FEDERAL REGISTER

VOLUME 31 • NUMBER 182

Tuesday, September 20, 1966 • Washington, D.C.

Pages 12427–12470

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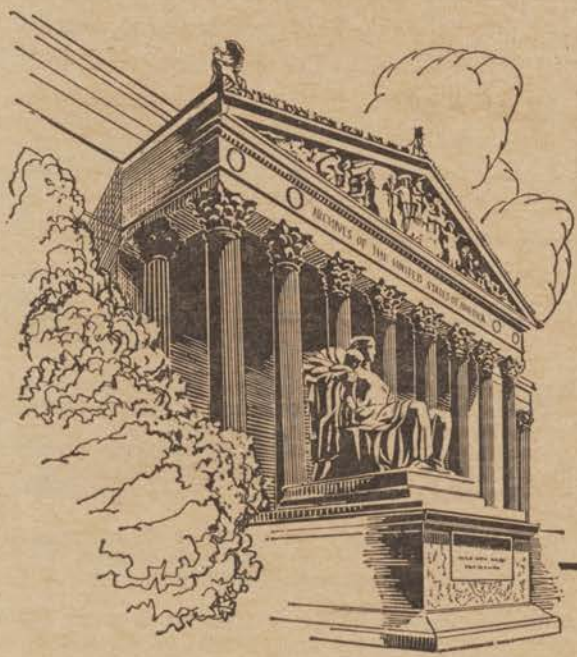

FEDERAL REGISTER

Area Code 202 Phone 963-3261

Published daily, Tuesday through Saturday (no publication on Sundays, Mondays, or on the day after an official Federal holiday), by the Office of the Federal Register, National Archives and Records Service, General Services Administration (mail address National Archives Building, Washington, D.C. 20408), pursuant to the authority contained in the Federal Register Act, approved July 26, 1935 (49 Stat. 500, as amended; 44 U.S.C., Ch. 8B), under regulations prescribed by the Administrative Committee of the Federal Register, approved by the President (1 CFR Ch. I). Distribution is made only by the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402.

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(Codification Guide)

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A cumulative guide is published separately at the end of each month. The guide lists the parts and sections affected by documents published since January 1, 1966, and specifies how they are affected.

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Title 7—AGRICULTURE

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

[Lemon Reg. 231, Amdt. 1]

PART 910—LEMONS GROWN IN CALIFORNIA AND ARIZONA

Limitation of Handling

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

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

Order, as amended. The provisions in paragraph (b)(1) (ii) and (iii) of § 910.531 (Lemon Reg. 231, 31 F.R. 11931) are hereby amended to read as follows:

§ 910.531 Lemon Regulation 231.

* * * * *

(b) *Order.* (1) * * *

(ii) District 2: 255,750 cartons;

(iii) District 3: Unlimited movement.

* * * * *

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

Dated: September 15, 1966.

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

[F.R. Doc. 66–10237; Filed, Sept. 19, 1966; 8:46 a.m.]

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

[Milk Order 65]

PART 1065—MILK IN NEBRASKA-WESTERN IOWA MARKETING AREA

Order Suspending Certain Provision

Pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), and of the order regulating the handling of milk in the Nebraska-Western Iowa marketing area (7 CFR Part 1065), it is hereby found and determined that:

(a) The following provision of the order no longer tends to effectuate the declared policy of the Act: In § 1065.12 (a), the provision "a volume of Class I milk equal to not less than 50 percent of the".

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

(1) This suspension order is necessary to prevent disruption of orderly marketing which would otherwise occur if the Grade A milk of dairy farmers supplying a certain plant were excluded from the pool and consequent sharing in the returns for Class I milk.

(2) A large handler regulated under the order recently shifted a substantial volume of his Class I route disposition from his plant in Lincoln to his Omaha plant, thereby reducing the total monthly route disposition for the Lincoln plant to less than the 50 percent required for pool plant status.

(3) This suspension order will eliminate for an indefinite period the 50 percent total route disposition required of a pool distribution plant. The suspension action thus will enable the consolidation of certain Class I route sales at one plant as referred to above without loss of pool plant status for the other plant until the matter of pool plant qualification standards can be reviewed at a public hearing.

(4) To qualify as a pool distributing plant for any month during the suspension period a distributing plant handler must dispose of on routes in the marketing area fluid milk products equal to not less than 15 percent of the Grade A milk received at such plant from dairy farmers, supply plants (exclusive of pool distributing plants), and cooperative associations pursuant to § 1065.8(d).

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

(6) This suspension order is necessary and will tend to maintain orderly marketing conditions in the marketing area.

(7) Interested parties were afforded opportunity to file written views, data, or arguments concerning this suspension (31 F.R. 11491). An objection was filed by one handler. It was not shown, however, that the proposed suspension action would result in hardship to any handler or would not tend to effectuate the declared policy of the Act.

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

It is therefore ordered, That the aforesaid provision of the order is hereby suspended effective on date of publication in the FEDERAL REGISTER.

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

Signed at Washington, D.C., on September 15, 1966.

GEORGE L. MEHREN,
Assistant Secretary.

[F.R. Doc. 66–10264; Filed, Sept. 19, 1966; 8:49 a.m.]

Title 12—BANKS AND BANKING

Chapter I—Bureau of the Comptroller of the Currency, Department of the Treasury

PART 1—INVESTMENT SECURITIES REGULATION

Florida State Board of Education Higher Education Bonds

§ 1.175 Florida State Board of Education Higher Education Bonds.

(a) *Request.* The Comptroller of the Currency has been requested to rule that the $25,000,000 Florida State Board of Education Higher Education Bonds, Series B, are eligible for purchase, dealing in, underwriting, and unlimited holding by national banks pursuant to paragraph Seventh of 12 U.S.C. 84.

(b) *Opinion.* (1) The Florida State Board of Education is a body corporate, created and existing under the Constitution of the State of Florida, and is composed of the Governor, Secretary of State, Attorney General, State Treasurer, and State Superintendent of Public Instruction. The Board is empowered by the Constitution, inter alia, to issue bonds to finance the cost of capital outlay projects for various educational facilities of the State and to pledge, for the payment of such bonds' principal and interest, all or any part of the revenues from the State's Gross Receipts Taxes. Under this authority the Board has previously issued $75,000,000 of Series A bonds and $25,000,000 of Series B bonds.

(2) The Board has covenanted, as authorized by the Florida Constitution, that the bonds are solely payable from, and secured by a first lien on, and the irrevocable pledge of, the revenues derived from the Gross Receipts Taxes. These taxes are levied, at a rate of 1½ percent, on the gross receipts of the sales of electricity, natural or manufactured gas, for use of telephones, and for the sending of telegrams and telegraph messages, and have been in effect at the same rate since 1931. As provided in the Constitution, the Legislature may not reduce the rate of tax presently in effect, or eliminate, exempt or remove any of the entities now subject to tax. In addition, the Constitution prohibits the issuance of bonds requiring a debt service in an amount exceeding 75 percent of the average annual amount of revenues derived from the Gross Receipts Taxes determined in accordance with a prescribed formula.

(3) The State of Florida has made adequate provision and is obligated for payments of amounts which will be sufficient to provide for all required payments in connection with the bonds. These bonds are thus general obligations of a State or political subdivision thereof within the meaning of section 1.3 (d) and (e) of the Investment Securities Regulation (12 CFR 1.3 (d) and (e)).

(c) *Ruling.* It is, therefore, our conclusion that the $25,000,000 Florida State Board of Education Higher Education Bonds, Series B, are public securities as defined in section 1.3 (c), (d), and (e) of the Investment Securities Regulation (12 CFR 1.3 (c), (d), and (e)) issued pursuant to paragraph Seventh of 12 U.S.C. 24 and are, therefore, eligible for purchase, dealing in, underwriting and unlimited holding by national banks.

Dated: September 19, 1966.

[SEAL] JAMES J. SAXON,
Comptroller of the Currency.

[F.R. Doc. 66-10373; Filed, Sept. 19, 1966; 12:10 p.m.]

Title 14—AERONAUTICS AND SPACE

Chapter I—Federal Aviation Agency

[Airspace Docket No. 65-PC-6]

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

Designation of Control Zone and Transition Area

On June 22, 1966, a notice of proposed rule making was published in the FEDERAL REGISTER (31 F.R. 8636) stating that the Federal Aviation Agency was considering amendments to Part 71 of the Federal Aviation Regulations that would designate a control zone and transition area at Johnston Island, AFB, Johnston Atoll.

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

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective 0001 e.s.t., November 10, 1966, as hereinafter set forth.

1. In § 71.171 (31 F.R. 2065) the following control zone is added:

JOHNSTON ISLAND, JOHNSTON ATOLL

Within a 5-mile radius of the Johnston Island AFB, Johnston Atoll (latitude 16°44'-19" N., longitude 169°31'12" W.); within 2 miles each side of the extended centerline of runway 05, extending from the 5-mile radius zone to 6.5 miles NE of the Johnston Island RBN, and within 2 miles each side of the 241° bearing from the Johnston Island RBN, extending from the 5-mile radius zone to 12 miles SW of the RBN.

2. In § 71.181 (31 F.R. 2149) the following transition area is added:

JOHNSTON ISLAND, JOHNSTON ATOLL

That airspace extending upward from 1,200 feet above the surface within a 100-nmi radius of the Johnston Island RBN.

(Secs. 307(a), 1110, Federal Aviation Act of 1958 (49 U.S.C. 1348, 1510); E.O. 10854 (24 F.R. 9565))

Issued in Washington, D.C. on September 14, 1966.

H. B. HELSTROM,
Chief, Airspace and Air Traffic Rules Division.

[F.R. Doc. 66-10243; Filed, Sept. 19, 1966; 8:47 a.m.]

[Airspace Docket No. 66-CE-34]

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

Alteration of Control Zone and Transition Area

On July 12, 1966, a notice of proposed rule making was published in the FEDERAL REGISTER (31 F.R. 9460) stating that the Federal Aviation Agency proposed to alter controlled airspace in the Escanaba, Mich., terminal area.

Interested persons were afforded an opportunity to participate in the rule making through submission of comments. The one comment received was favorable.

Due to a magnetic variation change in the Escanaba, Mich., area, the headings have been changed slightly in this final rule. Since this change is minor in nature and imposes no additional burden on any person, it has been made in the rule without notice and public procedure.

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective 0001 e.s.t., November 10, 1966, as hereinafter set forth:

(1) In § 71.171 (31 F.R. 2065), the Escanaba Mich., control zone is amended to read:

ESCANABA, MICH.

Within a 5-mile radius of Escanaba Municipal Airport (latitude 45°43'25" N., longitude 87°05'40" W.); within 2 miles each side of the Escanaba VOR 007°, 101° and 266° radials extending from the 5-mile radius zone to 8 miles north, east, and west of the VOR; and within 2 miles each side of the 262° bearing from Escanaba Municipal Airport extending from the 5-mile radius zone to 8 miles west of the airport. This control zone shall be effective during the specific dates and/or times established in advance by a Notice to Airmen and continuously published in the Airman's Information Manual.

(2) In § 71.181 (31 F.R. 2149), the Escanaba, Mich., transition area is amended to read:

ESCANABA, MICH.

That airspace extending upward from 700 feet above the surface within 8 miles west and 5 miles east of the Escanaba VOR 007° radial, within 8 miles north and 5 miles south of the VOR 101° radial, within 8 miles south and 5 miles north of the VOR 266° radial extending from the VOR to 12 miles north, east, and west of the VOR; and within 8 miles south and 5 miles north of the 262° bearing from Escanaba Municipal Airport (latitude 45°43'25" N., longitude 87°05'40" W.), extending from the airport to 12 miles west of the airport.

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

Issued in Kansas City, Mo., on September 7, 1966.

EDWARD C. MARSH,
Director, Central Region.

[F.R. Doc. 66-10245; Filed, Sept. 19, 1966; 8:47 a.m.]

[Airspace Docket No. 66-CE-54]

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

Alteration of Transition Area

On July 12, 1966, a notice of proposed rule making was published in the FEDERAL REGISTER (31 F.R. 9460) stating that the Federal Aviation Agency proposed to alter controlled airspace in the Kansas City, Mo., terminal area.

Interested persons were afforded an opportunity to participate in the rule making through submission of comments. The one comment received was favorable.

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended effective 0001 e.s.t., November 10, 1966, as hereinafter set forth:

In § 71.181 (31 F.R. 2149), the Kansas City, Mo., transition area is amended to read:

KANSAS CITY, MO.

That airspace extending upward from 700 feet above the surface within a 10-mile radius of Kansas City Municipal Airport (latitude 39°07'20" N., longitude 94°35'30" W.), within 2 miles each side of the Riverside, Mo., VOR 018° radial and 2 miles W of the Kansas City ILS localizer N course extending from the 10-mile radius area to 8 miles N of the OM; within an 8-mile radius of the Mid-Continent International Airport (latitude 39°18'05" N., longitude 94°43'36" W.), and within 2 miles each side of the Mid-Continent ILS localizer N and S courses, extending from the 8-mile radius area to 13 miles N of the airport and to 8 miles S of the Mid-Continent OM; within a 7-mile radius of the Sherman AAF (latitude 39°22'05" N., longitude 94°54'45" W.); and that airspace

extending upward from 1,200 feet above the surface bounded on the SE by the arc of a 42-mile radius circle centered on the Kansas City Municipal Airport, beginning at the W boundary of V–205 and extending counterclockwise to the S boundary of V–12 thence along the S boundary of V–12 to longitude 93°30'00" W., thence N along longitude 93°30'00" W. to SE boundary of V–10 thence direct to latitude 39°48'55" N., longitude 93°34'30" W., thence SW along the NW boundary of V–10 to the E boundary of V–161, thence W to latitude 39°44'00" N., longitude 94°43'20" W., thence SW to latitude 39°30'00" N., longitude 94°49'00" W., thence W along latitude 39°30'00" N., to the SW boundary of V–71 thence NW along the SW boundary of V–71 to longitude 95°09'00" W., thence S along longitude 95°09'00" W., to the SE boundary of V–10, thence NE along the SE boundary of V–10 to the arc of a 10-mile radius circle centered on the Kansas City Municipal Airport, thence counterclockwise to the W boundary of V–205, thence S along the W boundary of V–205 to the point of beginning; and that airspace extending upward from 5,000 feet MSL bounded on the W by longitude 93°30'00" W., on the S by V–4 on the E by V–424 on the N by V–116 and on the NW by V–206; and within an area bounded on the W by longitude 93°30'00 W., on S by V–116 on E by V–206 and on the N by V–10, and within an area bounded on the W by V–161 and the E by V–10 and on the N by V–50.

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

Issued in Kansas City, Mo., on September 6, 1966.

EDWARD C. MARSH,
Director, Central Region.

[F.R. Doc. 66–10246; Filed, Sept. 19, 1966; 8:47 a.m.]

[Airspace Docket No. 66–CE–58]

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

Alteration of Control Zone and Transition Area

On July 8, 1966, a notice of proposed rule making was published in the FEDERAL REGISTER (31 F.R. 9362) stating that the Federal Aviation Agency proposed to alter controlled airspace in the Brainerd, Minn., terminal area.

Interested persons were afforded an opportunity to participate in the rule making through submission of comments. The Minnesota Department of Aeronautics objected to the redesignation of the Brainerd control zone on the ground that weather information is not available to the public within a reasonable period of time after the observation is taken. Action has been taken by the Agency to insure that all weather reports are forwarded to the Alexandria Flight Service Station in an expeditious manner. The weather information is then available to the public through the Alexandria Flight Service Station.

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended effective 0001 e.s.t., November 10, 1966, as hereinafter set forth.

(1) In § 71.171 (31 F.R. 2065), the Brainerd, Minn., control zone is amended to read:

BRAINERD, MINN.

Within a 5-mile radius of Brainerd-Crow Wing County Airport (latitude 46°23'25" N., longitude 94°08'20" W.); within 2 miles each side of the Brainerd VOR 300° radial extending from the 5-mile radius zone to the VOR; within 2 miles each side of the 313° bearing from Brainerd-Crow Wing County Airport extending from the 5-mile radius zone to 7 miles NW of the airport; and within 2 miles each side of the 043° bearing from Brainerd-Crow Wing County Airport, extending from the 5-mile radius zone to 7 miles NE of the airport. This control zone shall be effective during the specific dates and/or times established in advance by a Notice to Airmen and continuously published in the Airman's Information Manual.

(2) In § 71.181 (31 F.R. 2149), the Brainerd, Minn., transition area is amended to read:

BRAINERD, MINN.

That airspace extending upward from 700 feet above the surface within a 7-mile radius of Brainerd-Crow Wing County Airport (latitude 46°23'25" N., longitude 94°08'20" W.); within 2 miles each side of the 043° bearing from Brainerd-Crow Wing County Airport, extending from the 7-mile radius area to 8 miles NE of the airport; within 2 miles each side of the 198° bearing from Brainerd-Crow Wing County Airport, extending from the 7-miles radius area to 12½ miles S of the airport; and within 5 miles NE and 8 miles SW of the 313° bearing from Brainerd-Crow Wing County Airport, extending from the airport to 12 miles NW of the airport; and that airspace extending upward from 1,200 feet above the surface within 5 miles SW and 8 miles NE of the Brainerd VOR 120° radial, extending from the VOR to 13 miles SE of the VOR; within 5 miles SE and 8 miles NW of the 043° bearing from Brainerd-Crow Wing County Airport, extending from the airport to 12 miles NE of the airport; and within 5 miles W and 8 miles E of the 198° bearing from Brainerd-Crow Wing County Airport, extending from the airport to 16 miles S of the airport.

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

Issued in Kansas City, Mo., on September 7, 1966.

EDWARD C. MARSH,
Director, Central Region.

[F.R. Doc. 66–10247; Filed, Sept. 19, 1966; 8:47 a.m.]

[Airspace Docket No. 65–AL–28]

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

PART 75—ESTABLISHMENT OF JET ROUTES

Alteration of Federal Airway and Jet Route, Alteration of Control Area, and Designation of Reporting Points

On July 8, 1966, a notice of proposed rule making was published in the FEDERAL REGISTER (31 F.R. 9363) stating that the Federal Aviation Agency was considering amendments to Parts 71 and 75 of the Federal Aviation Regulations which would alter a Federal airway, jet route, control area, and designate reporting points in the vicinity of Hinchinbrook, Alaska.

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

In consideration of the foregoing, Part 71 and Part 75 of the Federal Aviation Regulations are amended, effective 0001 e.s.t., November 10, 1966, as hereinafter set forth.

1. In § 71.125 (31 F.R. 2045) V–317 is amended by deleting all after "Sisters Island, Alaska;" and substituting "INT of Sisters Island 272° and Yakutat, Alaska, 139° radials; Yakutat; Hinchinbrook, Alaska; INT Hinchinbrook 286° and Anchorage, Alaska, 117° radials; to Anchorage, including an S alternate from Hinchinbrook to Anchorage via INT of Hinchinbrook 275° and Anchorage 130° radials, excluding the airspace below 2,000 feet MSL outside the United States and the airspace within Canada." therefor.

