is on file in the offices of the Commission at 425 Second Street NW., Washington, D.C.

Notice is further given that any interested person may, not later than July 27, 1965, submit to the Commission in writing his views or any additional facts bearing upon this application or the desirability of a hearing thereon. Any such communication or request should be addressed: Secretary, Securities and Exchange Commission, 425 Second Street NW., Washington, D.C., 20549, and should state briefly the nature of the interest of the person submitting such information or requesting a hearing, the reason for such request, and the issues of fact and law raised by the application which he desires to contravene. At any time after said date, an order granting the application may be issued by the Commission unless an order for hearing upon said application be issued upon request or upon the Commission's own motion.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F.R. Doc. 65-7293; Filed, July 12, 1965; 8:46 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 10 percent of the total number of factory production workers for normal labor turnover purposes. The effective and expiration dates are indicated.

Armored Garments, Inc., Route 3, Marion, N.C.; effective 6-16-65 to 6-15-66 (men's and boys' dungarees).

The Arrow Co., Division of Cluett, Peabody & Co., Inc., Gilbert, Minn.; effective 6-24-65 to 6-23-66 (collars and cuffs for men's dress shirts).

Atwood, Inc., Sparta, N.C.; effective 6-23-65 to 6-22-66 (men's and boys' pants).

Blackville Manufacturing Corp., Blackville, S.C.; effective 6-21-65 to 6-20-66 (ladies' blouses and dresses).

Burlington Manufacturing Co., 111 West 3d Street, Chanute, Kans., effective 6-23-65 to 6-22-66 (overalls and outerwear jackets).

Burlington Manufacturing Co., Miami, Okla.; effective 6-22-65 to 6-21-66 (dungarees and pants).

Forest Hills Sportswear Co., Lawrenceburg, Tenn.; effective 6-25-65 to 6-24-66 (men's dress trousers).

Freeland Manufacturing Co., 156 Ridge Street, Freeland, Pa.; effective 6-19-65 to 6-18-66 (men's and boys' sport jackets, men's work clothes and work uniforms).

Giles Manufacturing Corp., Narrows, Va.; effective 6-18-65 to 6-17-66 (children's knit shirts, boys' outerwear jackets and infants' creepers).

Charles W. Henson Garment Manufacturing Co., Inc., Monroe, Ga.; effective 6-17-65 to 6-16-66 (men's and boys' dress and casual trousers).

Lakeland Manufacturing Co., 1120 Maryland Avenue, Sheboygan, Wis.; effective 6-29-65 to 6-28-66 (men's, boys' and juniors' outerwear jackets).

McCreary Manufacturing Co., Inc., Stearns, Ky.; effective 6-26-65 to 6-25-66 (men's shirts and ladies' blouses).

Monroe Industries, Tellico Plains, Tenn.; effective 6-15-65 to 6-14-66 (men's and boys' sport shirts).

Monticello Manufacturing Co., Inc., Monticello, Ky.; effective 6-18-65 to 6-17-66 (men's sport shirts and ladies' tailored blouses).

Phillips-Van Heusen Corp., Clio, Ala.; effective 6-21-65 to 6-20-66 (sport and dress shirts).

Savada Brothers, Inc., 115-121 Mulberry Street, Millville, N.J.; effective 6-23-65 to 6-22-66 (boys' sport shirts).

Henry I. Siegel Co., Inc., Gleason, Tenn.; effective 6-23-65 to 6-22-66 (men's and boys' single pants).

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., Post Office Box 232, Mebane, N.C.; effective 6-26-65 to 6-25-66; 10 learners (children's dresses and blouses).

Burlington Manufacturing Co., Pleasant Hill, Mo.; effective 6-16-65 to 6-15-66; 10 learners (shirts).

Freeland Dress Co., Inc., 721 Birkbeck Street, Freeland, Pa.; effective 6-16-65 to 6-15-66; 5 learners (girls' dresses).

Savada Brothers, Inc., 36-46 South Laurel Street, Bridgeton, N.J.; effective 6-23-65 to 6-22-66; 10 learners (boys' sport shirts).
effective 6-18-65 to 6-17-66; 10 learners

Sharlan Co., Box 485, Fountain Inn, S.C., (boys' and men's knit shirts).

V & C Frocks, corner Mill Street and 7th Avenue, Carbondale, Pa.; effective 6-26-65 to 6-25-66; 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.

Blue Ridge Manufacturers, Inc., Anniston, Ala.; effective 6-18-65 to 12-17-65; 80 learners (men's and boys' work jeans and dress pants).

Covco Garment Co., Covco and Iris Drive, Sparta, Tenn.; effective 6-21-65 to 12-20-65; 25 learners (men's coveralls).

Giles Manufacturing Corp., Narrows, Va.; effective 6-18-65 to 12-17-65; 10 learners (children's knit shirts, boys' outerwear jackets and infants' creepers).

Henson Garment Co., 450 East Hancock Avenue, Athens, Ga.; effective 6-14-65 to 12-13-65; 30 learners (men's and boys' dungarees).

Mar-Bax Shirt Co., Inc., Gassville, Ark.; effective 6-16-65 to 12-15-65; 50 learners (men's dress shirts).

Monroe Industries, Tellico Plains, Tenn.; effective 6-19-65 to 12-18-65; 100 learners (men's and boys' sport shirts).

Levi Strauss & Co., Post Office Box 1100, McArthur Road, Maryville, Tenn.; effective 6-22-65 to 12-21-65; 200 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).

Southern Glove Manufacturing Co., Inc., Conover, N.C.; effective 6-23-65 to 6-22-66; 10 percent of the total number of machine stitchers for normal labor turnover purposes (work gloves).

Hosiery Industry Learner Regulations (29 CFR 522.1 to 522.9, as amended, and 29 CFR 522.40 to 522.43, as amended).

Lawler Hosiery Mills, Inc., 301 Bradley Street, Carrollton, Ga.; effective 6-18-65 to 6-17-66; 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).

The Arrow Co., Division of Cluett, Peabody & Co., Inc., Plant No. 1, Garfield and Adams Avenue, Eveleth, Minn.; effective 6-24-65 to 6-23-66; 5 percent of the total number of factory production workers for normal labor turnover purposes (men's underwear and pajama pants) (replacement certificate).

Cherrybell Manufacturing Corp., 1720 South Cherrybell Stravenue, Tucson, Ariz.; effective 6-18-65 to 6-17-66; 5 learners for normal labor turnover purposes (ladies' undergarments).

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 25th day of June 1965.

ROBERT G. GRONEWALD,
Authorized Representative of the Administrator.

[F.R. Doc. 65-7298; Filed, July 12, 1965; 8:46 a.m.]

INTERSTATE COMMERCE COMMISSION

FOURTH SECTION APPLICATIONS FOR RELIEF

JULY 8, 1965.

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. 39886—*Lime from points in Tennessee.* Filed by O. W. South, Jr., agent (No. A4723), for interested rail carriers. Rates on lime, common, hydrated, in carloads, from Knoxville, Tenn., to Cincinnati, Ohio, Covington and Newport, Ky., and from River Front Extension, Tenn., to Cincinnati, Ohio.

Grounds for relief—Market competition.

Tariff—Supplement 48 to Southern Freight Association, agent, tariff ICC S-257.

FSA No. 39887—*Clay, kaolin or pyrophyllite from Gantt's Quarry, Ala.* Filed by O. W. South, Jr., agent (No. A4718), for interested rail carriers. Rates on clay, kaolin, or pyrophyllite, in carloads, from Gantt's Quarry, Ala., to points in official (including Illinois) and western trunk-line territories.

Grounds for relief—Market competition, short-line distance formula and grouping.

Tariff—Supplement 183 to Southern Freight Association, agent, tariff ICC S-40.

FSA No. 39888—*Volcanic scoria or slag from points in New Mexico.* Filed by Southwestern Freight Bureau, agent (No. B-8745), for interested rail carriers. Rates on volcanic scoria or slag, not pumice stone, in carloads, from Des Moines and Twin Mountain, N. Mex., to points in Illinois and Iowa on the A.T. & S.F. Railway.

Grounds for relief—Carrier competition.

Tariff—Supplement 30 to Southwestern Freight Bureau, agent, tariff ICC 4609.

FSA No. 39889—*Volcanic ash, slag, or scoria to points in WTL Territory.* Filed by Western Trunk Line Committee, agent (No. A-2413), for interested rail carriers. Rates on volcanic ash, scoria, or slag, crude or crushed, not ground, in carloads, from Antonito, Crater, Howard, and McClintock, Colo., to A.T. & S.F. Railway, points in Illinois and Iowa and from Dotsero, Colo., to points in western trunkline territory.

Grounds for relief—Market competition.

Tariff—Supplement 124 to Western Trunk Line Committee, agent, tariff ICC A-4411.

FSA No. 39890—*Citrus fruit from Indiantown, Fla.* Filed by O. W. South, Jr., agent (No. A4722), for interested rail carriers. Rates on citrus fruit, in carloads, from Indiantown, Fla., to points in official (including Illinois) and eastern Canadian territories.

Grounds for relief—Market competition.

Tariff—Supplement 102 to Southern Freight Association, agent, tariff ICC S-5.

By the Commission.

[SEAL] H. NEIL GARSON,
Secretary.

[F.R. Doc. 65-7351; Filed, July 12, 1965; 8:48 a.m.]

R. R. MANION

Statement of Financial Interests

Pursuant to subsection 302(b), Part III, Executive Order No. 10647, dated November 28, 1955 (20 F.R. 8769), "providing for the appointment of certain persons under the Defense Production Act of 1950, as amended", I hereby furnish the following information for filing with the Division of the Federal Register for publication in the FEDERAL REGISTER:

(1) The names of each corporation of which I am, or within 60 days preceding my said appointment have been, an officer or director, are as follows: None.

(2) The names of each corporation in which I own, or within 60 days preceding my said appointment have owned, stocks, bonds, or other financial interests, are as follows: See statement below.

(3) The names of each partnership of which I am, or within 60 days preceding my said appointment have been, a partner, are as follows: None.