2. In § 71.163 (31 F.R. 2050) Control 1310 is amended by adding at the end of text "The airspace below 2,000 feet MSL outside the United States is excluded."

3. Section 71.211 (31 F.R. 2289) is amended by adding: "Hinchinbrook, Alaska."

4. Section 71.213 (31 F.R. 2290) is amended by adding: "Hinchinbrook, Alaska".

5. In § 75.100 (31 F.R. 2346) Jet Route No. 501 is amended by deleting "Hinchinbrook, Alaska, RR;" and substituting "Hinchinbrook, Alaska;" therefor.

(Secs. 307(a), 1110, Federal Aviation Act of 1958 (49 U.S.C. 1348, 1510); E.O. 10854 (24 F.R. 9565))

Issued in Washington, D.C., on September 14, 1966.

H. B. HELSTROM,
Chief, Airspace and Air Traffic Rules Division.

[F.R. Doc. 66–10244; Filed, Sept. 19, 1966; 8:47 a.m.]

[Airspace Docket No. 65–PC–3]

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

Alteration of Federal Airways and Transition Area, and Designation of Control Zone

On June 28, 1966, a notice of proposed rule making was published in the FEDERAL REGISTER (31 F.R. 8923) stating that the Federal Aviation Agency was considering amendments to Part 71 of the Federal Aviation Regulations that would realign Hawaiian Airways V–5 and V–11, amend the Kailua, Kona, Hawaii transition area, and designate a control zone at Kailua, Kona.

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

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective 0001 e.s.t.,

November 10, 1966, as hereinafter set forth.

1. Section 71.127 (31 F.R. 2046) is amended as follows.

a. V–5 Hawaii is amended to read:

V–5 Hawaii. From Kona, Hawaii, to INT Kona 338° and Maui Hawaii, 179° radials, including a W alternate from Kona via INT of Kona 323° and Maui 179° radials to INT of Maui 179° and Kona 338° radials, excluding the airspace below 1,200 feet AGL.

b. V–11 Hawaii is amended to read:

V–11 Hawaii. From INT of Kona, Hawaii, 323° and Upolu Point, Hawaii, 211° radials via Upolu Point; to INT of Upolu Point 349° and Maui, Hawaii, 080° radials, excluding the airspace below 1,200 feet AGL.

2. In § 71.171 (31 F.R. 2065) the following control zone is added:

KAILUA, KONA, HAWAII

Within a 5-mile radius of the Kona Airport (latitude 19°38'49" N., longitude 156°-00'45" W.), and within 2 miles each side of the Kona VORTAC 323° radial, extending from the 5-mile radius zone to the INT of the Kona VORTAC 323° and Upolu Point VOR 207° radials. This control zone is effective from 0730 to 2215 hours, local time daily, June 15 through September 6, and 0730 to 1830 hours, local time daily, September 7 through June 14, annually.

3. In § 71.181 (31 F.R. 2149) the Kailua, Kona, Hawaii transition area is amended as follows:

KAILUA, KONA, HAWAII

That airspace extending upward from 700 feet above the surface within a 5-mile radius of the Kona Airport (latitude 19°38'49" N., longitude 156°00'45" W.), and within 2 miles each side of the Kona VORTAC 323° radial, extending from the 5-mile radius area to the INT of the Kona VORTAC 323° and Upolu Point VOR 207° radials; and that airspace extending upward from 1,200 feet above the surface bounded on the NE by V–5W and the arc of a 5-mile radius circle centered on the Kona Airport, on the S by a line 5 miles S of and parallel to the Kona VORTAC 281° radial, and on the W by the arc of a 25-mile radius circle centered on the Kona VORTAC.

(Secs. 307(a), 1110, Federal Aviation Act of 1958; 49 U.S.C. 1348, 1510; E.O. 10854, 24 F.R. 9565)

Issued in Washington, D.C., on September 16, 1966.

T. MCCORMACK,
Acting Chief, Airspace and Air Traffic Rules Division.

[F.R. Doc. 66–10298; Filed, Sept. 19, 1966; 8:49 a.m.]

Title 15—COMMERCE AND FOREIGN TRADE

Chapter II—National Bureau of Standards, Department of Commerce

SUBCHAPTER B—STANDARD REFERENCE MATERIALS

PART 230—STANDARD REFERENCE MATERIALS

Subpart D—Standards of Certified Properties and Purity

RADIOACTIVITY STANDARDS

Under the provisions of 15 U.S.C. 275a and 277, the following amendment relating to standard reference materials issued by the National Bureau of Standards is effective upon publication in the FEDERAL REGISTER. The amendment renews and revises standard reference materials 4937–B and 4993–A.

The following amends 15 CFR Part 230:

Section 230.8–5 *Radioactivity standards* is amended to renew and revise standards 4937–B and 4993–A as follows:

§ 230.8–5 Radioactivity standards.

* * * * *

(b) * * *

(3) *Beta, gamma and electron-capture solution standards.* * * *

Sample No.	Radionuclide	Calibration radiation	Approximate activity	Approximate weight of solution	Price
4937–C	Niobium-95	β	2.6×10^5 dps/g (7/66)	~5.2g	$50.00

* * * * * * *

(5) *Point-source gamma-ray standards.* * * *

Sample No.	Radionuclide	Approximate emission rate	Price
4993–B	Niobium-95	1.4×10^5 γps (7/66)	$50.00

* * * * * * *

(Sec. 9, 31 Stat. 1450, as amended; 15 U.S.C. 277. Interprets or applies sec. 7, 70 Stat. 959; 15 U.S.C. 275a)

A. V. ASTIN,
Director.

[F.R. Doc. 66–10219; Filed, Sept. 19, 1966; 8:45 a.m.]

Title 49—TRANSPORTATION

Chapter I—Interstate Commerce Commission

SUBCHAPTER B—CARRIER BY MOTOR VEHICLE

[Ex Parte No. MC–58]

PART 174a—DESIGNATION OF PROCESS AGENTS BY MOTOR CARRIERS AND BROKERS

Form of Designation

At a session of the Interstate Commerce Commission, Insurance Board, held at its office in Washington, D.C. on the 29th day of August 1966.

It appearing, that revision of §174a.2 of Part 174a of Title 49 of the Code of Federal Regulations governing designation of process agents by motor carriers and brokers, under the authority contained in sections 204(a) and 221(c) of the Interstate Commerce Act (49 Stat. 546, 563 as amended; 49 U.S.C. 304, 321) is warranted, and good cause appearing therefor;

It further appearing, that pursuant to section 4(a) of the Administrative Procedure Act (60 Stat. 237, 5 U.S.C. 1003) for good cause it is found that notice of proposed rule making is unnecessary;

It is ordered, That § 174a.2 of Part 174a of the Code of Federal Regulations be, and it is hereby, revised to read as follows:

§ 174a.2 Form of designation.

Designations shall be made by use of the form prescribed by the Commission for that purpose. Only one completed current form may be on file. It must include all States for which agent designations are required. One copy must be retained by the carrier or broker in its files at its principal place of business.

(Secs. 204(a) and 221(c), 49 Stat. 546, 563 as amended; 49 U.S.C. 304, 321)

It is further ordered, That the rule herein prescribed is to become effective on November 1, 1966.

And it is further ordered, That notice of this order shall be given to the general public by depositing a copy thereof in the office of the Secretary of the Commission at Washington, D.C., and by filing a copy with the Director, Office of the Federal Register.

By the Commission, Insurance Board.

[SEAL] H. NEIL GARSON,
Secretary.

[F.R. Doc. 66–10260; Filed, Sept. 19, 1966; 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 121—FOOD ADDITIVES

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

AMPROLIUM, ETHOPABATE, 3-NITRO-4-HYDROXYPHENYLARSONIC ACID

The Commissioner of Food and Drugs, having evaluated the data submitted in a petition (FAP 6D1895) filed by Merck Sharp & Dohme Research Laboratories, Division of Merck & Co., Inc., Rahway, N.J. 07065, and other relevant material, has concluded that the food additive regulations should be amended to provide for the safe use of amprolium with ethopabate and 3-nitro-4-hydroxyphenylarsonic acid in feed for broiler chickens. 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 2.120; 31 F.R. 3008), Part 121 is amended in the following respects:

§ 121.210 [Amended]

1. In § 121.210 *Amprolium*, paragraph (c) table 1, item 2.6q is amended in the first column by changing "2.1" to read "2.1, 2.2".

2. Section 121.262(c) is amended by adding to item 1.5 in table 1 a new subitem 1, as follows:

§ 121.262 3-Nitro-4-hydroxyphenylarsonic acid.

* * * * *

(c) * * *

TABLE 1.—3-NITRO-4-HYDROXYPHENYLARSONIC ACID IN COMPLETE CHICKEN AND TURKEY FEED

Principal ingredient	Grams per ton	Combined with—	Grams per ton	Limitations	Indications for use
* * *	* * *	* * *	* * *	* * *	* * *
1.5 * * *	* * *	* * *	* * *	* * *	* * *
1.1	22.7–45.4	Amprolium plus ethopabate.	113.5–227 3.6	§ 121.210(c), table 1, item 2.2.	§ 121.210(c), table 1, item 2.2.
* * *	* * *	* * *	* * *	* * *	* * *

* * * * * * * * *

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 become 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: September 13, 1966.

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

[F.R. Doc. 66-10252; Filed, Sept. 19, 1966; 8:48 a.m.]

PART 121—FOOD ADDITIVES

Subpart D—Food Additives Permitted in Food for Human Consumption

DDT AND TOXAPHENE; TOLERANCES FOR COMBINED RESIDUES

Petitions were filed with the Food and Drug Administration by Hercules Powder Co., Inc., Wilmington, Del. 19899, requesting food additive tolerances for residues of DDT (FAP 5H1772) and toxaphene (FAP 5H1773) at 6 parts per million in crude soybean oil. These tolerances were established by an order published in the FEDERAL REGISTER of July 12, 1966 (31 F.R. 9453). Since both DDT and toxaphene are in the chlorinated organic compound class, it has been asked whether § 121.4 *Tolerances for related food additives* of the procedural food additive regulations limits the total residue of both chemicals to 6 parts per million in crude soybean oil. The Commissioner of Food and Drugs has concluded that § 121.4 should not apply in this instance and that the food additive regulations should be amended accordingly as set forth below.

Therefore, pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(c)(1), (4), 72 Stat. 1786; 21 U.S.C. 348(c)(1), (4)) and under the authority delegated to the Commissioner by the Secretary of Health, Education, and Welfare (21 CFR 2.120; 31 F.R. 3008), § 121.1093 is amended by revising the item "6 parts per million * * *" and § 121.1196 is revised, as follows:

§ 121.1093 DDT.

* * * * *

Six parts per million in crude soybean oil. If residues of toxaphene are also present from application to the growing crop, the total residue of both such chlorinated organic compounds shall not exceed 12 parts per million.

§ 121.1196 Toxaphene.

A tolerance of 6 parts per million is established for residues of the insecticide toxaphene (chlorinated camphene containing 67–69 percent chlorine) in crude soybean oil when present therein as a result of the application of this insecticide to the growing soybean crop. If residues of DDT are also present from application to the growing crop, the total residue of both such chlorinated organic compounds shall not exceed 12 parts per million.

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 become effective on the date of its publication in the FEDERAL REGISTER.

(Sec. 409(c)(1), (4), 72 Stat. 1786; 21 U.S.C. 348(c)(1), (4))

Dated: September 13, 1966.

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

[F.R. Doc. 66-10253; Filed, Sept. 19, 1966; 8:48 a.m.]

SUBCHAPTER C—DRUGS

PART 166—DEPRESSANT AND STIMULANT DRUGS; DEFINITIONS, PROCEDURAL AND INTERPRETATIVE REGULATIONS

Listing of Additional Drugs as Drugs Subject to Control

In the matter of listing certain additional drugs, identified below, as depressant or stimulant drugs within the meaning of section 201(v) of the Federal Food, Drug, and Cosmetic Act:

No comments were received in response to the notice of proposed rulemaking in the above-identified matter published in the FEDERAL REGISTER of July 23, 1966

(31 F.R. 10039), and it is concluded that the amendment should be adopted as proposed.

Therefore, pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (secs. 201(v), 511, 701, 52 Stat. 1055, as amended, 79 Stat. 227 et seq.; 21 U.S.C. 321(v), 360a, 371), and under the authority delegated by the Secretary of Health, Education, and Welfare to the Commissioner of Food and Drugs (21 CFR 2.120; 31 F.R. 3008), § 166.3(c) is amended by alphabetically inserting in the list of drugs in subparagraph (1) new items, as follows:

§ 166.3 Listing of drugs defined in section 201(v) of the act.

* * * * *

(c) * * *

(1) * * *

Established name	*Some trade and other names*
Chloral betaine	Beta-Chlor.
* * *	* * *
Chlorhexadol	Lora.
* * *	* * *
Petrichloral	Periclor.
Sulfondiethylmethane	Tetronal.
Sulfonethylmethane	Trional.
Sulfonmethane	Sulfonal.

* * * * *

Any person who will be adversely affected by the foregoing order may at any time within 30 days following 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 six copies. 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 60 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. 201(v), 511, 701, 52 Stat. 1055, as amended, 79 Stat. 227 et seq.; 21 U.S.C. 321(v), 360a, 371)

Dated: September 13, 1966.

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

[F.R. Doc. 66-10254; Filed, Sept. 19, 1966; 8:48 a.m.]

Title 33—NAVIGATION AND NAVIGABLE WATERS

Chapter II—Corps of Engineers, Department of the Army

PART 202—ANCHORAGE REGULATIONS

PART 204—DANGER ZONE REGULATIONS

Mumford Cove, Conn., Albemarle Sound, N.C., Pacific Ocean, Hawaii

1. Pursuant to the provisions of section 1 of an Act of Congress approved April 22, 1940 (54 Stat. 150; 33 U.S.C. 180), § 202.50c is hereby prescribed designating two special anchorage areas in Mumford Cove, Conn., wherein vessels not more than 65 feet in length, when at anchor, shall not be required to carry or exhibit anchor lights effective 30 days after publication in the FEDERAL REGISTER as follows:

§ 202.50c Mumford Cove, Groton, Conn.

(a) *Area No. 1.* Beginning at a point on the easterly shore of Mumford Cove at latitude 41°19'36", longitude 72°01'06"; thence to latitude 41°19'30", longitude 72°01'04"; thence to the shoreline at latitude 41°19'31", longitude 72°01'00"; and thence along the shoreline to the point of beginning.

(b) *Area No. 2.* Beginning at a point on the easterly shore of Mumford Cove at latitude 41°19'15", longitude 72°00'54"; thence to latitude 41°19'14.5", longitude 72°00'59"; thence to latitude 41°19'11", longitude 72°00'58"; thence to latitude 41°19'10", longitude 72°00'54"; thence to latitude 41°19'12.5", longitude 72°00'52"; thence to latitude 41°19'14", longitude 72°00'55"; and thence to the point of beginning.

NOTE. The areas are principally for use by yachts and other recreational craft. Temporary floats or buoys for marking anchors will be allowed. Fixed mooring piles or stakes will be prohibited. The anchoring of vessels and placing of temporary moorings will be under the jurisdiction, and at the discretion, of the local Harbor Master.

[Regs., August 22, 1966, 1507-32 (Mumford Cove, Conn.)-ENGCW-ON] (Sec. 1, 54 Stat. 150; 33 U.S.C. 180)

2. Pursuant to the provisions of section 7 of the River and Harbor Act of August 8, 1917 (40 Stat. 266; 33 U.S.C. 1), and Chapter XIX of the Army Appropriations Act of July 9, 1918 (40 Stat. 892; 33 U.S.C. 3), § 204.54 establishing and governing the use and navigation of danger zones in Albemarle Sound, N.C., is hereby amended redesignating the boundaries of the danger zone along the south shore and changing the name of enforcing agency, amending paragraphs (b)(2) and (d)(2) and (4), effective 30 days after publication in the FEDERAL REGISTER, as follows:

§ 204.54 Albemarle Sound, Pamlico Sound, and adjacent waters, North Carolina; danger zones for naval aircraft operations.

* * * * *

(b) *Target and bombing areas.* * * *

(2) *Along south shore of Albemarle Sound; target and bombing areas.* (i) *Western area.* Beginning at the northernmost point of Laurel Point; thence to Laurel Point Light; thence to latitude 36°00'39", longitude 76°19'46"; thence to latitude 35°57'11", longitude 76°-19'46"; thence 263° to the shore south of Bull Creek entrance; then northerly along the shore and across the entrance of Bull Creek to the point of beginning.

(ii) *Eastern area.* Beginning at latitude 36°00'43", longitude 76°19'20" thence to latitude 36°02'40", longitude 76°04'26"; thence to latitude 36°00'12", longitude 76°04'26"; thence to latitude 35°59'35", longitude 76°19'20"; and thence to the point of beginning. This area is divided into three subareas A, B, and C as follows: Area A, beginning at latitude 36°00'43", longitude 76°19'20"; thence to latitude 36°01'20", longitude 76°14'30"; thence to latitude 35°59'45", longitude 76°14'30"; thence to latitude 35°59'35", longitude 76°19'20"; and thence to the point of beginning. Area B, beginning at latitude 36°01'20", longitude 76°14'30", thence to latitude 36°-02'18", longitude 76°07'15", thence to latitude 36°00'05", longitude 76°07'15"; thence to latitude 35°59'45", longitude 76°14'30"; and thence to the point of beginning. Area C, beginning at latitude 36°02'18", longitude 76°07'15"; thence to latitude 36°02'40", longitude 76°04'-26"; thence to latitude 36°00'12", longitude 76°04'26"; thence to latitude 36°-00'05", longitude 76°07'15"; and thence to the point of beginning.

* * * * *

(d) *The regulations.* * * *

(2) *Target and bombing areas.* The areas described in paragraphs (b)(1)(i) and (b)(2)(i) of this section will be used as target and bombing areas by naval aircraft only during daylight. The areas described in paragraphs (b)(1)(ii) and (b)(2)(ii) of this section will be used as a target and bombing area for both day and night operations. No use will be made of the areas described in paragraph (b)(1) of this section for target and bombing operations during the period 30 days prior to and during the annual duck hunting season as established by the State of North Carolina. Dummy ammunition, waterfilled or smoke bombs and inert rockets will be used, except during wartime when live ammunition, bombs, and rockets may be used. The areas will be open to navigation except for periods when ordnance exercises are being conducted by naval aircraft. In area B, described in paragraph (b)(2)(ii) of this section, the placing of nets, traps, buoys, pots, fishponds, stakes, or other equipment which may interfere with target vessels operating in the area shall not be permitted. The areas will be patrolled and vessels shall clear the area

under patrol upon being warned by the surface patrol craft or when "buzzed" by patrolling aircraft. As a further means of warning vessels of naval aircraft operations in the area described in paragraph (b)(1)(ii) of this section, a cluster of flashing red lights at night and a large red flag by day will be displayed from the range observation tower located in the approximate center of the shore side of this area.