(4) The names of other businesses in which I own, or within 60 days preceding my said appointment have owned, any similar interest are as follows: None.

Dated at Washington, D.C., July 2, 1965.

R. R. MANION.

This refers to Item (2) the names of each corporation in which I own, or within 60 days preceding my said appointment have owned, stocks, bonds, or other financial interests, are as follows:

New York Central Co.
Great Northern Railway Co.
A.T. & T.
Lone Star Gas.
Portland General Electric.
I.T. & T.
Polaroid.
Scott Paper.
Simplicity Pattern.
Continental Can.
Control Data.
Minnesota Mining & Manufacturing.
Monarch Equity Realty Investment.

[F.R. Doc. 65-7352; Filed, July 12, 1965; 8:48 a.m.]

[Notice 2]

MOTOR CARRIER TEMPORARY AUTHORITY APPLICATIONS

JULY 8, 1965.

The following are notices of filing of applications for temporary authority under section 210a(a) of the Interstate Commerce Act provided for under the new rules in Ex Parte No. MC-67 (49 CFR 240), published in the FEDERAL REGISTER, issue of April 27, 1965, effective July 1, 1965. These rules provide that protests to the granting of an application must be filed with the field official named in the FEDERAL REGISTER publication, within 15 calendar days after the date notice of the filing of the application is published in the FEDERAL REGISTER. One copy of such protest must be served on the applicant, or its authorized representative, if any, and the protest must certify that such service has been made. The protest must be specific as to the service which such protestant can and will offer, and must consist of a signed original and six (6) copies.

A copy of the application is on file, and can be examined, at the Office of the Secretary, Interstate Commerce Commission, Washington, D.C., and also in the field office to which protests are to be transmitted.

MOTOR CARRIERS OF PROPERTY

No. MC 61264 (Sub-No. 18 TA), filed July 6, 1965. Applicant: PILOT FREIGHT CARRIERS, INC., Post Office Drawer 615, Cherry Street at Polo Road, Winston-Salem, N.C. Applicant's representative: Keith Y. Sharpe, Vice President, Traffic and Law, Post Office Drawer 615, Winston-Salem, N.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities*, except those of unusual value, Classes A and B explosives, tobacco, liquor, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading, between Augusta and Savannah, Ga., and points in North Carolina and South Carolina, on the one hand, and, on the other, Cleveland, Ohio, and the commercial zone thereof, as determined by the Commission in commercial zones and terminal areas, 48 M.C.C. 95, 97, for 180 days. SUPPORTING SHIPPERS: Bowman Products Division, 850 East 72d Street, Cleveland, Ohio, 44103, Post Office Box 6908, Cleveland, Ohio, 44101; the Moto-Truc Co., 12401 Taft Avenue, Cleveland, Ohio; the Lindsay Wire Weaving Co., 14001 Aspinwall Avenue, Cleveland, Ohio, 44110; Cleveland Freight Lines, Inc., 1440 East 39th Street, Cleveland, Ohio; the Warner and Swasey Co., 5701 Carnegie Avenue, Cleveland, Ohio, 44103; Picker X-Ray Corp., 17325 Euclid Avenue, Cleveland, Ohio, 44112; Traffic Counselors and Advisors Co., 15020 Schuyler Avenue, Cleveland, Ohio; Duff Truck Line, Inc., Broadway and Vine, Lima, Ohio. SEND PROTESTS TO: H. Overton Kemp, District Supervisor, B.O.C., Interstate Commerce Commission, Room 206, 327 North Tryon Street, Charlotte, N.C., 28202.

No. MC 87720 (Sub-No. 33TA), filed July, 1965. Applicant: BASS TRANSPORTATION CO., INC., Star Route A, Old Croton Road, Flemington, N.J. Applicant's representative: Bert Collins, 140 Cedar Street, New York, N.Y., 10006. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Asbestos fiber*, in bags, from the ports of entry on the international boundary line between the United States, and Canada, located in New York and Vermont, to Hamilton Township (Mercer County), N.J. RESTRICTED: To traffic originating at East Brougham, Ontario, for 180 days. SUPPORTING SHIPPER: American Biltrite Rubber Co., Inc., Trenton, N.J., 08607. SEND PROTESTS TO: District Supervisor, Raymont T. Jones, Bureau of Operations and Compliance, Interstate Commerce Commission, 410 Post Office Building, Trenton, N.J., 08608.