* * * * *

(4) *Enforcing agency.* The regulations in this section shall be enforced by the Commander Fleet Air Norfolk, and such agencies as he may designate.

[Regs., August 22, 1966, 1507-32 (Albemarle Sound, N.C.)-ENGOW-ON] (Sec. 7, 40 Stat. 266, Chap. XIX, 40 Stat. 892; 33 U.S.C. 1, 3)

3. Pursuant to the provisions of Section 7 of the River and Harbor Act of August 8, 1917 (40 Stat. 266; 33 U.S.C. 1) and Chapter XIX of the Army Appropriations Act of July 9, 1918 (40 Stat. 892; 33 U.S.C. 3), § 204.224b is hereby prescribed establishing and governing the use and navigation of a danger zone in the Pacific Ocean, Hawaii, effective 30 days after publication in the FEDERAL REGISTER, as follows:

§ 204.224b Pacific Ocean at Keahi Point, Island of Oahu, Hawaii; danger zone.

(a) *The danger zone.* The waters within an area beginning at a point in latitude 21°18'21.4'' N., longitude 157°-59'14.2'' W.; thence to latitude 21°18'11'' N., longitude 158°00'17.5'' W.; thence to latitude 21°17'11.8'' N., longitude 158°-00'06.5'' W.; and thence to latitude 21°17'22.5'' N., longitude 157°59'03.1'' W.

(b) *The regulations.* (1) The area is closed to all surface craft, swimmers, divers, and fishermen except to craft and personnel authorized by the enforcing agency.

(2) The regulations in this section shall be enforced by the Commanding Officer, Explosive Ordnance Disposal Unit One, FPO San Francisco 96612, and such agencies as he may designate.

[Regs., August 22, 1966, 1507-32 (Pacific Ocean, Hawaii)-ENGCW-ON] (Sec. 7, 40 Stat. 266, Chap. XIX, 40 Stat. 892; 33 U.S.C. 1, 3)

KENNETH G. WICKHAM,
Major General, U.S. Army,
The Adjutant General.

[F.R. Doc. 66-10220; Filed, Sept. 19, 1966; 8:45 a.m.]

PART 203—BRIDGE REGULATIONS

Spa Creek, Md.

Pursuant to the provisions of section 5 of the River and Harbor Act of August 18, 1894 (28 Stat. 362; 33 U.S.C. 499), § 203.311 is hereby prescribed governing the operation of the Maryland State Roads Commission highway bridge across Spa Creek at Annapolis, Md., effective 30 days after publication in the FEDERAL REGISTER, as follows:

§ 203.311 Spa Creek, Md.; highway bridge at Annapolis.

(a) The owner of or agency controlling the bridge shall not be required to open the draw between the hours of 7:30 a.m. and 9:00 a.m. and between the hours of 4:30 p.m. and 6:00 p.m., Monday through Friday, inclusive, except on State and Federal holidays: *Provided,* That the draw shall be opened at any time for the passage of a vessel in an emergency involving danger to life or property, which shall be indicated by four blasts of a whistle, horn or megaphone.

(b) Whenever any emergency vehicle sounds an alarm for the purpose of crossing the bridge toward a fire or other emergency situation involving life or property, the bridgetender shall, if the draw is open, close the same as soon as practicable; and after the draw is closed, or if it is closed at the time, keep it closed until such emergency vehicle has crossed the bridge.

(c) The owner of or agency controlling the bridge shall keep a copy of the regulations in this section conspicuously posted on both the upstream and downstream sides thereof, in such manner that it can be easily read at any time.

(d) In all other respects, the regulations contained in § 203.240 of this part shall govern the operation of this bridge.

[Regs., August 31, 1966, 1507-32 (Spa Creek, Md.)-ENGCW-ON] (Sec. 5, 28 Stat. 362; 33 U.S.C. 499)

KENNETH G. WICKHAM,
Major General, U.S. Army,
The Adjutant General.

[F.R. Doc. 66-10221; Filed, Sept. 19, 1966; 8:45 a.m.]

Title 39—POSTAL SERVICE

Chapter I—Post Office Department

PART 43—MAIL DEPOSIT AND COLLECTION

Mail Chutes and Receiving Boxes

A notice of proposed revisions to § 43.6 (c)(2)(i) and (e)(5) of Title 39, Code of Federal Regulations, was published in the FEDERAL REGISTER of July 21, 1966 (31 F.R. 9871) concerning the use of tempered glass not less than three-sixteenths of an inch in thickness or heavy sheet or plate glass not less than one-fourth of an inch in thickness in the construction of mail chutes or in the replacement of broken glass panels in existing ones. Interested persons were given 30 days in which to submit written comments regarding the proposals.

After careful consideration of the comments received, the Department has decided to adopt the proposals. Accordingly, the amendments to be effective October 20, 1966, read as follows:

§ 43.6 Mail chutes and receiving boxes.

* * * * *

(c) *Specifications for construction of chutes—** * *

(2) *Material.* (i) Every mailing chute must be made entirely of metal and glass. The metal parts of the chute must be of such form, weight, and character as to insure rigidity, safety, and durability. Panel moldings must be of metal of suitable strength and resilience to insure a constant grip on the glass. At least three-fourths of the front of the chute in every story must be of tempered glass not less than three-sixteenths of an inch in thickness or heavy sheet or plate glass not less than one-fourth inch in thickness. All joints in the chute must be tight so that mail matter cannot catch or lodge therein.

* * * * *

(e) *Maintenance of chutes and receiving boxes.* * * *

(5) Broken glass panels shall be replaced either with tempered glass not less than three-sixteenths of an inch in thickness or heavy sheet or plate glass not less than one-fourth inch in thickness.

* * * * *

NOTE: The corresponding Postal Manual sections are 153.632a and 153.635 respectively.

(R.S. 161, as amended; 5 U.S.C. 22, 39 U.S.C. 501, 6001, 6003)

TIMOTHY J. MAY,
General Counsel.

SEPTEMBER 16, 1966.

[F.R. Doc. 66-10294; Filed, Sept. 19, 1966; 8:49 a.m.]

Title 41—PUBLIC CONTRACTS AND PROPERTY MANAGEMENT

Chapter 1—Federal Procurement Regulations

PART 1-1—GENERAL

Subpart 1-1.18—Postaward Orientation of Contractors

This amendment prescribes policies and procedures regarding the postaward orientation of contractors performing contracts and subcontracts for supplies and services (except construction).

The table of contents for Part 1-1 is amended to provide for the addition of entries for new Subpart 1-1.18, as follows:

Subpart 1-1.17 [Reserved]

Subpart 1-1.18—Postaward Orientation of Contractors

AUTHORITY. The provisions of this Subpart 1–1.18 issued under sec. 205(c), 63 Stat. 390; 40 U.S.C. 486(c).

§ 1–1.1800 Scope of subpart.

This subpart prescribes policies and procedures regarding the postaward orientation of contractors performing contracts and subcontracts for supplies and services (except construction).

§ 1–1.1801 [Reserved]

§ 1–1.1802 Policy.

(a) When it is determined after contract award that the contractor does not or may not have a clear understanding of the scope of the contract, of its technical requirements, or of the rights and obligations of the parties, postaward orientation conferences may be employed (see § 1–1.1803) in order to clarify these matters. Where less complex contracts are involved, simpler means may be used, such as a letter to the contractor (see § 1–1.1806). Postaward orientation of subcontractors also may be employed (see § 1–1.1804).

(b) However, a postaward orientation conference may not be used in substitution for affirmative preaward determinations as to a bidder's responsibility, e.g., as to his willingness and ability to comply with the equal employment opportunity requirements (see §§ 1–1.310–5(a)(5) and 1–1.310–6).

§ 1–1.1803 Postaward orientation conferences.

§ 1–1.1803–1 Factors.

In selecting contracts for postaward orientation, the selection should include consideration of the following factors:

(a) Nature and extent of the preaward survey and any prior discussions had with the contractor;

(b) Technical complexity of the item or service;

(c) End use of the item or service, particularly its relation to critical programs;

(d) Urgency of the delivery schedule;

(e) Length of the planned production cycle;

(f) Past performance of the contractor;

(g) Procurement history of the item or service;

(h) Type and value of the contract;

(i) Requirements for spare parts or related equipment;

(j) Contractor's experience with the agency's contracts, or with the item or service being procured;

(k) Extent of subcontracting; and

(l) Safety precautions required for hazardous materials or operations.

§ 1–1.1803–2 Initial action.

(a) The need for a postaward orientation conference normally will be established by the contracting officer or the head of the office in charge of contract administration as a result of substantive review and analysis of the contract and related reports. It is desirable for interested Government personnel to hold a meeting prior to the conference to assure that an appropriate and coordinated Government position is developed regarding indicated questions and problems.

(b) An orientation conference should be held, as soon as possible after the contract award, when analysis of the contract or other information indicates that existing or potential problems may adversely affect the performance of the contract. The official who determines that a postaward orientation conference is needed should normally make all necessary arrangements to:

(1) Conduct a preliminary meeting of Government personnel;

(2) Establish the time and place of the orientation conference;

(3) Prepare an agenda or checklist;

(4) Notify all participants;

(5) Designate a conference chairman (this should be the contracting officer if he will be a participant); and

(6) Prepare a summary report of the conference, when necessary. When the contracting officer initiates the request for a conference, the arrangements referred to in this paragraph (b) may be made by him or, at his request, by the office in charge of administration.

§ 1–1.1803–3 Agenda.

The agenda of or checklist for an orientation conference may include such matters as:

(a) Special contractual provisions;

(b) Clarification of specifications and other work requirements;

(c) Production planning;

(d) Furnishing and control of Government property;

(e) Billing and payment procedures;

(f) Reporting requirements;

(g) Processing of engineering changes and change orders;

(h) Quality control and testing requirements;

(i) Requirements for spare parts or related equipment;

(j) Packaging and shipping;

(k) Subcontract consent;

(l) Prime contractor responsibility for subcontracts;

(m) Allowability of cost determinations;

(n) Incentive features;

(o) Security requirements;

(p) Progress target dates; and

(q) Major problem areas or other appropriate topics.

§ 1–1.1803–4 Participants.

It is essential that all parties involved in the execution, administration, and performance of a Government contract have a clear and mutual understanding of the scope of the contract, the technical requirements, and the rights and obligations of the parties. Participants in a postaward orientation conference may include, as appropriate, the contracting officer, representatives from the contracting office and from the office in charge of administration, other interested Government personnel, and the contractor's representatives.

§ 1–1.1803–5 Conference procedure.

The conference shall be conducted by the designated Government chairman, normally the contracting officer if he is a participant. Unless a specific contract change has been agreed to by the contracting officer at the preliminary meeting of Government personnel to be in the best interest of the Government, the chairman should emphasize that the conference is not being held for the purpose of changing the contract. Where the contracting officer participates in the conference, he may make commitments or give directions within the scope of his authority and he should, to the extent necessary, reduce to writing and sign any such commitments or directions. Participants who are without authority to bind the Government contractually should not take actions which may give the contractor the impression that the provisions of the contract are being altered. However, such participants, subject to any limitations placed upon their authority, may provide information and guidance to explain existing provisions and requirements of the contract. Where a summary report of the conference is to be prepared, the report should cover such matters as are set forth in § 1–1.1805.

§ 1–1.1804 Subcontract conferences.

The prime contractor is generally responsible for conducting any necessary postaward orientation conferences with subcontractors. However, in exceptional cases involving subcontracted items or services which are technically complex, the prime contractor may invite the Government to participate in a conference or the Government may request the prime contractor to initiate such a conference with the subcontractor. Representatives from the Government office in charge of administration of the prime contract and subcontracts thereunder, should be included as participants. Government participants in such conferences should give due regard to the lack of contractual privity (normally none exists) between the Government and subcontractors. Accordingly, they should not make commitments, give directions, or take any actions which change or are inconsistent with the provisions of the subcontract.

§ 1–1.1805 Reports.

Summary reports of conferences should be prepared as provided by agency procedures. Such reports should cover the significant items discussed, including areas requiring resolution, controversial matters, and the names of the participants or units assigned responsibility for further actions, as well as the due dates for such actions.

§ 1–1.1806 Postaward letters.

Where less complex contracts are involved, a letter to the contractor may be sufficient. In such cases, the letter should identify the Government representative responsible for administering the contract and should cite any unusual contract requirements such as special reports, revised specifications, preproduction tests, subcontracting consent requirements, Government property to be furnished, and any other significant requirements.

Effective date. These regulations are effective September 30, 1966, but may be observed earlier.

Dated: September 13, 1966.

LAWSON B. KNOTT, JR.,
Administrator of General Services.

[F.R. Doc. 66-10239; Filed, Sept. 19, 1966; 8:47 a.m.]

Title 50—WILDLIFE AND FISHERIES

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

SUBCHAPTER B—HUNTING AND POSSESSION OF WILDLIFE

PART 10—MIGRATORY BIRDS

Open Seasons, Bag Limits, and Possession of Certain Migratory Game Birds; Correction

Footnote 1 of the Central and Pacific Flyways as published in the FEDERAL REGISTER of Saturday, September 3, 1966 on page 11661 is corrected as follows:

Strike the words "(east of Continental Divide)" after Montana and insert (Central Flyway Area) in the Central Flyway. Strike the words "(west of Continental Divide)" after Montana and insert (Pacific Flyway Area) in the Pacific Flyway.

In footnote 1 of the Pacific Flyway, the bag and possession limit for Idaho is changed from 5 and 10 to 6 and 6.

In Footnote 4 of the Pacific Flyway, the dates for the Columbia Basin Area of Idaho and Oregon are changed from Oct. 8–Jan. 5 to Oct. 8–Jan. 15.

JOHN S. GOTTSCHALK,
Director.

SEPTEMBER 15, 1966.

[F.R. Doc. 66-10240; Filed, Sept. 19, 1966; 8:47 a.m.]

SUBCHAPTER C—THE NATIONAL WILDLIFE REFUGE SYSTEM

PART 32—HUNTING

Deer Flat National Wildlife Refuge, Idaho

The following special regulations are issued and are effective on date of publication in the FEDERAL REGISTER. The limited time ensuing from the date of the adoption of the Federal migratory game bird regulations to and including the establishment of State hunting seasons makes it impracticable to give public notice of proposed rule making.

§ 32.12 Special regulations; migratory game birds, for individual wildlife refuge areas.

IDAHO

DEER FLAT NATIONAL WILDLIFE REFUGE

Public hunting of ducks, coots, and gallinules on the Lake Lowell Unit of the Deer Flat National Wildlife Refuge, Idaho, is permitted from October 8, 1966, through January 15, 1967. This unit is closed to hunting of geese. On the Snake River Islands Unit, hunting of ducks, coots, and gallinules is permitted from October 8, 1966, through January 15, 1967, and geese may be hunted from October 8, 1966, through January 5, 1967. Hunting is permitted only on the area designated by signs as open to hunting. This open area comprising 4,000 acres is delineated on a map available at refuge headquarters, Nampa, Idaho, and from the Regional Director, Bureau of Sport Fisheries and Wildlife, 730 Northeast Pacific Street, Portland, Oreg. 97208.

Hunting shall be in accordance with all applicable State and Federal regulations subject to the following special condition:

(1) Boats without motors are permitted in the waterfowl hunting area designated as Lake Lowell Unit One. No boats are allowed in Unit Two.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through January 15, 1967.

§ 32.22 Special regulations; upland game; for individual wildlife refuge areas.

IDAHO

DEER FLAT NATIONAL WILDLIFE REFUGE

The public hunting of ring-necked pheasants on the Deer Flat National Wildlife Refuge, Idaho, is permitted from October 29 through December 11, 1966; the hunting of quail and Hungarian and chukar partridge is permitted from September 17 through December 31, but only on the area designated by signs as open to hunting. This open area, comprising 1,740 acres, is delineated on a map available at refuge headquarters, Nampa, Idaho, and from the Regional Director, Bureau of Sport Fisheries and Wildlife, 730 Northeast Pacific Street, Portland, Oreg. 97208.

Hunting shall be in accordance with all applicable State regulations.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through December 31, 1966.

JOHN D. FINDLAY,
Acting Regional Director, Bureau of Sport Fisheries and Wildlife.

SEPTEMBER 13, 1966.

[F.R. Doc. 66-10224; Filed, Sept. 19, 1966; 8:45 a.m.]

PART 32—HUNTING

Kootenai National Wildlife Refuge, Idaho

The following special regulations are issued and are effective on date of publication in the FEDERAL REGISTER. The limited time ensuing from the date of the adoption of the Federal migratory game bird regulations to and including the establishment of State hunting seasons makes it impracticable to give public notice of proposed rule making.

§ 32.12 Special regulations; migratory game birds; for individual wildlife refuge areas.

IDAHO

KOOTENAI NATIONAL WILDLIFE REFUGE

The public hunting of ducks, coots, and gallinules on the Kootenai National Wildlife Refuge, Idaho, is permitted from October 8, 1966, through January 15, 1967; the hunting of geese from October 8, 1966, through January 5, 1967; and the hunting of Wilson's snipe from October 8, 1966, through November 26, 1966, but only on the area designated by signs as open to hunting. This open area comprising 1,085 acres is delineated on a map available at refuge headquarters, Bonners Ferry, Idaho, and from the Regional Director, Bureau of Sport Fisheries and Wildlife, 730 Northeast Pacific Street, Portland, Oreg. 97208.

Hunting shall be in accordance with all applicable State and Federal regulations.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through January 15, 1967.

§ 32.22 Special regulations; upland game; for individual wildlife refuge areas.

IDAHO

KOOTENAI NATIONAL WILDLIFE REFUGE

The public hunting of pheasants on the Kootenai National Wildlife Refuge, Idaho, is permitted from October 8, 1966, through November 13, 1966, and hunting of ruffed, blue, and spruce, grouse from September 17 through November 13, 1966, but only on the area designated by signs as open to hunting. This open area comprising 1,085 acres is delineated on a map available at refuge headquarters, Bonners Ferry, Idaho, and from the Regional Director, Bureau of Sport Fisheries and Wildlife, 730 Notheast Pacific Street, Portland, Oreg. 97208.

Hunting shall be in accordance with all applicable State regulations.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through November 13, 1966.

§ 32.32 Special regulations; big game; for individual wildlife refuge areas.

IDAHO

KOOTENAI NATIONAL WILDLIFE REFUGE

The public hunting of deer on Kootenai National Wildlife Refuge, Idaho, is permitted from October 29 through December 4, 1966, and the hunting of bear from September 3 through December 4, 1966, but only on the area designated by signs as open to hunting. This open area comprising 1,085 acres is delineated on a map available at refuge headquarters, Bonners Ferry, Idaho, and from the Regional Director, Bureau of Sport Fish-

eries and Wildlife, 730 Northeast Pacific Street, Portland, Oreg. 97208.