No. MC 103993 (Sub-No. 208 TA), filed July 6, 1965. Applicant: MORGAN DRIVE-AWAY, INC., 2800 West Lexington Avenue, Elkhart, Ind. Applicant's representative: John E. Lesow, 3737 North Meridian Street, Indianapolis, Ind. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Buildings*, complete or in sections, from points in Arkansas, Florida, Georgia, Oklahoma, Tennessee, and Missouri to points in South Carolina, North Carolina, Maine, Virginia, Maryland, Delaware, Washington, D.C., Pennsylvania, New Jersey, New York, Connecticut, Rhode Island, Massachusetts, New Hampshire, Vermont, North Dakota, South Dakota, Montana, Wyoming, Colorado, New Mexico, Utah, Idaho, Washington, Oregon, California, and Nevada, for 180 days. SUPPORTING SHIPPERS: Aire Line Mobile Homes of Arkansas, Cabot, Ark., All State Trailer Co., Inc., Jacksonville, Ark., Chateau Manufacturing Co., Inc., Jacksonville, Ark., Barcraft Homes of Arkansas, Inc., 10 Sturgis Road, Conway, Ark., Palace Homes, Inc., Newport, Ark., Fortune Homes Corp., 1361 County Line Road, Sarasota, Fla., Champion Home Builders Co., Oneco, Fla., Sportcraft Homes, Inc., 1627 Gulf-To-Bay Boulevard, Clearwater, Fla., United States Aluminum Co., 8220 Bradenton Road, Sarasota, Fla., Sunhome Manufacturers, Inc., 6212 17th Street, East, Bradenton, Fla., Guerdon Industries, Inc., Box 5100, Detroit, Mich., Piedmont, Division of Concord Mobile Homes, Inc., Post Office Box 887, Highway 90 East, Lake City, Fla., Skyline Homes, Inc., Post Office Box 1734, Ocala, Fla., Chevelle Mobile Homes, Inc., Post Office Box 1066, Tavares, Fla., American Aluminum Co., 6435 14th Street, West, Bradenton, Fla., American Coach Co., 1501 Virginia Street, St. Louis, Mich., Detroiter Mobile Homes, Inc., 1517 Virginia Street, St. Louis, Mich., Armor Mobile Homes of Georgia, Cordele, Ga., Casa Manana Manufacturing Corp., Waycross, Ga., Redman Industries, Inc., Dallas, Tex., Chickasha Mobile Homes, Vidalia, Ga., Apollo Homes, Inc., Camilla, Ga., Nashua Manufacturing Co., 1205 Hightower Road, Macon, Ga., Knox Homes Corp., Thomson, Ga., Medallion Mobile Homes, Inc., Ponca City, Okla., Crossland Industries, Inc., Crossville, Tenn., Nashua Manufacturing Co., 610 East 76th Street, North, Kansas City, Mo., and Biltmore Mobile Homes, Inc., Carrollton, Mo. SEND PROTESTS TO: John G. Edmunds, District Supervisor, Bureau of Operations and Compliance, 308 Federal Building, Fort Wayne, Ind., 46802.

No. MC 103993 (Sub-No. 209 TA), filed July 6, 1965. Applicant: MORGAN DRIVE-AWAY, INC., 2800 West Lexington Avenue, Elkhart, Ind. Applicant's representative: John E. Lesow, 3737 North Meridian Street, Indianapolis, Ind. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Buildings*, complete or in sections, from points in Alabama to points in South Carolina, North Carolina, Virginia, West Virginia, Maryland, District of Columbia, Pennsylvania, Delaware, New Jersey, New York, Connecticut, Rhode Island, Massachusetts, Vermont, New Hampshire, and Maine, for 180 days. SUPPORTING SHIPPERS: Frontier Homes Corp., 2410 Dodge Street, Omaha, Nebr., the Commodore Corp., 2410 Dodge Street, Omaha, Nebr. SEND PROTESTS TO: John G. Edmunds, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, 308 Federal Building, Fort Wayne, Ind.

No. MC 103993 (Sub-No. 210 TA), filed July 6, 1965. Applicant: MORGAN DRIVE-AWAY, INC., 2800 West Lexington Avenue, Elkhart, Ind. Applicant's representative: John E. Lesow, 3737 North Meridian Street, Indianapolis, Ind. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Buildings*, complete or in sections, from points in Pennsylvania to points in the United States east of the Mississippi River, for 180 days. SUPPORTING SHIPPERS: Blue Ridge Mobile Homes, Inc., Rural Delivery 2, Chambersburg, Pa., 17201; Greencastle Coach Co., Route No. 3, Greencastle, Pa.; Detroiter Mobile Homes, Inc., 1008 Pennsylvania Highway 61, Schuylkill Haven, Pa.; Ambassador Mobile Homes, Inc., 111 Boston Avenue, West Pittston, Pa.; Ritz-Craft Corp., Post Office Box 491, Shamokin, Pa.; Americana Mobile Homes, Inc., Ninth and Oak Streets, Berwick, Pa.; Standard Coach Co., 371 West Union Street, Nanticoke, Pa.; Capital Industries, Inc., Avis, Pa.; DeLuxe Homes, Inc., Ninth and Oak Streets, Post Office Box 32, Berwick, Pa., 18603; Glen Manor Homes, Inc., Woodward Hill, Edwardsville, Pa.; Chamption Home Builders Co., Post Office Box 53, Claysburg, Pa., 16625; ABC Homes, Post Office Box 349, Clarion, Pa., 16214; Pacemaker Mobile Homes, Philo and Keyser Streets, Scranton, Pa., 18508. Send protests to: John G. Edmunds, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, 308 Federal Building, Fort Wayne, Ind., 46802.