Hunting shall be in accordance with all applicable State and Federal regulations.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through December 4, 1966.

JOHN D. FINDLAY,
Acting Regional Director, Bureau of Sport Fisheries and Wildlife.

SEPTEMBER 13, 1966.

[F.R. Doc. 66-10225; Filed, Sept. 19, 1966; 8:45 a.m.]

PART 32—HUNTING

Minidoka National Wildlife Refuge, Idaho

The following special regulations are issued and are effective on date of publication in the FEDERAL REGISTER. The limited time ensuing from the date of the adoption of the Federal migratory game bird regulations to and including the establishment of State hunting seasons makes it impracticable to give public notice of proposed rule making.

§ 32.12 Special regulations; migratory game birds, for individual wildlife refuge areas.

IDAHO

MINIDOKA NATIONAL WILDLIFE REFUGE

The public hunting of ducks, coots, and gallinules on the Minidoka National Wildlife Refuge, Idaho, is permitted from October 8, 1966, through January 15, 1967; the hunting of geese is permitted from October 8, 1966, through January 5, 1967, but only on the area designated by signs as open to hunting. This open area comprising 3,200 acres is delineated on a map available at refuge headquarters, Rupert, Idaho, and from the Regional Director, Bureau of Sport Fisheries and Wildlife, 730 Northeast Pacific Street, Portland, Oreg. 97208.

Hunting shall be in accordance with all applicable State and Federal regulations subject to the following special conditions:

(1) Boats without motors may be used to retrieve downed birds on the main reservoir and water units.

(2) No hunting will be allowed from islands in the reservoir.

(3) Dogs—No more than two dogs per hunter may be used for retrieving waterfowl.

(4) Fires are prohibited.

(5) Entry to hunting area shall be by the Bird Island Road only.

(6) Parking of vehicles shall be in the designated parking areas only.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through January 15, 1967.

§ 32.22 Special regulations; upland game; for individual wildlife refuge areas.

IDAHO

MINIDOKA NATIONAL WILDLIFE REFUGE

Public hunting of ring-necked pheasants is permitted on the Minidoka National Wildlife Refuge, Idaho, from October 29 (noon) through December 11, 1966; hunting of Hungarian partridge is permitted from September 17 through December 31, 1966, but only on the area designated by signs as open to hunting. This open area comprising 3,160 acres is delineated on a map available at refuge headquarters, Rupert, Idaho, and from the Regional Director, Bureau of Sport Fisheries and Wildlife, 730 Northeast Pacific Street, Portland, Oreg. 97208.

Hunting shall be in accordance with all applicable State and Federal regulations subject to the following special conditions:

(1) No hunting will be allowed on islands in the reservoir.

(2) Fires are prohibited.

(3) Entry to the hunting area shall be by the Bird Island Road only.

(4) Parking of vehicles shall be in designated parking areas only.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through December 31, 1966.

JOHN D. FINDLAY,
Acting Regional Director, Bureau of Sport Fisheries and Wildlife.

SEPTEMBER 13, 1966.

[F.R. Doc. 66-10226; Filed, Sept. 19, 1966; 8:45 a.m.]

PART 32—HUNTING

Monte Vista National Wildlife Refuge, Colo.

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

§ 32.22 Special regulations; upland game; for individual wildlife refuge areas.

COLORADO

MONTE VISTA NATIONAL WILDLIFE REFUGE

The public hunting of pheasants and rabbits on the Monte Vista National Wildlife Refuge, Colo., is permitted only on the area designated by signs as open to hunting. This open area, comprising 5,314 acres, is delineated on maps available at refuge headquarters, Monte Vista, Colo., and from the Regional Director, Bureau of Sport Fisheries and Wildlife, Post Office Box 1306, Albuquerque, N. Mex. 87103.

Hunting shall be in accordance with all applicable State regulations governing the hunting of pheasants and rabbits subject to the following special conditions:

(1) The pheasant hunting season on the refuge extends from November 12 through November 20, 1966, inclusive.

(2) The rabbit hunting season on the refuge extends from October 22 through December 20, 1966, inclusive.

(3) Hunting with rifles and handguns is prohibited.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through December 20, 1966.

CHARLES R. BRYANT,
Refuge Manager, Monte Vista National Wildlife Refuge, Monte Vista, Colo.

SEPTEMBER 9, 1966.

[F.R. Doc. 66-10222; Filed, Sept. 19, 1966; 8:45 a.m.]

PART 32—HUNTING

Blackbeard Island National Wildlife Refuge, Ga.

The following special regulations are issued and are effective on date of publication in the FEDERAL REGISTER.

§ 32.22 Special regulations; upland game birds; for individual wildlife refuge areas.

GEORGIA

BLACKBEARD ISLAND NATIONAL WILDLIFE REFUGE

Public hunting of wild turkey and raccoon on the Blackbeard Island National Wildlife Refuge, Ga., is permitted only on the area designated by signs as open to hunting. This open area, comprising 4,585 acres, is delineated on a map available at the refuge headquarters, Route 1, Hardeeville, S.C. 29927, and from the Office of the Regional Director, Bureau of Sport Fisheries and Wildlife, 809 Peachtree-Seventh Building, Atlanta, Ga. 30323. Hunting shall be in accordance with all applicable State regulations covering the hunting of turkey and raccoon subject to the following conditions:

(1) Turkey gobblers and raccoons may be taken during the following open periods: From October 27 through October 29, 1966, from November 21 through November 26, 1966; and from December 28 through December 31, 1966.

(2) Hunting hours will be from daylight to 9:30 a.m. and from 3:30 p.m. to sunset daily.

(3) The bag limit for turkey is two gobblers per season. Turkey hunting will be halted when a total of 20 gobblers are killed. There is no bag limit on raccons.

(4) Only bows and arrows may be used. Bows must have not less than 40 lbs. pull. Firearms, crossbows, and mechanical bows are prohibited.

(5) Dogs are prohibited .

(6) Camping and fires will be permitted only at the designated camping area .

(7) Participants must arrange their own transportation to the Island, and may not enter the refuge more than 3 days in advance of each opening date.

(8) Hunters will be restricted to the camping area until the morning of the first day of each hunt period.

(9) A Federal permit is required. Permit applications must be received by the Refuge Manager, Savannah National Wildlife Refuge, Route 1, Hardeeville, S.C. 29927 by the following dates:

October 20 for the hunt beginning October 27.
November 14 for the hunt beginning November 21.
December 21 for the hunt beginning December 28.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through January 1, 1967.

§ 32.32 Special regulations; big game; for individual wildlife refuge areas.

GEORGIA

BLACKBEARD ISLAND NATIONAL WILDLIFE REFUGE

Public hunting of deer on the Blackbeard Island National Wildlife Refuge, Ga., is permitted only on the area designated by signs as open to hunting. This open area, comprising 4,585 acres, is delineated on a map available at the refuge headquarters, Route 1, Hardeeville, S.C. 29927, and from the Office of the Regional Director, Bureau of Sport Fisheries and Wildlife, 809 Peachtree-Seventh Building, Atlanta, Ga. 30323. Hunting shall be in accordance with all applicable State regulations covering the hunting of deer subject to the following conditions:

(1) Dear of either sex may be taken during the following open periods: From October 27 through October 29, 1966; from November 21 through November 26, 1966; and from December 28 through December 31, 1966.

(2) Hunting hours will be from daylight to 9:30 a.m. and from 3:30 p.m. to sunset daily.

(3) The season bag limit is two deer of either sex.

(4) Only bows and arrows may be used. Bows must have not less than 40 lbs. pull and arrows must be broadhead, seven-eighth inch or more in width. Firearms, crossbows, and mechanical bows are prohibited.

(5) Dogs are prohibited.

(6) Camping and fires will be permitted only at the designated camping area.

(7) Participants must arrange their own transportation to the Island and may not enter the refuge more than 3 days in advance of each opening date.

(8) Hunters will be restricted to the camping area until the morning of the first day of each hunt period.

(9) A Federal permit is required. Permit applications must be received by the Refuge Manager, Savannah National Wildlife Refuge, Route 1, Hardeeville, S.C. 29927 by the following dates:

October 20 for the hunt beginning October 27.
November 14 for the hunt beginning November 21.
December 21 for the hunt beginning December 28.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through January 1, 1967.

W. L. TOWNS,
Acting Regional Director, Bureau of Sport Fisheries and Wildlife.

SEPTEMBER 12, 1966.

[F.R. Doc. 66-10223; Filed, Sept. 19, 1966; 8:45 a.m.]

PART 32—HUNTING

Tishomingo National Wildlife Refuge, Okla.

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

§ 32.32 Special regulations; big game; for individual wildlife refuge areas.

OKLAHOMA

TISHOMINGO NATIONAL WILDLIFE REFUGE

Public hunting of deer on the Tishomingo National Wildlife Refuge, Okla., is permitted only on the area designated by signs as open to hunting. This open area, comprising 3,100 acres, is delineated on maps available at refuge headquarters, Tishomingo, Okla., and from the office of the Regional Director, Bureau of Sport Fisheries and Wildlife, Post Office Box 1306, Albuquerque, N. Mex. 87103. Hunting shall be in accordance with all applicable State regulations covering the hunting of deer subject to the following special conditions:

(1) Not more than 20 archery hunters per day, and not more than 10 gun hunters per day will be admitted to the hunting area.

(2) The archery deer hunting season on the refuge is from October 23 to November 13, 1966, inclusive, and December 3 to December 11, 1966, inclusive, on Tuesdays, Thursdays, Saturdays, and Sundays. The gun deer hunting season on the refuge is from November 19 to November 27, 1966, inclusive, on Tuesdays, Thursdays, Saturdays, and Sundays.

(3) Zone 3 of the area open to hunting is excluded.

(4) A Federal permit is not required to enter the public hunting area, but hunters, upon entering and leaving, shall report at designated checking stations as may be established for the regulation of the hunting activity and shall furnish information pertaining to their hunting, as requested.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through December 11, 1966.

EARL W. CRAVEN,
Refuge Manager, Tishomingo, National Wildlife Refuge, Tishomingo, Okla.

SEPTEMBER 7, 1966.

[F.R. Doc. 66-10227; Filed, Sept. 19, 1966; 8:46 a.m.]

Proposed Rule Making

DEPARTMENT OF THE INTERIOR

Fish and Wildlife Service

[50 CFR Part 80]

RESTORATION OF GAME BIRDS, FISH, AND MAMMALS

Notice of Proposed Rule Making

Notice is hereby given that pursuant to the authority vested in the Secretary of the Interior by section 10 of the Federal Aid in Wildlife Restoration Act, as amended (50 Stat. 917; 16 U.S.C. 669i) and by section 10 of the Federal Aid in Fish Restoration Act, as amended (64 Stat. 430, 16 U.S.C. 777i), it is proposed to revise Part 80, Title 50, Code of Federal Regulations as set forth below. The proposed changes will improve administrative procedures and adjust the organizational arrangement of the sections.

1. Section 80.1 will be expanded to improve the definition of a project and the activities which may be carried out under a project.

2. Section 80.4 will be revised to cover the period of availability of Federal Aid funds and define obligation of funds as it relates to availability. "Diversion of funds" will be recoded § 80.5.

3. Section 80.6 will be amended by adding a new paragraph requiring information needed for the Federal Government's Planning-Programing-Budgeting System.

4. Section 80.8 will be revised to prescribe the activities which may not legally be financed under the programs. "Preliminary project statement" will be retitled "Project statement" and coded § 80.11.

5. Section 80.9 will be revised to define the extent of participation with Federal Aid in Fish and Wildlife Restoration funds in the construction and maintenance of multiple-purpose projects. "Plans, specifications and estimates" will be recoded § 80.12.

6. Section 80.10 will be revised to prescribe that a project must be financed at least 10 percent with Federal Aid funds. "Project agreement" will be recoded § 80.14, "Agreement."

7. Section 80.11 will be changed to provide for a project statement, rather than a preliminary project statement as previously called for in § 80.8. It will state that standards are set forth in the Federal Aid to Fish and Wildlife Manual. "Project standards" will be deleted from the regulations.

8. Section 80.12 will be changed to eliminate the plans, specifications, and estimates as a special project document. The section will refer to engineering plans, specifications and estimates, job descriptions for research projects, and annual work plans for development projects. "Federal Aid payments" will be recoded § 80.30.

9. Section 80.13 will be revised to permit the use of an annual program budget or spending plan encompassing all the State's Federal Aid projects under one of the Federal Aid Acts. "Prosecution of work" will be recoded § 80.24.

10. Section 80.14 will be changed to provide for an agreement which may cover a single project segment or all of the projects under a financial plan, as a State may elect. "Economy and efficiency" will not be a separate section; coverage on this will be added to § 80.24.

11. Section 80.15 will be revised to provide a statement denying benefits of the programs to Members of Congress or Resident Commissioners. "Contracts" will be recoded § 80.21.

12. Section 80.17 will be revised to cover the submission of papers and documents to the Secretary. "Form of vouchers" will be recoded § 80.31.

13. Section 80.18 will be revised to provide that differences of opinion about proposed projects will be jointly considered by the State concerned and the Bureau of Sport Fisheries and Wildlife. "Credit for receipts" will be recoded and retitled § 80.27, "Credits for sale or nonproject use of property."

14. Section 80.19 will be revised to provide that the State Fish and Game Department must have adequate control of lands on which improvements are made. "Safety and accident prevention" will be recoded § 80.22.

15. Section 80.20 will be revised to cover the submission of samples of materials. "Personnel" will be recoded § 80.25.

16. Section 80.21 will be changed to provide that contracts shall be solicited and awarded according to the laws and regulations of the State, rather than as prescribed by Federal regulations. "Equal employment opportunity" will be recoded § 80.16.

17. Section 80.23 will be revised to cover compliance with the Copeland Act, as amended (40 U.S.C. 276(c)) and the Anti-Kickback Act (18 U.S.C. 874). "Officials not to benefit" will be recoded § 80.15.

18. Section 80.24 will be changed to cover prosecution of work. A statement on economy and efficiency, now § 80.14, will be added here. A statement concerning Federal participation in the cost of land acquisition will be deleted. "Inspection" will be recoded § 80.28.

19. Section 80.25 will be revised to cover the employment of adequate and competent personnel. "Samples of materials to be submitted" will be recoded § 80.20.

20. Section 80.26 will be revised to cover the management and maintenance of completed projects. "Submission" will be recoded and retitled § 80.17, "Submission of documents."

21. Section 80.27 will be revised to cover credits. It will provide greater latitude in the use of property acquired with Federal Aid funds which has served its purpose or is not currently required for the Federal Aid activity for which it was purchased. Such property may now be utilized for any activity normally approvable under the Act which furnished the funds for purchasing it. The crediting of incidental income derived from the operation of a project will no longer be required. "Records and reporting" will be recoded § 80.32.

22. Section 80.29 will give force to the requirements of Title VI of the Civil Rights Act of 1964.

23. Section 80.30 will be changed to cover payments and will include a statement that payments for acquired real property shall be limited to 75 percent of the fair and reasonable value. A statement on a minimum of 10 percent Federal Aid participation will be removed and the principle will be covered under § 80.10. A statement providing for the payment of certain overhead and preliminary costs will be added.

24. Section 80.32 will provide that records of expenditures shall be maintained separately for the activities of research, acquisition, development, and coordination, rather than by individual projects.

25. Section 80.33 will provide for the retention period and disposal of records required by § 80.32.

26. Section 80.34 will prohibit employment of convict labor.

It is the policy of the Department of the Interior, whenever practicable, to afford the public an opportunity to participate in the rule-making process. Accordingly, interested persons may submit written comments, suggestions, or objections to the Director, Bureau of Sport Fisheries and Wildlife, Washington, D.C. 20240, within 30 days of the publication of this notice in the FEDERAL REGISTER.

JOHN S. GOTTSCHALK,
Director.

SEPTEMBER 14, 1966.

Sec.

Sec.
80.19 Land control.
80.20 Samples of materials to be submitted.
80.21 Contracts.
80.22 Safety and accident prevention.
80.23 Statements and payrolls.
80.24 Prosecution of work.
80.25 Personnel.
80.26 Maintenance of completed projects.
80.27 Credits for sale or nonproject use of property.
80.28 Inspection.
80.29 Civil rights.
80.30 Federal Aid payments.
80.31 Form of vouchers.
80.32 Records and reporting.
80.33 Records retention period.
80.34 Convict labor.

AUTHORITY: The provisions of this Part 80 issued under sec. 10, 50 Stat. 917, as amended, sec. 10, 64 Stat. 430, as amended; 16 U.S.C. 669i, 777i.

§ 80.1 Definitions.

As used in this part, terms shall have the meanings ascribed in this section.

(a) *Federal Aid Act(s).* (1) The Act of Congress, approved September 2, 1937, entitled "An Act to provide that the United States shall aid the States in wildlife restoration projects, and for other purposes," (50 Stat. 917, as amended; 16 U.S.C., sec. 669–669i), commonly referred to as the Pittman-Robertson Act; and (2) the Act of Congress, approved August 9, 1950, entitled "An Act to provide that the United States shall aid the States in fish restoration and management projects, and for other purposes," (64 Stat. 430, as amended; 16 U.S.C., sec. 777–777k), commonly referred to as the Dingell-Johnson Act.

(b) *State.* Any State of the United States, the territorial areas of Guam and the Virgin Islands, and the Commonwealth of Puerto Rico.

(c) *State Fish and Game Department.* Any department or division, or commission, or official of a State empowered under its laws to exercise the functions ordinarily exercised by a State Fish and Game Department, the Secretary of Agriculture of Puerto Rico, or the Governor of Guam or the Virgin Islands.

(d) *Fish and wildlife.* (1) The term "fish" is limited to aquatic, gill breathing, vertebrate animals bearing paired fins; and (2) the term "wildlife" is limited to wild birds and wild mammals.

(e) *Project.* A sound and substantial undertaking with the general objective of restoring or managing fish and wildlife populations now and for the future for the preservation and improvement of sport fishing, hunting and related uses of these resources. A project may involve land acquisition, development, research, coordination, management or maintenance. These activities are defined as follows:

(1) *Land acquisition.* The acquisition of lands, waters, or interests therein, by purchase, condemnation, lease or gift.

(2) *Development.* Improving areas of land or water through the construction of works and facilities, improvement of soil and water conditions, establishing or controlling vegetation and animal populations and including operation and protection of the areas.

(3) *Research.* Studies to provide information on which to base efficient and effective administration, regulation, restoration and enhancement of fish and wildlife.

(4) *Management.* For purposes of the limitation on management of wildlife areas and resources, the term includes measures and facilities for the harvest and control of wild birds and mammals.

(5) *Maintenance.* Repair and upkeep of capital improvements acquired or constructed under the Federal Aid Acts. A capital improvement is any successfully established improvement having an expected useful life in excess of 5 years. For the purpose of qualifying for maintenance, a project is completed when the lands have been acquired, or capital improvements have been finished.