No. MC 103993 (Sub-No. 211 TA), filed July 6, 1965. Applicant: MORGAN DRIVE-AWAY, INC., 2800 West Lexington Avenue, Elkhart, Ind. Applicant's representative: John E. Lesow, 3737 North Meridian Street, Indianapolis, Ind. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Buildings*, complete or in sections, from points in Indiana to points in North Dakota, South Dakota, North Carolina, South Carolina, Maine, Virginia, Maryland, Delaware, Washington, D.C., Pennsylvania, New Jersey, New York, Connecticut, Rhode Island, Massachusetts, New Hampshire, and Vermont, for 180 days. SUPPORTING SHIPPERS: Magnolia Mobile Homes of Indiana, Mishawaka, Ind., C&G Corp., 3366 West Franklin, Elkhart, Ind., Portable Structures, Inc., Osceola, Ind., The House of Architecture, Inc., Windsor Street Extension, Elkhart, Ind., Magnolia Homes Manufacturing Corp. of Indiana, 13077 U.S. 20 East, Mishawaka, Ind. SEND PROTESTS TO: John G. Edmunds, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, 308 Federal Building, Fort Wayne, Ind., 46802.

No. MC 103993 (Sub-No. 212 TA), filed July 6, 1965. Applicant: MORGAN DRIVE-AWAY, INC., 2800 West Lexington Avenue, Elkhart, Ind. Applicant's representative: John E. Lesow, 3737 North Meridian Street, Indianapolis, Ind. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Buildings*,

complete or in sections, from points in Kentucky to points in South Carolina, North Carolina, Maine, Virginia, New Hampshire, Vermont, North Dakota, South Dakota, Montana, Wyoming, Colorado, and New Mexico, for 180 days. SUPPORTING SHIPPER: Armor Mobile Homes, Sebree, Ky. SEND PROTESTS TO: John G. Edmunds, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, 308 Federal Building, Fort Wayne, Ind., 46802.

No. MC 103993 (Sub-No. 213 TA), filed July 6, 1965. Applicant: MORGAN DRIVE-AWAY, INC., 2800 West Lexington Avenue, Elkhart, Ind. Applicant's representative: John E. Lesow, 3737 North Meridian Street, Indianapolis, Ind. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Buildings*, complete or in sections, from points in Kansas to points in North Dakota, South Dakota, Montana, Wyoming, Colorado, New Mexico, Utah, Idaho, Nevada, California, Washington, and Oregon, for 180 days. SUPPORTING SHIPPERS: Detroiter Mobile Homes, Inc., 1517 Virginia Street, St. Louis, Mich.; American Coach Co., 1501 Virginia Street, St. Louis, Mich.; Guerdon Industries, Inc., Post Office Box 348, Newton, Kans. SEND PROTESTS TO: John G. Edmunds, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, 308 Federal Building, Fort Wayne, Ind., 46802.

No. MC 103993 (Sub-No. 214 TA), filed July 6, 1965. Applicant: MORGAN DRIVE-AWAY, INC., 2800 West Lexington Avenue, Elkhart, Ind. Applicant's representative: John E. Lesow, 3737 North Meridian Street, Indianapolis, Ind. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Buildings*, complete and in sections, from points in South Dakota to points in the United States, for 180 days. SUPPORTING SHIPPER: Chickasha Mobile Homes, Post Office Box 585, Vidalia, Ga. SEND PROTESTS TO: John G. Edmunds, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, 308 Federal Building, Fort Wayne, Ind., 46802.

No. MC 113024 (Sub-No. 45 TA), filed July 6, 1965. Applicant: ARLINGTON J. WILLIAMS, INC., Rural Delivery No. 2, South Du Pont Highway, Smyrna, Del., 19977. Applicant's representative: Samuel W. Earnshaw, 833 Washington Building, Washington, D.C., 20005. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Bathroom and washroom fixtures, sinks, and accessories and attachments therefor*, from the plantsites of Universal-Rundle Corp., Camden, N.J., and New Castle, Pa., to Moline, Ill., St. Paul and Minneapolis, Minn., Milwaukee and Wauwatosa, Wis., Detroit, Highland Park, and Grand Rapids, Mich., Columbus, Ohio, St. Louis and Kansas City, Mo., for 180 days. SUPPORTING SHIPPER: Universal-Rundle Corp., 217 North Mill Street, Post Office Box 960, New Castle, Pa., 16101, R. L. Gardner, Traffic Manager. SEND PROTESTS TO: Paul J. Lowry, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, 206 Post Office Building, Salisbury, Md., 21801.

No. MC 116063 (Sub-No. 71 TA), filed July 6, 1965. Applicant: WESTERN COMMERCIAL TRANSPORT, INC., 2400 Cold Springs Road, Post Office Box 270, Fort Worth, Tex., 76111. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Sugars and Syrups*, in bulk, from Abilene, Tex., to points in New Mexico, Oklahoma, Arkansas, and Louisiana, for 180 days. SUPPORTING SHIPPER: W. T. Hill, District Traffic Manager, Corn Products Co., 701 Belleview Street, Dallas, Tex. SEND PROTESTS TO: Ralph Bezner, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, 816 T&P Building, Fort Worth, Tex., 76102.