(6) *Coordination.* The selection, planning, direction, supervision, and coordination of projects within a State's Federal Aid program including the coordination of this program with other related activities of the fish and game department.

(f) *Project segment.* An essential part or division of a project, usually separated as a period of time, occasionally as a unit of work.

§ 80.2 Apportionment and certification.

The Secretary shall apportion funds in the manner prescribed in the Acts, as soon as possible after receiving notification of the amounts which have become available for the purposes of the Acts. He shall promptly certify to the Secretary of the Treasury and to each State Fish and Game Department, the respective sums which he has deducted for administering and executing the Acts and the respective sums which he has apportioned to each State for the ensuing fiscal year.

§ 80.3 Notice of desire to participate.

Any State Fish and Game Department desiring to avail itself of the benefits of the Acts, shall notify the Secretary within 60 days after it has received from him a certificate of apportionment of funds available to the State.

§ 80.4 Period of availability of funds.

Funds are available to a State for expenditure or obligation during the fiscal year for which they are apportioned and until the close of the succeeding fiscal year. For the purpose of this section, obligation of apportioned funds occurs when a program agreement or amendment thereto is signed by the Secretary or his authorized representative.

§ 80.5 Diversion of funds.

A diversion of funds occurs when a State Fish and Game Department, through legislative action or otherwise, loses control over the expenditure of any portion of its hunting license or sport fishing license revenues or expends such revenues for any purpose other than the administration of the State Fish and Game Department. When a diversion of funds occurs, a State thereby becomes ineligible to receive Federal Aid funds under the pertinent Act(s) from the date the diversion occurs until:

(a) Action is taken to return the administration of hunting and sport fishing license fees to the State Fish and Game Department; and

(b) Hunting and sport fishing license fees used for purposes other than the administration of the State Fish and Game Department are replaced: *Provided, however,* That, where any projects were approved in compliance with the terms of the pertinent Act(s) prior to diversion, and Federal Aid funds were obligated to carry out such projects, such funds shall remain available therefor until expended, without regard for the intervening period of the State's ineligibility under the Federal Aid Act(s).

§ 80.6 General information for the Secretary.

Before any Federal funds may be obligated for any project to be undertaken in a State, there shall be furnished to the Secretary upon his request, information regarding the laws affecting fish or wildlife conservation and the authority of the State Fish and Game Department and of local officials with respect to the establishment and maintenance of projects; and the existing provisions of the State constitution or laws relating to revenues for the protection, restoration and management of fish or wildlife.

(a) *Document signature.* The Secretary of State of each State or any authorized official of the State shall certify as to the duly appointed official(s) authorized in accordance with State law to commit the State to participation under the provisions of the Acts and to sign Federal Aid project documents. The Secretary shall be advised promptly of any change made in such authorizations to sign Federal Aid documents.

(b) *Program information.* The Secretary may, from time to time, request and the State Fish and Game Department shall furnish information relating to the administration and maintenance of any project established under the Acts.

(c) *Planning - Programing - Budgeting System.* To promote the most efficient use of the financial resources of the Federal Government, all Federal funds are budgeted according to a Planning-Programing-Budgeting System. In order that Federal funds for financing projects under the Federal Aid Acts may be budgeted under this system, States must furnish such plans and programs as the Secretary may require for this purpose.

§ 80.7 Hunting and fishing license information.

Certified information concerning the number of paid hunting-license holders and the number of persons holding paid licenses to fish for sport or recreation in the State in the preceding fiscal year shall be furnished the Secretary by the Fish and Game Department of each State on or before December 15 of each year in form specified by the Secretary.

§ 80.8 Activities prohibited.

Neither law enforcement activities nor public relations activities, which are not associated with an approved project, may be financed under the programs.

§ 80.9 Uses other than for fish and wildlife.

With respect to projects which are designed to include uses other than for fish or wildlife, reimbursement of costs from funds under the Federal Aid Acts shall be limited to the extent of the benefits to fish and wildlife resulting from such projects. Participation in maintenance of completed projects shall be similarly limited. Also, the costs of maintenance shall be appropriately shared according to the use of the area and facilities; Federal Aid funds shall not be applied to maintenance required by use other than for approved project purposes.

§ 80.10 Minimum Federal participation.

A minimum Federal Aid participation of 10 percent in the cost of each project is required as a condition of approval.

§ 80.11 Project statement.

A project statement shall be submitted for each proposed project which shall contain such fundamental information as the Secretary may require, in order that he may determine if a project meets the requirement of being substantial in character and design in accordance with standards set forth in the Federal Aid in Fish and Wildlife Restoration Manual.

§ 80.12 Plans, specifications and estimates.

(a) Engineering plans, specifications and estimates shall be submitted for major construction activities.

(b) Plans in job description form shall be submitted for each logical and effective unit of research activity.

(c) Annual work plans shall be submitted for each development project.

§ 80.13 Annual financial plan.

A budget or spending plan listing estimated expenditures by projects over a specified period of 12 months, for the work to be performed in a State under one of the Federal Aid Acts, may be submitted when all the project segments have the same annual beginning and completion dates.

§ 80.14 Agreement.

After the Secretary shall have approved project statements and the required plans, specifications and estimates, the mutual obligations to be undertaken by the cooperating agencies shall be evidenced by an agreement to be executed between the State Fish and Game Department and the Secretary. An agreement may cover one annual segment of a project; or, if an annual financial plan is employed, the agreement may cover and include all of the projects and activities listed on the annual financial plan.

§ 80.15 Officials not to benefit.

No member of or delegate to Congress, or resident commissioner, shall be admitted to any share or any part of any agreement, made under the Federal Aid Acts, or to any benefit that may arise therefrom.

§ 80.16 Equal employment opportunity.

Each program agreement shall contain the equal employment opportunity provisions of Executive Order 11246 (30 F.R. 12319), and as it may be amended.

§ 80.17 Submission of documents.

Papers and documents required by the Acts or by the regulations in this part shall be deemed submitted to the Secretary from the date of receipt by the Director of the Bureau of Sport Fisheries and Wildlife, or by the appropriate Regional Director of the Bureau.

§ 80.18 Divergent opinions over project merits.

Any difference of opinion about the substantiality of a proposed project, nature of development required, or appraised value of land to be acquired, are considered by qualified representatives of the Bureau of Sport Fisheries and Wildlife and the State. Final determination in the event of continued disagreement rests with the Secretary.

§ 80.19 Land control.

The State Fish and Game Department must control lands or waters on which improvements are made. Control may be exercised through fee title, lease, easement or agreement. Control must be adequate for protection, maintenance, and use of the improvement throughout its useful life.

§ 80.20 Samples of materials to be submitted.

Whenever requested, suitable samples of materials to be used in construction work shall be submitted to the Secretary by or on behalf of the State Fish and Game Department to be tested for suitability and conformity with standard specifications.

§ 80.21 Contracts.

Contracts shall be solicited and awarded according to the laws and regulations of the State.

§ 80.22 Safety and accident prevention.

In the performance of each project, the State shall comply with all applicable Federal, State, and local laws governing safety, health, and sanitation. The State shall be responsible that all safeguards, safety devices, and protective equipment are provided and will take any other needed actions reasonably necessary to protect the life and health of employees on the job and the safety of the public and to protect property in connection with the performance of the work.

§ 80.23 Statements and payrolls.

The regulations of the Secretary of Labor applicable to contractors and subcontractors (29 CFR Part 3), made pursuant to the Copeland Act, as amended (40 U.S.C. 276c), and to aid in the enforcement of the Anti-Kickback Act (18 U.S.C. 874) are made a part of this section by reference. The State Fish and Game Department will comply with the regulations in this part and any amendments or modifications thereof and the State Prime Contractor will be responsible for the submission of statements required of subcontractors thereunder. The foregoing shall apply except as the Secretary of Labor may specifically provide for reasonable limitation, variations, tolerances, and exemptions.

§ 80.24 Prosecution of work.

(a) The State Fish and Game Department shall carry all approved projects through to satisfactory completion with reasonable promptness. Projects with activities extending over a period of years may be financed from a number of succeeding apportionments as appropriate to the schedule.

(b) Research work shall be continuously coordinated with other studies conducted by the State and other agencies in order to avoid unnecessary duplication.

(c) all work shall be performed in accordance with applicable State laws.

(d) Appropriate and adequate means shall be employed to insure economy and efficiency in the completion of the project.

§ 80.25 Personnel.

The State Fish and Game Department shall employ adequate and competent personnel to initiate and carry Federal Aid projects through to satisfactory completion.

§ 80.26 Maintenance of completed projects.

The State Fish and Game Department shall exercise all reasonable means to insure permanent and proper management and maintenance of each completed acquisition or development of lands or waters.

§ 80.27 Credits for sale or nonproject use of property.

(a) When real property or equipment acquired under the Federal Aid Acts is sold, a credit must be made to the balance of Federal funds available for use by the State Fish and Game Department under the Act which funded the acquisition. The amount of the credit, which shall in no case exceed the amount of Federal funds originally invested in the acquisition, shall be that percentage of the sale price equal to the percent of Federal participation in said acquisition.

(b) Lands and waters acquired or developed under the Federal Aid Acts must be used for approved purposes. Concurrent use for other activities is permissible, provided it does not interfere with accomplishment of approved project objectives. When continuing use of such property for other purposes interferes with accomplishment of approved project objectives, a similar credit proportionate to the interference must be made to the balance of Federal Aid funds available to the State Fish and Game Department under the Act which funded

the acquisition or development of the property.

(c) Equipment and capital improvements acquired or constructed under the Federal Aid Acts may be used for any approvable activity under the Act which provided the Federal Aid funds for their purchase or development. When otherwise used, a similar credit, proportionate to the variance of use, must be made to the balance of Federal Aid funds available to the State Fish and Game Department under the Act which financed the acquisition or construction of the property.

§ 80.28 Inspection.

Supervision of each project by the State Fish and Game Department shall include adequate and continuous inspection. The project will be subject at all times to Federal inspection.

§ 80.29 Civil rights.

Approval of each agreement shall be conditioned upon the acceptance by the United States of an Assurance executed in writing by the properly authorized representative of the contracting State, agency or political division of the contracting State, supported by proper certification, guaranteeing that the program will be conducted in accordance with Title VI of the Civil Rights Act of 1964, and with the rules and regulations promulgated thereunder by the Secretary and published as 43 CFR Part 17 (Filed 12–3–64) to that end.

§ 80.30 Federal Aid payments.

Payments under the Federal Aid Acts, including such preliminary costs and expenses as may be incurred in and about such projects, shall not be made unless the project statement, such plans, specifications and estimates as are required by the Secretary, and all other documents that may be necessary or required in the administration of these Acts, shall have first been submitted to and approved by the Secretary. Payments shall be made only to State Fish and Game Departments as reimbursement of expenditures.

(a) Federal Aid payments shall not exceed 75 percent of the cost of a program or project or the amount specified in the agreement, whichever is less: *Provided*, That Federal Aid payments to the territorial areas of Guam, the Virgin Islands and the Commonwealth of Puerto Rico shall not exceed the amount specified in the agreement and in no event shall they be required to pay an amount which will exceed 25 percent of the cost of any project.

(b) Federal Aid payments on projects terminated prior to completion shall be limited to the cost of benefits produced, provided the work accomplished is substantial in character and design.

(c) Payments for acquired real property shall not exceed 75 percent of the fair and reasonable value of the property as approved by the Secretary.

(d) Overhead and preliminary costs which are clearly tied to an approved project may be reimbursed provided the claims are supported by accurate records.

§ 80.31 Form of vouchers.

Vouchers on forms provided by the Secretary and certified as therein prescribed, showing amounts expended and the amount of Federal Aid funds claimed to be due on account thereof, shall be submitted to the Secretary by the State Fish and Game Department.

§ 80.32 Records and reporting.

Reports shall be furnished as requested by the Secretary. Cost records shall be maintained separately for research, acquisition, development, and coordination. The accounts and records maintained by the State, together with all supporting documents, shall be open at all times to the inspection of authorized representatives of the United States, and copies thereof shall be furnished when requested.

§ 80.33 Records retention period.

The records, accounts, and supporting documents required to be maintained under the regulations in this part shall be retained by the State Fish and Game Department until such time as the Secretary shall have made a final audit of the accounts and notified such department of the acceptability of claims and accomplishments, and for a period of 3 years following the receipt of such notification.

§ 80.34 Convict labor.

The State shall not employ any persons undergoing sentence of imprisonment at hard labor to perform work on projects approved under the Federal Aid Acts.

[F.R. Doc. 66–10228; Filed, Sept. 19, 1966; 8:46 a.m.]

DEPARTMENT OF AGRICULTURE

Consumer and Marketing Service

[7 CFR Part 905]

[Docket No. AO–85–6]

ORANGES, GRAPEFRUIT, TANGERINES, AND TANGELOS GROWN IN FLORIDA

Decision and Referendum Order With Respect to Proposed Amendment of Amended Marketing Agreement and Order

Pursuant to the rules of practice and procedure, as amended, governing proceedings to formulate marketing agreements and marketing orders (7 CFR Part 900), a public hearing was held at Lakeland, Fla., on June 20, 1966, after notice thereof published in the FEDERAL REGISTER (31 F.R. 7971) on proposed further amendment of the marketing agreement and Order No. 905 (7 CFR Part 905), regulating the handling of oranges, grapefruit, tangerines, and tangelos grown in Florida, to be made effective pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674).

On the basis of the evidence introduced at the hearing and the record thereof, the Administrator, Consumer and Marketing Service, on August 22, 1966, filed with the Hearing Clerk, U.S. Department of Agriculture, his recommended decision in this proceeding. The notice of the filing of such recommended decision, affording opportunity to file written exceptions thereto; was published in the FEDERAL REGISTER (F.R. Doc. 66–9276; 31 F.R. 11236, 11553). No exception was filed.

Material Issues. The material issues presented on the record of the hearing were concerned with amending the order to:

(1) Change the procedure of the committees to provide that the Growers Administrative Committee may recommend regulation of shipments of grapefruit grown in Regulation Area I or Regulation Area II which meet the requirements of Improved No. 2 grade only upon the affirmative vote of a majority of its members from the regulation area affected.

(2) Define the terms "Improved No. 2 grade" and "Improved No. 2 Bright grade" with respect to the use of such grades under the regulatory provisions of the order.

(3) Make such other changes in the marketing agreement and order as may be necessary to obtain conformity between the entire marketing agreement and order and the amendments thereto.

Findings and conclusions. The following findings and conclusions on the material issues are based upon the evidence adduced at the hearing and the record thereof:

(1) The order should be amended as hereinafter set forth to provide that the Growers Administrative Committee may recommend a regulation restricting the shipment of grapefruit, grown in Regulation Area I or Regulation Area II, which meets the requirements of the Improved No. 2 grade only upon the affirmative vote of a majority of its members present from the regulation area in which such restriction would apply.

The order currently recognizes that grapefruit from the two areas has different characteristics and specifies that regulations may provide that shipments of grapefruit grown in Regulation Area II (Indian River District) shall be limited to grades and sizes different from the grade and size limitations applicable to shipments of grapefruit grown in Regulation Area I (Interior District).

Consistent with the order, the Growers Administrative Committee is comprised of nine members.[1] Seven of the members are from Regulation Area I and two are from Regulation Area II. As between areas, the total representation of nine members is equitably distributed based on the relative proportion of the production of all fruits covered under the order. However, it is not entirely equitable when only grapefruit is considered. Regulation Area II produces, on an average, less than one-third of the grapefruit but such area ships nearly one-half of the grapefruit moved in regulated channels.

One of the primary duties of the Growers Administrative Committee is to recommend regulations to the Secretary for the fruits, including grapefruit,

[1] See 31 F.R. 4106 published Mar. 9, 1966.

covered under the order. The order procedure for committee meetings prescribes a quorum of five members and that at least five members shall concur for an action to be valid. Consistent with this procedure it is possible for the members from Regulation Area I to recommend a regulation affecting Regulation Area II without concurrence of the members from the latter area. In some instances, when this has been done, considerable friction between members from the two areas has developed.

It would be desirable, therefore, for the order to provide a more acceptable procedure for arriving at recommendations for regulations with respect to grapefruit. Such procedure should assure the members of the Growers Administrative Committee from each regulation area a voice in the recommendation for regulation of the grapefruit shipped from their respective areas.

Because of its location with respect to prevailing winds, the character of the land, and other location factors, grapefruit grown in Regulation Area II often has a greater amount of scarring, russeting and other surface blemishes than grapefruit produced in Regulation Area I. Such grapefruit may show scarring in excess of that permitted by the U.S. No. 1 grade. However, marketers of such scarred fruit which has the shape and color of the U.S. No. 1 grade have found that a good demand exists for such fruit and have marketed it under the grade designation of "Improved No. 2 grade" at good returns to growers. Such fruit often can be sold at prices exceeding that of U.S. No. 1 grapefruit from the Interior District. It was indicated that under most circumstances Regulation Area II would find it advantageous to market fruit of the Improved No. 2 grade in regulated channels rather than in processing outlets at lower returns.

The foregoing illustrates the economic importance of grapefruit to the Indian River District. Also, the basis exists for enlarging the representation of the Indian River District on the committee insofar as matters pertaining to grapefruit are concerned. This situation applies only to grapefruit, however, and the establishment of separate commodity committees or other subgroups to make recommendations with respect to the several fruits covered by the order would not contribute to more efficient order operations. Consequently, it is more feasible to require under the order, that recommendations for regulation of grapefruit shipments be approved, to the extent hereinafter provided, by the majority of the members from the affected regulation area.

It is desirable that members of the Growers Administrative Committee from both regulation areas be present at meetings when recommendations for regulations are discussed so all may hear the views of others and consider them in assessing economic and other factors bearing on recommendations. However, the absence of one member from an area should not prevent the committee from arriving at a recommendation for the regulation of grapefruit so long as each area is represented at the meeting and a majority of the members present from the area affected favors the recommended regulation. Therefore, the provision requiring an affirmative vote of a majority of the members from the affected area should be in terms of a majority of those present from the affected area.

To assure that members from the affected area may secure consideration by the committee of the release of grapefruit meeting the requirements of the Improved No. 2 grade or Improved No. 2 Bright grade when such is restricted, the order should be amended as hereinafter set forth to provide that a meeting should be held by the Growers Administrative Committee within a reasonable time after a request for such a meeting is made by a majority of the members from such area. Further, it is concluded that if after discussion and consideration by the Growers Administrative Committee, a majority of the members from the area requesting release of the Improved No. 2 grade of grapefruit continues to favor release of such grade for such area, the committee should so recommend; and if the members from the other area fail to concur, the request of such majority should constitute a valid recommendation, and be transmitted to the Secretary.

(2) Grades, representing the minimum quality of fresh fruit that may be shipped, are used as a basis for regulation of shipments under this part (Order No. 905). Hearing testimony emphasized the physiological differences in typical Indian River grapefruit as compared with typical Interior grapefruit. Consumer acceptance of Indian River grapefruit is such that it has commanded an average premium price of 71, 78, and 95 cents per box, respectively, in each of the 5-year periods beginning with the 1950–51 season as compared with average Interior grapefruit prices. It was also pointed out that Indian River grapefruit yields per acre averaged lower and production costs averaged higher than those of Interior grapefruit. Indian River producers are thus placed at a special disadvantage financially in the marketing of grapefruit that cannot be shipped in fresh form and must be sold at commonly lower prices for processing.

The grading practices are different in the two grapefruit production areas. The Interior area generally markets only U.S. No. 1 grade grapefruit, but the Indian River area separates its grapefruit into several grades. Indian River packers ship considerable quantities of "Improved No. 2 grade" of grapefruit and "Improved No. 2 Bright grade" of grapefruit which is grapefruit meeting all of the respective requirements of the U.S. No. 2 and U.S. No. 2 Bright grades and the shape and color requirements of the U.S. No. 1 grade. The terms "Improved No. 2 Grade" and "Improved U.S. No. 2 Bright Grade" are used in connection with amendment to the order heretofore discussed and should be defined, as hereinafter set forth, so that the meaning of such terms shall be clear.

Rulings on proposed findings and conclusions. July 1, 1966, was fixed as the latest date for the filing of briefs with respect to the facts presented in evidence at the hearing and on the findings and conclusions which should be drawn therefrom. No brief was filed.

General findings. (1) The marketing agreement, as amended and as hereby proposed to be amended, and the order, as amended and as hereby proposed to be amended, and all of the terms and conditions thereof, will tend to effectuate the declared policy of the act;

(2) The marketing agreement, as amended and as hereby proposed to be amended, and the order, as amended and as hereby proposed to be amended, regulate the handling of oranges (including Temple and Murcott Honey oranges), grapefruit, tangerines, and tangelos grown in the production area in the same manner as, and are applicable only to persons in the respective classes of industrial or commercial activity specified in, the marketing agreement and order upon which hearings have been held;

(3) The marketing agreement, as amended and as hereby proposed to be amended, and the order, as amended and as hereby proposed to be amended, are limited in their application to the smallest regional production area that is practicable consistently with carrying out the declared policy of the act;

(4) The marketing agreement, as amended and as hereby proposed to be amended, and the order, as amended and as hereby proposed to be amended, prescribe, so far as practicable, such different terms, applicable to different parts of the production area, as are necessary to give due recognition to differences in the production and marketing of oranges, grapefruit, tangerines, and tangelos; and

(5) All handling of oranges (including Temple and Murcott Honey oranges), grapefruit, tangerines, and tangelos grown in the production area is in the current of interstate or foreign commerce or directly burdens, obstructs, or affects such commerce.

Further amendment of the marketing agreement and order. Annexed hereto and made a part hereof are two documents entitled, respectively, "Marketing Agreement, as Amended, regulating the handling of oranges, grapefruit, tangerines, and tangelos grown in Florida" and "Order Amending the order regulating the handling of oranges, grapefruit, tangerines, and tangelos grown in Florida," which have been decided upon as the appropriate and detailed means of effecting the foregoing conclusions. These documents shall not become effective unless and until the requirements of § 900.14 of the aforesaid rules of practice and procedure governing proceedings to formulate marketing agreements and marketing orders have been met.

Referendum order. Pursuant to the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as

amended (7 U.S.C. 601–674), it is hereby directed that a referendum be conducted among the producers who, during the period August 1, 1965, through July 31, 1966 (which period is hereby determined to be a representative period for the purpose of such referendum), were engaged, in the State of Florida, in the production of oranges (including Temple and Murcott Honey oranges), grapefruit, tangerines, and tangelos for market to ascertain whether such producers favor the issuance of the said annexed order amending Order No. 905, as amended (7 CFR Part 905), regulating the handling of oranges, grapefruit, tangerines, and tangelos grown in Florida.

Minard F. Miller, Fruit and Vegetable Division, Consumer and Marketing Service, U.S. Department of Agriculture, is hereby designated agent of the Secretary of Agriculture to conduct said referendum.

The procedure applicable to the referendum shall be the "Procedure for the Conduct of Referenda in Connection with Marketing Orders for Fruits, Vegetables, and Nuts Pursuant to the Agricultural Marketing Agreement Act of 1937, as Amended," (30 F.R. 15414).

The ballots used in such referendum shall contain a summary describing the terms and conditions of the proposed amendment of the order.

Copies of the aforesaid annexed order and of the aforesaid referendum procedure may be examined in the Fruit and Vegetable Division, Consumer and Marketing Service, U.S. Department of Agriculture, Washington, D.C. 20250.

Ballots to be cast in the referendum, and other necessary forms and instructions, may be obtained from the referendum agent or any appointee.

It is hereby ordered, That all of this decision and referendum order, except the annexed amended marketing agreement, be published in the FEDERAL REGISTER. The regulatory provisions of the said marketing agreement are identical with those contained in the annexed order which will be published with this decision.

Dated: September 15, 1966.

GEORGE L. MEHREN,
Assistant Secretary.

Order[1] *Amending Order, as Amended, Regulating the Handling of Oranges, Grapefruit, Tangerines, and Tangelos Grown in Florida*

§ 905.0 Findings and determinations.

The findings and determinations hereinafter set forth are supplementary and in addition to the findings and determinations made in connection with the issuance of this order and each of the previously issued amendments thereto; and all of said previous findings and determinations are hereby ratified and affirmed except insofar as such findings and determinations may be in conflict with the findings and determinations set forth herein.

(a) *Findings upon the basis of the hearing record.* Pursuant to the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674), and the applicable rules of practice and procedure effective thereunder (7 CFR Part 900), a public hearing was held at Lakeland, Fla., June 20, 1966, upon proposed amendment of the marketing agreement, as amended, and to Order No. 905, as amended (7 CFR Part 905) regulating the handling of oranges, grapefruit, tangerines, and tangelos grown in Florida. Upon the basis of the evidence introduced at such hearing and the record thereof, it is found that:

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

(2) The said order, as amended and as hereby further amended, regulates the handling of oranges (including Temple and Murcott Honey oranges), grapefruit, tangerines, and tangelos grown in the production area in the same manner as, and is applicable only to persons in the respective classes of commercial and industrial activity specified in, the marketing agreement and order upon which hearings have been held;

(3) The said order, as amended and as hereby further amended, is limited in its application to the smallest regional production area that is practicable consistently with carrying out the declared policy of the act;

(4) The said order, as amended and as hereby further amended, prescribes, so far as practicable, such different terms, applicable to different parts of the production area, as are necessary to give due recognition to differences in the production and marketing of the oranges (including Temple and Murcott Honey oranges), grapefruit, tangerines, and tangelos grown in the production area; and

(5) All handling of oranges (including Temple and Murcott Honey oranges), grapefruit, tangerines, and tangelos grown in the production area is in the current of interstate or foreign commerce or directly burdens, obstructs, or affects such commerce.

It is, therefore, ordered, That, on and after the effective date hereof, all handling of oranges (including Temple and Murcott Honey oranges), grapefruit, tangerines, and tangelos grown in the production area shall be in conformity to, and in compliance with, the terms and conditions of said order, as amended and as hereby further amended, as follows:

1. Paragraph (b) of § 905.34 is revised to read as follows:

§ 905.34 Procedure of committees.

* * * * *

(b) For any decision or recommendation of either committee to be valid, five concurring votes shall be necessary: *Provided,* That the Growers Administrative Committee may recommend a regulation restricting the shipment of grapefruit grown in Regulation Area I or Regulation Area II which meet the requirements of the Improved No. 2 grade or the Improved No. 2 Bright grade only upon the affirmative vote of a majority of its members present from the regulation area in which such restriction would apply; and whenever a meeting to consider a recommendation for release of such grade is requested by a majority of the members from the affected area, the Growers Administrative Committee shall hold a meeting within a reasonable length of time for the purpose of considering such a recommendation. If after such consideration the requesting area majority present continues to favor such release for their area, the request shall be considered a valid recommendation and transmitted to the Secretary. The votes of each member cast for or against any recommendation made pursuant to this subpart shall be duly recorded. Each member must vote in person.

* * * * *

2. A new § 905.16 is added reading as follows:

§ 905.16 Improved No. 2 grade and Improved No. 2 bright grade.

"Improved No. 2 grade" and "Improved No. 2 Bright grade" mean grapefruit meeting all of the respective requirements of the U.S. No. 2 grade and the U.S. No. 2 Bright grade and those requirements of the U.S. No. 1 grade relating to shape (form) and color, as such requirements are set forth in the U.S. Standards for Grades of Florida Grapefruit (§§ 51.750–51.783 of this title) or as such standards may hereafter be amended.

[F.R. Doc. 66–10265; Filed, Sept. 19, 1966; 8:49 a.m.]

[1] This order shall not become effective unless and until the requirements of § 900.14 of the rules of practice and procedure governing proceedings to formulate marketing agreements and orders have been met.

[7 CFR Part 1065]

[Docket No. AO—86–A18]

MILK IN NEBRASKA-WESTERN IOWA MARKETING AREA

Decision and Order To Terminate Proceeding on Proposed Amendments to Tentative Marketing Agreement and to Order

Pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), and the applicable rules of practice and procedure governing the formulation of marketing agreements and marketing orders (7 CFR Part 900), a public hearing was held at Omaha, Nebr., on May 16, 1966, pursuant to notice thereof issued on May 5, 1966 (31 F.R. 6873).

Upon the basis of the evidence introduced at the hearing and the record thereof, the Deputy Administrator, Regulatory Programs, on August 18, 1966 (31 F.R. 11149; F.R. Doc. 66–9163), filed with the Hearing Clerk, U.S. Department of Agriculture, his recommended decision containing notice of the opportuity to file written exceptions thereto.

The material issue, findings and conclusions, rulings and general findings of

the recommended decision (31 F.R. 11149; F.R. Doc. 66-9163) are hereby approved and adopted and are set forth in full herein subject to the following modification:

1. Under the "Findings and Conclusions," a new paragraph is added immediately following the 13th paragraph.

The material issue on the record of the hearing relates to regulation of non-Grade A fluid milk.

Findings and conclusions. The following findings and conclusions on the material issue are based on evidence presented at the hearing and the record thereof:

Non-Grade A milk should not be priced and pooled under the order.

The Nebraska-Western Iowa Non-Stock Cooperative Milk Association proposed that non-Grade A milk sold in the form of fluid milk products should be priced and pooled separately under the order. A number of regulated handlers in the market supported the proposal at the hearing.

Opposition testimony was presented by the two largest distributors of non-Grade A milk in the marketing area.

This issue was previously considered at a hearing held in 1961. On the basis of the record of that hearing it was concluded that non-Grade A milk should not become regulated until it became a more substantial competitive factor in the market. The present record fails to substantiate that sales of non-Grade A milk in the market as a whole are any more of a competitive factor at this time than they were in 1961.

Proponents claimed that sales of bottled non-Grade A milk have increased substantially in recent months. However, no data were introduced which would support this conclusion. Estimates of the total receipts at all plants which would become regulated under the proposal ranged from 15,000 pounds per day to 26,000 pounds per day. This would represent between 1 and 2 percent of the average daily receipts of Grade A milk at presently regulated pool plants.

Regulated handlers testified that sales of Grade A milk have been lost to non-Grade A bottlers. They claim this is especially true in Lincoln, Nebr. One of the larger bottlers of non-Grade A milk is located near Lincoln and most of his sales are confined to the city and the surrounding area. This bottler testified that his sales have also decreased. Apparently most of the loss of sales in the Lincoln area has resulted from the closing of a local military base and the resulting population decrease in the area. A review of the market statistics for Order No. 65 published by the market administrator, of which official notice is hereby taken, indicates that total Class I sales of regulated handlers in the marketing area have been increasing.

Even if sales of non-Grade A bottled milk were a more significant competitive factor in the market, proponents failed to show that dairy farmers supplying such milk should receive a premium for their milk above manufacturing grade milk.

Producers of Grade A milk receive a premium over manufacturing grade milk in order to compensate them for the higher costs necessary to meet Grade A requirements. The Nebraska Grade A law provides that farms producing such milk must be inspected to determine the adequacy of the facilities where the milk is produced. Some of the major requirements are approved water supplies, adequate sewage disposal facilities, approved milk houses, and proper facilities for cooling milk. Dairy farmers shipping their milk to manufacturing plants need not meet any of these requirements. Therefore, in order to compensate producers for these added costs and thereby assure consumers of an adequate supply of pure and wholesome milk, producers must receive somewhat greater returns for Grade A milk.

The only standards which dairy farmers supplying non-Grade A bottling plants must meet pertain to herd health. These herds must be tested for tuberculosis and brucellosis. Retests must be conducted at least once every 6 years for tuberculosis and each year for brucellosis. Plants bottling such milk are periodically required to submit to the State a list of dairy farmers supplying them so that the State may verify that the required tests have been performed. The cost of obtaining these herd health tests amounts to only a few cents per hundredweight. This is the only expense required of these producers other than the normal production costs incurred by producers of manufacturing grade milk.

There is no on-farm inspection by any State or municipal health authorities. The bottlers of non-Grade A milk, however, may require certain standards. If any do fix such standards the costs of meeting them are minor in comparison with the costs of meeting Grade A standards. This is apparent from the fact that only one bottler of ungraded milk pays his producers a price higher than the going price paid by the manufacturing plants. This handler purchases milk from seven producers who have installed bulk tanks on their farms and produce an average of approximately 1,000 pounds per day, about three times the average production of the remaining ungraded producers. The premium paid to these producers approximates 40 cents per hundredweight.

Of the remaining ungraded producers, approximately 55 in number, none is paid more than the current price for manufacturing milk. Obviously there is very little extra expense incurred in the production of such milk in comparison with manufacturing grade milk or they could not be induced to sell this milk at the manufacturing price.

No minimum bacterial standards are established for raw milk that is to be bottled as non-Grade A milk. The only requirement for non-Grade A bottled milk is that after pasteurization the bacteria count may not be over 50,000 per milliliter and the coliform count cannot exceed 10 per milliliter.

There is no significant difference in health requirements for non-Grade A milk for bottling purposes and manufacturing grade milk. In addition, sales of non-Grade A bottled milk have not become a more significant competitive factor in this market. Therefore, it is concluded that regulation should continue to be confined to plants handling Grade A milk.

A handler of Grade A milk in exceptions reiterated his difficult competitive situation with respect to nonregulated handlers distributing non-Grade A milk in the market. The exceptions are denied for the reasons previously stated in this decision.

Rulings on proposed findings and conclusions. Briefs and proposed findings and conclusions were filed on behalf of certain interested parties. These briefs, proposed findings and conclusions and the evidence in the record were considered in making the findings and conclusions set forth above. To the extent that the suggested findings and conclusions filed by interested parties are inconsistent with the findings and conclusions set forth herein, the requests to make such findings or reach such conclusions are denied for the reasons previously stated in this decision.

Rulings on exceptions. In arriving at the findings and conclusions, and the regulatory provisions of this decision, each of the exceptions received was carefully and fully considered in conjunction with the record evidence pertaining thereto. To the extent that the findings and conclusions, and the regulatory provisions of this decision are at variance with any of the exceptions, such exceptions are hereby overruled for the reasons previously stated in this decision.

Termination order. It is hereby found and determined on the basis of the findings and conclusions and rulings with respect to the issue of this proceeding that the proceeding with respect to proposed amendment to the tentative marketing agreement and to the order is hereby terminated.

Effective date. Upon publication in the FEDERAL REGISTER.

Signed at Washington, D.C., on September 15, 1966.

GEORGE L. MEHREN,
Assistant Secretary.

[F.R. Doc. 66-10266; Filed, Sept. 19, 1966; 8:49 a.m.]

[7 CFR Part 1068]

[Docket No. AO—178-A17]

MILK IN MINNEAPOLIS-ST. PAUL, MINN., MARKETING AREA

Decision on Proposed Amendments to Tentative Marketing Agreement and to Order

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

hearing was held at Minneapolis, Minn., on May 18, 1966, pursuant to notice thereof issued on May 11, 1966 (31 F.R. 7129).

Upon the basis of the evidence introduced at the hearing and the record thereof, the Deputy Administrator, Regulatory Programs, on August 18, 1966 (31 F.R. 11150; F.R. Doc. 66–9164), filed with the Hearing Clerk, U.S. Department of Agriculture, his recommended decision containing notice of the opportunity to file written exceptions thereto. No exceptions were filed.

The material issues, findings and conclusions, rulings, and general findings of the recommended decision (31 F.R. 11150; F.R. Doc. 66–9164) are hereby approved and adopted as if set forth in full herein.

The material issues on the record of the hearing relate to:

1. Level of Class I price differentials;
2. Takeout and payback plan;
3. Classification and pricing of milk used to produce cottage cheese;
4. Location differentials;
5. Pool plant requirements for supply plants.

Findings and conclusions. The following findings and conclusions on the material issues are based on evidence presented at the hearing and the record thereof:

1. *Level of Class I price differentials.* This issue was reopened at an emergency hearing held in Denver, Colo., on June 6, 1966. Official notice is taken of the final decision (31 F.R. 9127) and amended order (31 F.R. 9206) based on the record of that hearing. This action provided that the basic formula price under Order No. 68 shall not be less than $4 from July 5, 1966, through March 31, 1967. No further change should be made in the Class I pricing provisions on the basis of the record of the May hearing.

Producer representatives stated that a permanent increase of 22 cents in the Class I differential was necessary so that consumers in the Minneapolis-St. Paul marketing area would be assured of adequate supplies of fluid milk. It was further stated that an additional 20 cents should be added for the months of July through December 1966, to prevent a contraseasonal drop in the Class I price between the month of June and July 1966. The guarantee that the basic formula price will not be less than $4 per hundredweight through March 1967 will provide sufficient assurance to producers of future prices to continue production of an adequate milk supply for the market. This guarantee of prices has eliminated the projected contraseasonal change in the Class I price from June to July.

The Class I price level this spring has been sufficient to attract additional producers to the market. There were 91 more producers in March 1966 than in March 1965. A similar comparison for April shows an increase of 84 producers. Official notice is taken of the report of the market statistics issued by the market administrator for the month of June 1966 which shows that producer receipts for June 1966 were 10.5 million pounds greater than in the same month last year. On the other hand, producer milk utilized as Class I milk in June was about 600,000 pounds less than in June 1965.

Testimony was presented on this record concerning the need to reduce shipping requirements for supply plant pooling. A major cooperative association indicated that these lower requirements were necessary to permit the pooling of an additional supply plant it planned to add to the market. That this additional supply of milk was available to the market at the then existing level of Class I prices, is indicative of there being no need for a further increase in the Class I price level. Such an increase would encourage additional dairy farmers whose milk is not needed to meet the market's fluid milk requirements to participate in the pool. This would result in diluting any increase in returns to producers which might result from the proposed higher Class I price. The issue of pool supply plant qualifications is discussed more fully elsewhere in this decision.