No. MC 117516 (Sub-No. 2 TA), filed July 6, 1965. Applicant: LOWELL KINNISON, doing business as KINNISON TRUCK LINE, Route 3, Box 381, Red Oak, Iowa. Applicant's representative: Jake More, Harland, Iowa. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Canned goods* from San Francisco, Calif., and points within 100 miles thereof to all points in Nebraska and Iowa, for 180 days. SUPPORTING SHIPPERS: Bovis Coffee Tea and Spice Co., 700 Floyd Boulevard, Sioux City, Iowa, 51105; Kaplan Wholesale Grocer Co., 11th and Wall Streets, Sioux City, Iowa; Hockenberg-Rubin Co., 2913 Ingersoll Avenue, Des Moines, Iowa; Omaha Institutional Service, 724 No. 16 Street, Omaha, Nebr. SEND PROTESTS TO: Keith P. Kohrs, District Supervisor, Interstate Commerce Commission, Bureau of Operations and Compliance, 705 Federal Office Building, Omaha, Nebr., 68102.

No. MC 117562 (Sub-No. 8 TA), filed July 6, 1965. Applicant: RAY'S TRANSPORT LIMITED, a corporation, Chamcook, New Brunswick, Canada. Applicant's representative: Frank G. Weiner, 182 Forbes Building, Forbes Road, Braintree, Mass., 02184. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lumber*, from Princeton and Whitneyville, Maine to the United States-Canada international boundary at or near Calais, Maine, for delivery to points in New Brunswick and Nova Scotia, Canada, for 180 days. SUPPORTING SHIPPER: Passamaquoddy Lumber Co., Princeton, Maine. SEND PROTESTS TO: Joseph W. Balin, District Supervisor, Room 307, 76 Pearl Street, Portland, Maine, 04112.

No. MC 118776 (Sub-No. 9 TA), filed July 6, 1965. Applicant: C. L. CONNORS, INC., Post Office Box 712, 2700 Gordon Expressway, Quincy, Ill. Applicant's representative: Mack Stephenson, 42 Fox Mill Lane, Springfield, Ill., 62707. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lime*, in bulk, from Quincy, Ill., to points in Missouri, for 180 days. SUPPORTING SHIPPER: Marblehead Lime Co., Division of General Dynamics Corp., 300 West Washington Boulevard, Chicago, Ill., 60606. SEND PROTESTS TO: District Supervisor Harold Jolliff, Interstate Commerce Commission, Bureau of Operations and Compliance, Room 476, 325 West Adams Street, Springfield, Ill., 62704.

No. MC 124078 (Sub-No. 145 TA), filed July 6, 1965. Applicant: SCHWERMAN TRUCKING CO., a corporation, 611 South 28th Street, Milwaukee, Wis., 53246. Applicant's representative: James R. Ziperski, 611 South 28th Street, Milwaukee, Wis., 53246. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Cement*, in bulk, and in packages, from the plantsites of the River Cement Co. at St. Louis and Selma, Mo., to points in Arkansas, Illinois, Indiana, Iowa, Kentucky, Missouri, and Tennessee, for 150 days. SUPPORTING SHIPPER: River Cement Co., 10 South Brentwood Boulevard, St. Louis, Mo., 63105. SEND PROTESTS TO: W. F. Sibbald, Jr., District Supervisor, Interstate Commerce Commission, Bureau of Operations and Compliance, 108 West Wells Street, Room 511, Milwaukee, Wis., 53203.

No. MC 125229 (Sub-No. 2 TA), filed July 6, 1965. Applicant: ELMER P. SHIFFER, Rural Delivery 2, Moscow, Pa. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Coal*, from points in Lackawanna County, Pa., to Gibbsboro, N.J., for 150 days. SUPPORTING SHIPPER: Century Coal Co., Inc., 1015 Sunset Street, Scranton, Pa. SEND PROTESTS TO: Kenneth R. Davis, District Supervisor, 309 U.S. Post Office Building, Scranton, Pa., 18503.

No. MC 127025 (Sub-No. 1 TA), filed July 6, 1965. Applicant: PETER MARKUS, 1604 26th Street South, Lethbridge, Alberta, Canada. Applicant's representatives: Aronow & DeGrandpre, 153 Main Street, Shelby, Mont. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Soda ash*, from Green River, Wyo., to the port of entry on the international boundary line, between the United States and Canada, located at Sweetgrass, Mont., for 180 days. SUPPORTING SHIPPER: Canada Colors and Chemicals Ltd., 1090 King Street West, Toronto, Ontario, Canada. SEND PROTESTS TO: District Supervisor, Paul J. LaBane, 318 U.S. Post Office Building, Billings, Mont., 59101.

No. MC 127354 (Sub-No. 1 TA), filed July 6, 1965. Applicant: JACK D. SCHAAK, doing business as SCHAAK BROS. TRUCKING, 2121 Nina Clare Road, Billings, Mont. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Rough and surfaced lumber and plywood*, from Missoula, Mont., and points within a 150-mile radius thereof, and Livingston, Mont., to Minneapolis, and St. Paul, Minn., and points within a 200-mile radius thereof, for 180 days. SUPPORTING SHIPPERS: Prentice Lumber Co., Inc., Post Office Box 59, Missoula, Mont.; Harry F. Ragen Co., 313 West 49th Street, Minneapolis, Minn. SEND PROTESTS TO: Paul J. Labane, District Supervisor, Interstate Commerce Commission, Bureau of Operations and Compliance, 318 U.S. Post Office Building, Billings, Mont., 59101.

No. MC 127388, filed July 6, 1965. Applicant: LESLIE W. REICHELT, doing business as LES REICHELT TRUCKING, 45063 South Sumas Road, Sardis, British Columbia, Canada. Applicant's representative: J. Stewart Black, 1322 Laburnum Street, Vancouver 9, British Columbia. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fresh or frozen fruits or vegetables*, with containers, between ports of entry on the international boundary line between the United States and Canada, located at Blaine and Sumas, Wash., and points in Washington and Oregon, for 180 days. SUPPORTING SHIPPER: W. Guenther, Traffic Manager, York Farms, Sardis, British Columbia. SEND PROTESTS TO: E. J. Casey, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, 6130 Arcade Building, Seattle, Wash., 98101.

MOTOR CARRIER OF PASSENGERS

No. MC-127387, filed July 6, 1965. Applicant: EVERGREEN BUS LINES, INC., 245 North Riverside, Medford, Oreg. Applicant's representative: Cleatis G. Mitchell, 245 North Riverside, Medford, Oreg. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *Passengers and their baggage*, (1) between Medford, and Ashland, Oreg., from Medford over U.S. Highway to Ashland, and return over the same route, serving all intermediate points, and (2) between Medford and White City, Oreg., from Medford over Oregon Highway 62 to White City, and return over the same route, serving all intermediate points, for 180 days. SUPPORTING SHIPPERS: City of Medford, Medford, Oreg., Southern Oregon College, Ashland, Oreg., 97520; Ashland Chamber of Commerce, Ashland, Oreg.; Veterans Administration Domiciliary, White City, Oreg., 97542; Medford Chamber of Commerce, Medford, Oreg. SEND PROTESTS TO: A. E. Odoms, Bureau of Operations and Compliance, Interstate Commerce Commission, 538 Pittock Block, Portland, Oreg., 97205.

By the Commission.

[SEAL] H. NEIL GARSON, *Secretary*.

[F.R. Doc. 65-7353; Filed, July 13, 1965; 8:49 a.m.]

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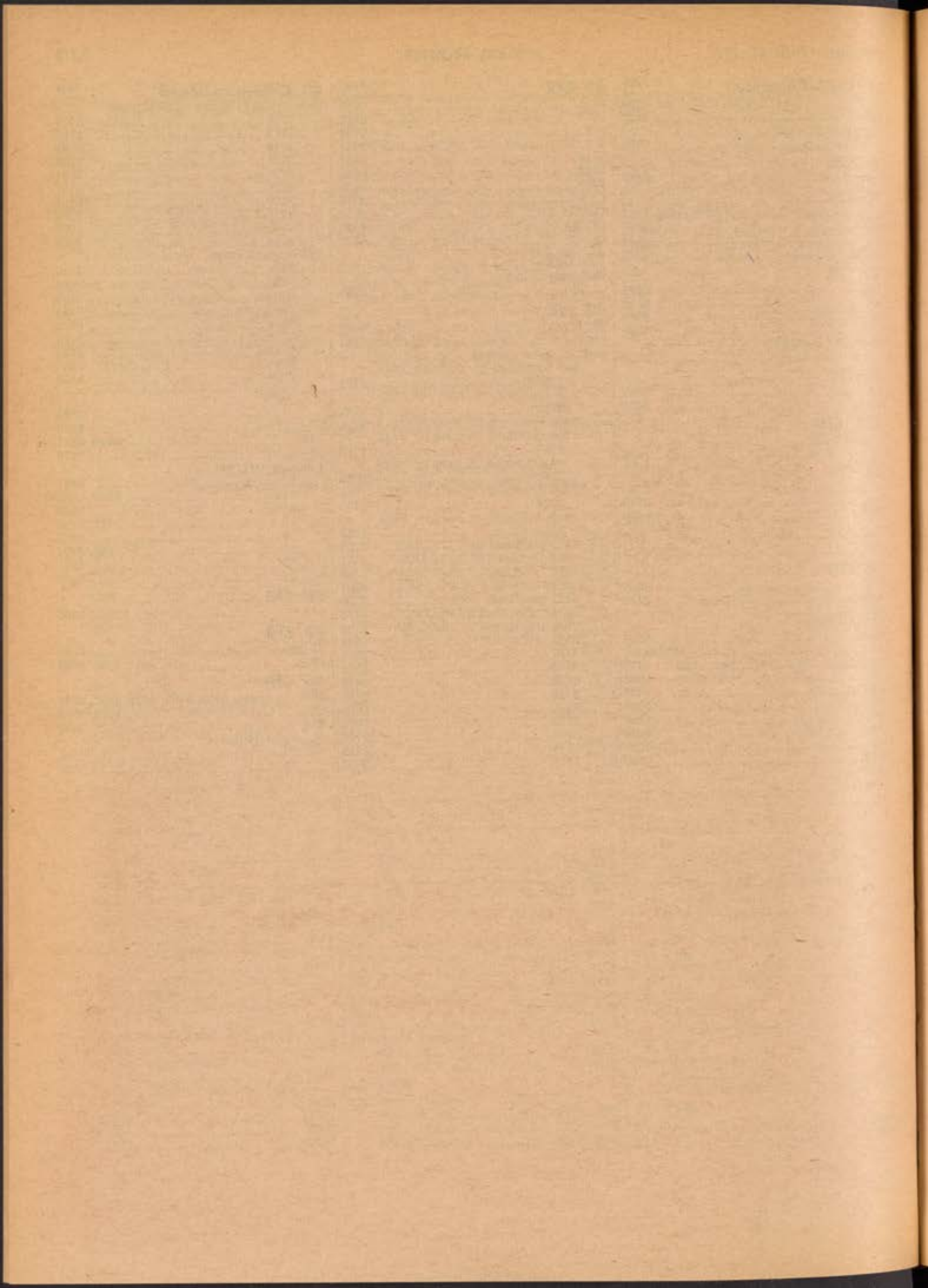