It is concluded that the present Class I pricing provisions will assure continued production of an adequate supply for the market. Any further corrections necessary in the supply-demand relationship in the Minneapolis-St. Paul marketing area will automatically be achieved through the supply-demand adjustor which is designed for this purpose.

2. *Takeout and payback plan.* A takeout and payback seasonal incentive payment plan for distributing returns to producers should not be included in the order at this time.

Twin City Milk Producers Association, representing over 70 percent of the producers in the market, proposed the adoption of a takeout and payback producer payment plan. Two other producer cooperatives in the market opposed the adoption of such a plan.

A base and excess plan of distributing returns for milk among producers was previously provided in the order. Based on the record of a hearing held in July 1965, this plan was deleted from the order on June 30, 1966. The base and excess plan served its intended purpose of achieving more even production throughout the year.

At the present time there is insufficient data available concerning the need for a takeout and payback plan. Since the base and excess plan was only recently removed from the order, it is impossible to determine what effect its deletion will have on the seasonality of production. Moreover, the production pattern in the market is presently in an abnormal state. Spring production in 1966 was down significantly from the same period last year.

As noted above, however, the number of producers on the market has increased significantly and production in June 1966 was substantially greater than in June 1965. The record also indicates that at least one additional supply plant will become a pool plant beginning in July 1966.

In view of these developments it is extremely difficult to accurately predict what the seasonal pattern of production may be in the immediate future. Therefore, no action should be taken with respect to the adoption of a takeout and payback plan until sufficient time has elapsed to permit a proper evaluation of the results of these factors on the seasonal production pattern.

3. *Classification and pricing of milk used to produce cottage cheese.* No change should be made in the classification or pricing of skim milk and butterfat used to produce cottage cheese. The order presently classifies all manufactured products, including cottage cheese, as Class II. The Class II price is the average price per hundredweight for manufacturing grade milk f.o.b. plants in Minnesota and Wisconsin as reported by the U.S. Department of Agriculture adjusted to 3.5 percent butterfat content.

Farmers Cooperative Creamery Co. proposed that milk used to produce cottage cheese be priced at least 15 cents above the Class II price. Land O'Lakes Creameries, Inc., presented supporting testimony, while Twin City Milk Producers Association and Minnesota Milk Co. opposed any increase in the price of milk used to produce cottage cheese.

A similar proposal was considered at a hearing held in July 1965 and was denied in the final decision issued on January 26, 1966 (31 F.R. 1242). The facts relating to the sale of cottage cheese and procurement of milk for its production are essentially the same now as they were at the time of the prior hearing. No more basis appears for a separate classification or price for skim milk and butterfat used to produce cottage cheese than was considered at the previous hearing.

4. *Location differentials.* The location adjustment rates applicable to Class I and producer prices under the order should be modified to reflect more accurately the location values of milk delivered to various points beyond the radius of 15 miles from the Minnesota Transfer Viaduct over University Avenue in St. Paul, Minn.

The purpose of location adjustments is to encourage movement of milk to the market. Historically a major proportion of the milk supplied to distributing plants in the Minneapolis-St. Paul market is first received at supply plants in the milkshed where it is standardized, cooled to a uniform temperature and reloaded into large tankers for transfer. A number of these supply plants are operated in conjunction with manufacturing facilities for the disposal of supplies in excess of the fluid needs of the market. Location adjustments must be closely alined with actual hauling costs to assure that milk will move to bottling plants and at the same time prevent uneconomic movements of milk.

Farmers Cooperative Creamery Co., Land O'Lakes Creameries, Inc., and Twin City Milk Producers Association (all operators of supply plants subject to location adjustments) proposed that location adjustments be more nearly aligned with actual costs of moving milk from supply plants in the milkshed to distributing plants in the cities of Minneapolis or St. Paul.

Farmers Cooperative Creamery Co. testified that the hauling rates for milk moved from its plant in the 40–50 mile zone to city plants approximate 1½ cents per hundredweight per 10 miles, and the differentials for the nearin zones should be adjusted accordingly. Twin City Milk Producers Association introduced evidence on the hauling rates a local milk transportation company would charge to move bulk milk on a regular basis from various outlying plants to plants in Minneapolis or St. Paul. These quoted rates substantiated the proposed reduction in the location adjustments of 1½ cents per zone for the nearin zones.

The use of larger bulk tank trucks together with improved highways in the milkshed has increased the efficiency and lowered the cost of moving raw milk over the past few years.

Although these recommended rates are not the actual hauling costs at each plant subject to a location adjustment, the average deduction provided is identical with the average quoted hauling rate from most pool supply plants to Minneapolis or St. Paul. The recommended location adjustments in the following table recognize the resulting reduced costs of transporting milk and should be adopted:

Location of plant (miles)	Recommended—Amount of deduction (cents)	Present order—Amount of deduction (cents)
Less than 15	0	0
15 but less than 20	8.0	8.0
20 but less than 30	9.5	10.0
30 but less than 40	11.0	12.0
40 but less than 50	12.5	14.0
Each additional 10 miles or fraction thereof in excess of 50 miles an additional	1.0	1.0

Under the present order the location adjustments at a plant located between 15 and 20 miles from the Viaduct in St. Paul is 8 cents and is increased 2 cents per hundredweight for each additional 10 miles up to 50 miles that the plant is distant from the Viaduct. Under the recommended location adjustments, the rate for plants within these zones is increased by 1.5 cents per hundredweight rather than the present 2 cents. No testimony was presented concerning any change in the increase of 1 cent per 10-mile zone for plants located beyond the 40–50 mile zone and no change has been made.

5. *Pool plant shipping requirements for supply plants.* The percentage of receipts which a supply plant must ship to pool distributing plants to qualify as a pool plant should be reduced to 40 percent of its total receipts from farms.

The order presently requires a supply plant to ship at least 50 percent of its receipts to distributing plants to be pooled in any month. Provision is also made whereby a supply plant which has shipped 50 percent of its producer milk receipts in each month of August, September, and October automatically has pool plant status for the subsequent months of November through July if the operator of such plant so elects.

Land O'Lakes Creameries, Inc., proposed that the percentage requirements be reduced to 40 percent. Farmers Cooperative Creamery Co. supported this proposal. Twin City Milk Producers Association opposed any reduction in the pooling requirements for supply plants.

Proponent testified that on occasions last fall difficulty was experienced in obtaining supplies of producer milk to meet the requirements of the distributing plant which it supplies. At such times it was necessary for other source milk to be obtained for this purpose. Part of proponent's problem arises because the distributing plant it supplies is engaged primarily in wholesale distribution. As a result large quantities of milk are needed on Thursdays and Fridays, while no milk is required on Sundays and relatively little on other bottling days.

To prevent a recurrence of the problems experienced last fall proponent has assumed the responsibility of marketing additional supplies during 1966. With the addition of such supplies, proponent expressed the fear that one of its supply plants which has regularly supplied the market will be unable to continue to meet pooling requirements this fall. Since additional supplies were required from the association's supply plants, the association requested reduction of the shipping standards to a level which will permit the continued pooling of their supply plants which have been regularly associated with the market.

The opponents of reducing the pooling requirement for supply plants expressed concern that if the pooling standards are too low, plants which are primarily engaged in manufacturing operation might be enabled to gain pool plant status. The distribution of equalization payments to such a new plant would reduce the blend price to producers regularly supplying the market and thus dissipate the benefits of higher Class I prices. It was their position that producers who normally supply the Class I needs of the market, as a consequence, would be subsidizing the manufacturing operations of plants which were not a dependable supply of fluid milk for the market. Proponents, however, indicated there was little likelihood of this happening if pool requirements were reduced.

Shipping standards are the basis used for determining which supply plants are an integral part of the market and constitute the source of regular and dependable supplies for the market. They are specifically intended to distinguish between plants meeting a reasonable standard of regular and customary service to the market and those which do not.

Specifically, the purpose of shipping requirements for supply plants is to assure that handlers engaged in bottling and distributing operations in the market will obtain sufficient milk from supply plants to meet their fluid milk requirements. Without such requirement, supply plants will tend to keep milk at their plants for manufacturing when it is to their advantage to do so. However, there is no indication on this record that supply plants are retaining excessive quantities of milk for manufacturing purposes.

All milk supplied by proponent cooperative to the city distributing plant is first received at a supply plant. Since this cooperative has no producer milk which is shipped directly to pool distributing plants in Minneapolis or St. Paul, it must qualify all its supply plants on the basis of shipping 50 percent of each supply plant's receipts from producers to pool distributing plants. It is, therefore, unable to avail itself of the provision which permits qualification of plants operated by cooperative associations on the basis of 30 percent of their total member milk having been received directly at pool distributing plants during August, September, and October.

Proponent acknowledged that system pooling for the five pool plants under its marketing agreement, might be an alternative solution to its projected loss of pool status for one of its supply plants. One of proponent's plants supplies a high percentage of its receipts as skim milk and cream to a distributing plant while the shipment by the other four plants of whole milk would average slightly less than the required 50 percent of total receipts. The combination of all receipts from the five supply plants at the pool distributing plant would enable the supply plants to qualify as a unit meeting the 50 percent shipping requirement. Although system pooling may be a potential solution to its problem, the present record does not afford sufficient basis to warrant its adoption at this time. Consideration should be given to system pooling of supply plants at another hearing.

To accommodate the present situation in the market, it is concluded that the pooling requirements for supply plants should be reduced from 50 to 40 percent of receipts from farms. This should permit not only the receipt of an adequate supply of milk for the ensuing fall months but also insure pool plant status for these supply plants regularly supplying the market.

Rulings on proposed findings and conclusions. Briefs and proposed findings and conclusions were filed on behalf of certain interested parties. These briefs, proposed findings and conclusions and the evidence in the record were considered in making the findings and conclusions set forth above. To the extent that the suggested findings and conclusions filed by interested parties are inconsistent with the findings and conclusions set forth herein, the requests to make such findings or reach such conclusions are denied for the reasons previously stated in this decision.

General findings. The findings and determinations hereinafter set forth are supplementary and in addition to the findings and determinations previously made in connection with the issuance of the aforesaid order and of the previously issued amendments thereto; and all of said previous findings and determinations are hereby ratified and affirmed, except insofar as such findings and determinations may be in conflict with the findings and determinations set forth herein.

(a) The tentative marketing agreement and the order, as hereby proposed to be amended, and all of the terms and

conditions thereof, will tend to effectuate the declared policy of the Act;

(b) The parity prices of milk as determined pursuant to section 2 of the Act are not reasonable in view of the price of feeds, available supplies of feeds, and other economic conditions which affect market supply and demand for milk in the marketing area, and the minimum prices specified in the proposed marketing agreement and the order, as hereby proposed to be amended, are such prices as will reflect the aforesaid factors, insure a sufficient quantity of pure and wholesome milk, and be in the public interest; and

(c) The tentative marketing agreement and the order, as hereby proposed to be amended, will regulate the handling of milk in the same manner as, and will be applicable only to persons in the respective classes of industrial and commercial activity specified in, a marketing agreement upon which a hearing has been held.

Marketing agreement and order. Annexed hereto and made a part hereof are two documents entitled respectively, "Marketing Agreement Regulating the Handling of Milk in the Minneapolis-St. Paul, Minn., Marketing Area", and "Order Amending the Order Regulating the Handling of Milk in the Minneapolis-St. Paul, Minn., Marketing Area", which have been decided upon as the detailed and appropriate means of effectuating the foregoing conclusions.

It is hereby ordered, That all of this decision, except the attached marketing agreement, be published in the FEDERAL REGISTER. The regulatory provisions of said marketing agreement are identical with those contained in the order as hereby proposed to be amended by the attached order which will be published with this decision.

Determination of representative period. The month of June 1966 is hereby determined to be the representative period for the purpose of ascertaining whether the issuance of the attached order, as amended and as hereby proposed to be amended, regulating the handling of milk in the Minneapolis-St. Paul, Minn., marketing area, is approved or favored by producers, as defined under the terms of the order as amended and as hereby proposed to be amended, and who, during such representative period, were engaged in the production of milk for sale within the aforesaid marketing area.

Signed at Washington, D.C., on September 15, 1966.

GEORGE L. MEHREN,
Assistant Secretary.

Order[1] Amending the Order Regulating the Handling of Milk in the Minneapolis-St. Paul, Minn., Marketing Area

§ 1068.0 Findings and determinations.

The findings and determinations hereinafter set forth are supplementary and in addition to the findings and determinations previously made in connection with the issuance of the aforesaid order and of the previously issued amendments thereto; and all of said previous findings and determinations are hereby ratified and affirmed, except insofar as such findings and determinations may be in conflict with the findings and determinations set forth herein.

(a) *Findings upon the basis of the hearing record.* Pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), and the applicable rules of practice and procedure governing the formulation of marketing agreements and marketing orders (7 CFR Part 900), a public hearing was held upon certain proposed amendments to the tentative marketing agreement and to the order regulating the handling of milk in the Minneapolis-St. Paul, Minn. marketing area. Upon the basis of the evidence introduced at such hearing and the record thereof, it is found that:

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

(2) The parity prices of milk, as determined pursuant to section 2 of the Act, are not reasonable in view of the price of feeds, available supplies of feeds, and other economic conditions which affect market supply and demand for milk in the said marketing area, and the minimum prices specified in the order as hereby amended, are such prices as will reflect the aforesaid factors, insure a sufficient quantity of pure and wholesome milk, and be in the public interest; and

(3) The said order as hereby amended, regulates the handling of milk in the same manner as, and is applicable only to persons in the respective classes of industrial or commercial activity specified in, a marketing agreement upon which a hearing has been held.

Order relative to handling. It is therefore ordered, that on and after the effective date hereof, the handling of milk in the Minneapolis-St. Paul, Minn. marketing area shall be in conformity to and in compliance with the terms and conditions of the aforesaid order, as amended and as hereby amended, as follows:

The provisions of the proposed marketing agreement and order amending the order contained in the recommended decision issued by the Deputy Administrator, Regulatory Program, on August 18, 1966, and published in the FEDERAL REGISTER on August 23, 1966 (31 F.R. 11150; F.R. Doc. 66-9164), shall be and are the terms and provisions of this order, and are set forth in full herein.

1. In § 1068.9 paragraph (b) is revised to read as follows:

§ 1068.9 Pool plant.

* * * * *

(b) Any plant from which during any month 40 percent or more of such plant's total receipts for such month from farms of skim milk or butterfat eligible for sale in fluid form as Grade A milk within the marketing area is delivered to (1) a plant(s) which has qualified pursuant to paragraph (a) of this section, (2) any other plant(s) located within the marketing area from which Class I milk is disposed of within the marketing area on a route(s), or (3) a governmentally owned and operated institution which disposes of Class I milk solely for use on its own premises or to its own facilities: *Provided,* That if during each of the months of August, September, and October 40 percent or more of such plant's receipts of skim milk or butterfat for such month as described above is delivered as provided in this paragraph, it shall be a pool plant through the following July: *And provided further,* That if not less than 30 percent of the total member producer milk of a cooperative association is delivered during each of the months of August, September, and October as direct-shipped milk to a plant(s) described in paragraph (a) of this section located within the city limits of either Minneapolis or St. Paul, then any deliveries of milk by such cooperative association directly to such plant(s) may be considered, for the purposes of this paragraph, as having been received first at a plant of such cooperative association.

* * * * *

2. In §§ 1068.55 and 1068.82(a) the tables are revised to read as follows:

Location of plant (miles)	*Amount of deduction (cents)*
Less than 15	0
15 but less than 20	8.0
20 but less than 30	9.5
30 but less than 40	11.0
40 but less than 50	12.5
Each additional 10 miles or fraction thereof in excess of 50 miles an additional	1.0

[F.R. Doc. 66-10267; Filed, Sept. 19, 1966; 8:49 a.m.]

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Food and Drug Administration

[21 CFR Part 165]

HABIT-FORMING DRUGS

Proposal To Designate Certain Chemical Derivatives as Habit Forming

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (secs. 502(d), 701, 52 Stat. 1050, as amended 53 Stat. 854; 52 Stat. 1055, as amended; 21 U.S.C. 352(d), 371) and under the authority delegated to the Commissioner of Food and Drugs by the Secretary of Health, Education, and Welfare (21 CFR 2.120; 31 F.R. 3008), the Commissioner proposes to designate the substances set forth below as habit-forming chemical

[1] This order shall not become effective unless and until the requirements of § 900.14 of the rules of practice and procedure governing proceedings to formulate marketing agreements and marketing orders have been met.

derivatives of substances specified in section 502(d) of the act.

Accordingly, it is proposed that § 165.1 be amended by alphabetically inserting in the table headed "Parent Substance—Barbituric Acid" new items, as follows:

§ 165.1 Habit-forming drugs which are chemical derivatives of substances specified in section 502(d) of the Federal Food, Drug, and Cosmetic Act.

* * * * *

PARENT SUBSTANCE—BARBITURIC ACID

Chemical description of derivative	Common or official name of chemical derivative or its salts	Some trade or other names of chemical derivative or its salts [1]
5-Allyl-5-*sec*-butylbarbituric acid	Butalbital	Lotusate. Talbutal.
5-Ethyl-5-cycloheptenylbarbituric acid	Heptabarbital	Medomin.
* * *	* * *	* * *
5,5-Diethyl-1-methylbarbituric acid	Metharbital	Gemonil.
* * *	* * *	* * *
5-(1-Methylbutyl)-5-(2-methylthioethyl)-2-thiobarbituric acid sodium salt.	Methitural	Methioturiate. Neraval. Thiogenal.
* * *	* * *	* * *
Sodium-5-allyl-5-(1-methylbutyl)-2-thiobarbiturate	Sodium thiamylal	Surital sodium.
Sodium *dl*-5-allyl-1-methyl-5-(1-methyl-2-pentynyl)barbiturate.	Sodium methohexital	Brevital sodium.

[1] This list of trade or other names is not a complete list of the many proprietary names under which the designated habit-forming chemical derivatives are distributed.

* * * * * * * *

All interested persons are invited to submit their views in writing, preferably in quintuplicate, regarding this proposal. Such views and comments should be addressed to the Hearing Clerk, Department of Health, Education, and Welfare, Room 5440, 330 Independence Avenue SW., Washington, D.C. 20201, within 30 days following the date of publication of this notice in the FEDERAL REGISTER, and may be accompanied by a memorandum or brief in support thereof.

Dated: September 14, 1966.

JAMES L. GODDARD,
Commissioner of Food and Drugs.

[F.R. Doc. 66-10255; Filed, Sept. 19, 1966; 8:48 a.m.]

FEDERAL AVIATION AGENCY

[14 CFR Part 71]

[Airspace Docket No. 66-SO-75]

TRANSITION AREA

Proposed Designation

The Federal Aviation Agency is considering an amendment to Part 71 of the Federal Aviation Regulations that would designate the Lumberton, N.C., transition area.