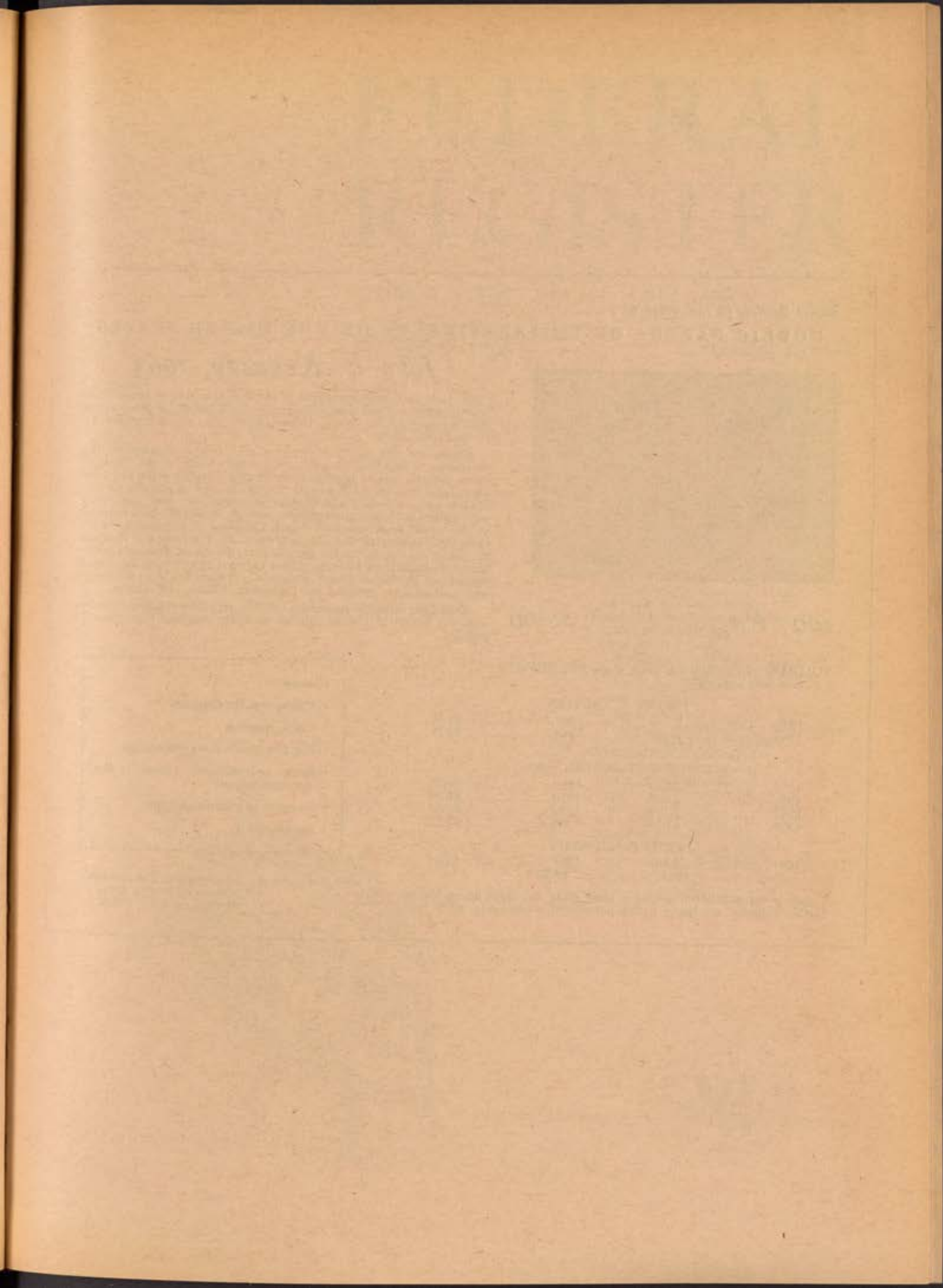

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