The Lumberton, N.C., transition area would be designated as:

That airspace extending upward from 700 feet above the surface within an 8-mile radius of the Lumberton Municipal Airport (latitude 34°36'36" N., longitude 79°03'30" W.); within 2 miles each side of the 302° bearing from the Lumberton RBN, extending from the 8-mile radius area to 8 miles W of the RBN.

The proposed transition area is needed for the protection of IFR operations at the Lumberton Municipal Airport. A prescribed instrument approach procedure to the Lumberton Municipal Airport utilizing the Lumberton (private) nondirectional radio beacon is proposed in conjunction with the designation of this transition area.

Interested persons may submit such written data, views or arguments as they may desire. Communications should be submitted in triplicate to the Area Manager, Atlanta Area Office, Attention: Chief, Air Traffic Branch, 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 Branch. 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 the authority of section 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348(a)).

Issued in East Point, Ga., on September 9, 1966.

JAMES G. ROGERS,
Director, Southern Region.

[F.R. Doc. 66-10248; Filed, Sept. 19, 1966; 8:47 a.m.]

[14 CFR Parts 71, 73]

[Airspace Docket No. 66-WA-26]

TEMPORARY RESTRICTED AREA AND CONTROLLED AIRSPACE

Proposed Designation and Alteration

The Federal Aviation Agency (FAA) is considering an amendment to Parts 71 and 73 of the Federal Aviation Regulations which would establish a temporary restricted area at White Sands Proving Grounds, N. Mex., and alter the description of the continental control area in order to reflect the establishment of the restricted area.

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, Southwest Region, Attention: Chief, Air Traffic Division, Federal Aviation Agency, Post Office Box 1689, Fort Worth, Tex. 76101. 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. The proposal 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 Airspace Docket No. 65-SW-23 (30 F.R. 9577), temporary restricted areas R-5116 A and B at White Sands Proving Grounds, N. Mex., were designated for the period September 15, 1965, through February 1, 1966, in support of a classified project associated with the Hound Dog Missile Program.

In Airspace Docket No. 65-WA-63 (31 F.R. 958), these areas were further designated for the period April 1, 1966, through May 31, 1966, to accommodate four additional launches.

The Department of the Air Force has now submitted a request for the designation R-5116A, only, from sunrise to sunset, for the period November 10, 1966, through January 10, 1967, to accomodate five additional launchings. The area would be activated for only a period of minutes on each of the five occasions and the same procedures in effect previously would apply to this designation. These procedures include (1) sufficient advance notice of the activation of this area that will permit notification to the public by all news media available and in regularly scheduled broadcasts of Flight Service Stations in the vicinity, and (2) coordination by the Air Force with the Albuquerque ARTC Center so the missile launchings will have a minimum impact on published aircarrier schedules.

In consideration of the foregoing, the FAA proposes the airspace actions as hereinafter set forth:

1. R-5116A White Sands Proving Grounds, N. Mex.

Boundaries. Beginning at latitude 33°53'40" N., longitude 106°44'35" W.; to latitude 34°20'35" N., longitude 107°02'35" W.; to latitude 34°25'00" N., longitude 106°51'45" W.; to latitude 34°09'55" N., longitude 106°41'35" W.; to the point of beginning.

Designated altitudes. Surface to FL 240, excluding the airspace below 6,000 feet MSL west of longitude 106°52'00" W.

Time of designation. Sunrise to sunset, November 10, 1966, through January 10, 1967, as published in NOTAMs 24 hours in advance of use.

Controlling agency. Federal Aviation Agency, Albuquerque ARTC Center.

Using agency. Commander, Holloman AFB, N. Mex.

2. The description of the continental control area would be altered to include Restricted Area R–5116A.

These amendments are proposed under section 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348).

Issued in Washington, D.C., on September 16, 1966.

T. McCORMACK,
Acting Chief, Airspace and Air Traffic Rules Division.

[F.R. Doc. 66–10299; Filed, Sept. 19, 1966; 8:49 a.m.]

FEDERAL TRADE COMMISSION

[16 CFR Part 302]

FLAMMABLE FABRICS ACT

Articles of Wearing Apparel With Raised-Fiber Surface

On July 13, 1966, the Federal Trade Commission issued a notice of proposed rule making whereby the Commission proposed to give consideration to an amendment of § 302.6 (Rule 6) of Part 302, rules and regulations under the Flammable Fabrics Act. Such notice appeared on page 9684 of the Saturday, July 16, 1966, issue of the FEDERAL REGISTER.

The matter proposed for consideration was an amendment to § 302.6 (Rule 6) of the Rules and Regulations under the Flammable Fabrics Act adding a new paragraph thereto designated as paragraph (e) of § 302.6 (Rule 6) specifying circumstances and conditions under which certain raised-fiber surface of articles of wearing apparel would or would not be subject to the provisions of the Flammable Fabrics Act and delineating the application of such Act to such products.

The notice provided that interested parties could participate by submitting in writing to the Federal Trade Commission, Washington, D.C. 20580, on or before the 23d day of August 1966, their views, arguments, or other data, and that written rebuttal could be submitted until September 13, 1966.

On request of certain interested parties for opportunity to orally present their views, arguments, and data, the notice of proposed rule making is hereby amended to provide that interested parties may participate by submitting in writing to the Federal Trade Commission, Washington, D.C. 20580, on or before the 12th day of October 1966, their views, arguments, or other data or by presenting such views, arguments, and other data orally on that date at 10 a.m., e.d.t., Room 7316, 1101 Building, 1101 Pennsylvania Avenue NW., in the city of Washington, District of Columbia. Any person thereafter desiring to submit further views, arguments, or data may do so within 15 days after the date of presentation of oral views. The issuance of this amended notice does not indicate a determination on the merits of the proposal by the Commission.

Such action is taken pursuant to the authority given to the Federal Trade Commission under section 5(c) of the Flammable Fabrics Act [67 Stat. 111; 15 U.S.C. § 1191] whereby "The Commission is authorized and directed to prescribe such rules and regulations as may be necessary and proper for the purposes of administration and enforcement of this Act."

Issued: September 15, 1966.

By the Commission.

JOSEPH W. SHEA,
Secretary.

[F.R. Doc. 66–10241; Filed, Sept. 19, 1966; 8:47 a.m.]

Notices

DEPARTMENT OF DEFENSE

Office of the Secretary

DEFENSE TELEPHONE SERVICE

Functions and Responsibilities

The Secretary of Defense approved the following on September 6, 1966:

Refs: (a) 10 United States Code, section 133(d).

(b) DoD Directive 5160.9, "Assignment of Responsibility to Secretary of the Army for Operation and Administration of Consolidated PBX System for Activities Located at the Seat of Government," August 30, 1955 (canceled herein).

(c) Charter as Amended Approving the Establishment of the "Defense Telephone Service—Washington" as a Project Under the Army Management Fund.

I. *Reissuance.* This Directive reissues reference (b) and incorporates provisions for amending reference (b) to include the assignment of additional responsibilities to, and revise existing responsibilities and functions of the Defense Telephone Service—Washington (DTS–W). Reference (b) is hereby superseded and canceled.

II. *General.* A. Pursuant to the authority contained in reference (a), the Secretary of the Army is hereby assigned responsibility for the administration and operation of the DTS–W, subject to the authority, direction, and control of the Secretary of Defense.

B. The mission of the DTS–W is to provide telephone communications service for the Department of Defense (DoD) in the National Capital Region (NCR).

III. *Applicability and Scope.* A. The provisions of this Directive apply to all DoD Components in the NCR.

B. Its provisions encompass responsibility for all telephone facilities for departmental and field activities in the NCR. These provisions are not intended to conflict with the responsibilities of the Defense Communications Agency (DCA).

IV. *Definitions.* A. *National Capital Region (NCR).* The NCR includes the District of Columbia; Montgomery and Prince Georges Counties in Md.; Arlington, Fairfax, Loudoun, and Prince William Counties in Va., and the cities of Alexandria, Fairfax and Falls Church in Va.; and all cities now or hereafter existing in Maryland or Virginia within the geographic area bounded by the outer boundaries of the combined areas of the aforesaid counties.

B. *Departmental Activities.* The term "Departmental" includes those elements of the Office of the Secretary of Defense, the Organization of the Joint Chiefs of Staff, the headquarters of other DoD agencies, and the Headquarters of the Military Departments (including the Offices of the Secretaries of Military Departments) which have responsibility for policy, planning, and the general management of Department of Defense functions. Departmental activity is that force which is engaged in the continuous centralized direction and control of the total resources and personnel of the Department of Defense or of a single military department or agency, within the Department of Defense.

C. *Field Activity.* All organizational elements not included under departmental activities.

D. *AUTOVON (AUTOVON Subscriber Access Lines).* The Automatic Voice Network (AUTOVON) is the basic General Purpose switched voice network of the Defense Communications System, and is designed to accommodate both the operational and administrative requirements of the DoD. AUTOVON Subscriber Access Lines are those circuits connected directly to this network. The DTS–W utilizes the AUTOVON as another means of completing long distance calls.

E. *Tactical Telephone Facilities.* The specialized, direct, and expeditious telephone service, generally having a restrictive or limited switching capability, which enables field commanders to carry out combat, combat-oriented, or combat support operations.

V. *Functions and Responsibilities.* A. Under the direction, authority and control of the Secertary of the Army and the policy direction of the Assistant Secretary of Defense (Administration), the DTS–W shall perform the following functions:

1. Manage and operate all telephone facilities for departmental and field activities (except AUTOVON Subscriber Access Lines and Tactical Telephone Facilities) located in the National Capital Region.

2. Provide for the engineering, installation, maintenance and removal of all telephone equipment.

3. Publish and distribute a single Department of Defense telephone directory. This directory will be the only authorized telephone directory for Department of Defense Components in the National Capital Region. DoD Components will not publish shredouts or duplicate this document without the specified approval of the DTS–W. The Defense Telephone Service—Washington will act as coordinator and final authority for Department of Defense telephone listings in the National Capital Region telephone company commercial directory.

4. Develop and determine formulas to be used for allocation of charges to subscriber agencies for services rendered. Prepare and negotiate Defense Telephone Service agreements with subscriber agencies. Validate charges to subscriber agencies for telephone service.

5. Advise DoD Components in the NCR regarding telephone communications.

6. Develop, participate in, monitor, and review telephone equipment and telephone systems requirements and recommend appropriate action.

7. Conduct or participate in telephone equipment and systems studies, cost effectiveness studies and special studies as directed by the Secretary of the Army or the Assistant Secretary of Defense (Administration).

B. Procurement related to telephone services will be effected in accordance with the provisions of the Armed Services Procurement Regulation and sound procurement practices.

VI. *Authority and relationships.* A. In exercising the authority delegated in Section II and in the performance of the functions assigned in section V, the DTS–W shall:

1. Coordinate actions, as appropriate, with DoD Components having collateral or related functions.

2. Maintain liaison for the exchange of information and advice with DoD Components.

3. Make full use of established facilities in the Office of the Secretary of Defense and other DoD Components rather than unnecessarily duplicating such facilities.

4. Insure that all DoD Components are kept fully informed regarding DTS–W activities of substantive concern to them.

B. The Assistant Secretary of Defense (Administration) is responsible for providing policy direction and coordinating, as appropriate, the administrative service policies and relationships among and between activities in the National Capital Region for which these services are provided.

C. The Assistant Secretary of Defense (Comptroller) is responsible for providing fiscal policy direction and establishing appropriate financing arrangements for these services.

D. The heads of all DoD Components and their staffs shall cooperate fully with the Defense Telephone Service—Washington, in a continuous effort to achieve efficient and effective administration and operation of this facility.

VII. *Effective date.* This Directive is effective immediately.

VIII. *Implementation.* DoD Components will review their existing implementing directives, instructions, and other issuances including reference (c) for conformity with this Directive. Two (2) copies of each revised implementing document will be forwarded to the ASD (A) within ninety (90) days.

MAURICE W. ROCHE,
Director, Correspondence and Directives Division, OASD (Administration).

SEPTEMBER 12, 1966.

[F.R. Doc. 66-10259; Filed, Sept. 19, 1966; 8:49 a.m.]

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[Montana 073207]

MONTANA

Notice of Proposed Classification of Public Lands

SEPTEMBER 12, 1966.

Pursuant to section 8(b) of the Act of June 28, 1934 (U.S.C. 315g; 43 CFR 2244), notice is hereby given of a proposal to classify the lands described below for disposal in connection with the Exchange of Privately Owned Lands Petition-Application Montana 073207 of the Silver Bow Grazing Association.

PRINCIPAL MERIDIAN, MONTANA

BLAINE COUNTY

T. 35 N., R. 21 E.,
Sec. 1, E½SE¼;
Sec. 2, Lots 1 and 2, SE¼NE¼, and N½SE¼;
Sec. 12, NE¼, and S½NW¼.
T. 35 N., R. 22 E.,
Sec. 4, Lots 2 and 3, S½NE¼, SE¼NW¼, E½SW¼, and SE¼;
Sec. 5, Lot 4, and NW¼SW¼;
Sec. 6, Lot 1;
Sec. 7, S½NE¼;
Sec. 8, NW¼;
Sec. 9, NW¼NE¼;
Sec. 17, SW¼SE¼;
Sec. 18, NE¼SW¼, and NW¼SE¼;
Sec. 19, SW¼SE¼;
Sec. 20, NE¼, and E½SE¼;
Sec. 21, E½, and NW¼.
T. 36 N., R. 22 E.,
Sec. 2, Lots 1 and 4;
Sec. 3, Lot 1;
Sec. 15, SE¼SW¼;
Sec. 21, S½SW¼;
Sec. 31, SE¼NE¼;
Sec. 32, S½NW¼, SW¼, and SW¼SE¼.
T. 37 N., R. 22 E.,
Sec. 1, Lots 12 and 13, and S½NW¼;
Sec. 2, Lot 12, and SE¼NE¼;
Sec. 3, Lots 11 and 12, S½NE¼, and NW¼SE¼;
Sec. 5, Lots 9, 10, 11, and 12;
Sec. 6, Lots 13 and 14;
Sec. 7, Lots 3 and 4, NE¼, and E½SW¼;
Sec. 12, Lot 3.
T. 37 N., R. 23 E.,
Sec. 2, Lot 9;
Sec. 3, Lots 10, 11, and 12;
Sec. 5, Lots 9, 10, and 11, SW¼NE¼, S½NW¼, N½SW¼, and NW¼SE¼;
Sec. 6, Lots 7, 12, 13, 14, and 15, S½NE¼, SE¼NW¼, E½SW¼, and W½SE¼;
Sec. 26, SE¼NE¼.
Sec. 26, SE¼NE¼.

The areas described aggregate 4,559.40 acres.

This proposal has been discussed with all members of the Association and other parties directly affected. Information derived from field investigation, appraisal, studies of area economy and impact, public land administrative policy and other sources indicate that the proposal meets the requirements of the law and regulations.

Information concerning the lands involved in this exchange proposal is available for inspection and study at the Malta District Office, Bureau of Land Management, Malta, Mont.

For a period of 60 days from the date of this publication, interested parties may submit comments to the District Manager of the Malta District, Bureau of Land Management, Malta, Mont. 59538.

EUGENE H. NEWELL,
Acting Land Office Manager.

[F.R. Doc. 66-10229; Filed, Sept. 19, 1966; 8:46 a.m.]

MONTANA

Notice of Filing of Plat of Survey; Filing Date Suspended

SEPTEMBER 9, 1966.

F.R. Doc. 66-8234, appearing on page 10201 of the issue for July 28, 1966, prescribed that a certain plat of survey would be officially filed in the Land Office, Billings, Mont., effective at 10 a.m., on September 26, 1966.

The official filing date specified above is herewith suspended until further notice.

EUGENE H. NEWELL,
Manager, Land Office, Billings, Mont.

[F.R. Doc. 66-10230; Filed, Sept. 19, 1966; 8:46 a.m.]

CHIEF, BRANCH OF LANDS, ET AL.

Redelegation of Authority by Land Office Manager

1. Pursuant to section 2.1, Bureau Order No. 701 of July 23, 1964, as amended, the following authority is hereby delegated to the Branch Chiefs and Supervisory Adjudicators of the Division of Lands and Minerals Program Management and Land Office, to become effective immediately upon publication in the FEDERAL REGISTER.

(a) Chief, Branch of Lands, and Supervisory Adjudicator, Branch of Lands, authority to take action for the Manager in matters listed in sections 2.2(b), 2.3 (a) and (c), 2.5 (b) and (c), and 2.9 except section 2.9 (t), (v) and (x), of Part II of Bureau Order No. 701, supra. The authority in sections 2.2(b) and 2.3 (a) and (c) is limited to those actions pertaining to Land Use.

(b) Chief, Branch of Minerals, and Supervisory Adjudicator, Branch of Minerals, authority to take action for the Manager in matters listed in sections 2.2 (b), 2.3 (a) and (c), and 2.6, of Part II of Bureau Order No. 701, supra. The authority in sections 2.2(b) and 2.3 (a) and (c) is limited to those actions pertaining to Branch of Minerals casework.

(c) Chief, Branch of Title and Records, authority to take action for the Manager in matters listed in sections 2.2 (c), 2.3(c), 2.4(a) (4), of Part II, Bureau Order No. 701, supra.

2. The authority delegated in paragraph 1 above may not be redelegated.

3. This redelegation of authority supersedes all previous redelegations by the Land Office Manager.

J. ELLIOTT HALL,
Land Office Manager.

Approved: September 13, 1966.

E. I. ROWLAND,
State Director, Colorado.

[F.R. Doc. 66-10231; Filed, Sept. 19, 1966; 8:46 a.m.]

Bureau of Reclamation

WENATCHEE NATIONAL FOREST, WASH.

Order of Transfer of Administrative Jurisdiction of Land

By virtue of the authority vested in the Secretary of the Interior by section 7(c) of the Act of July 9, 1965 (79 Stat. 213), and his delegation of authority to the Commissioner of Reclamation dated February 25, 1966, published March 4, 1966 (31 F.R. 3423), jurisdiction over the following described lands, which lie within or adjacent to exterior boundaries of the Wenatchee National Forest, Wash., and which were acquired by the Bureau of Reclamation in the development of the Cle Elum Reservoir, Yakima Project, is hereby transferred to the Secretary of Agriculture for recreational and other National Forest System purposes:

WILLAMETTE MERIDIAN

CLE ELUM RESERVOIR

T. 20 N., R. 14 E.
Sec. 2, lots 3, 4, 5, 6, SE¼NW¼, NE¼SW¼, SW¼SW¼;
Sec. 3, lots 1, 2, 3, 4, 5, 6;
Sec. 4, lots 5, 6;
Sec. 10, lot 1, NE¼NE¼, S½NE¼, E½NW¼, NE¼SW¼;
Sec. 11, W½NW¼, SE¼NW¼, N½SW¼, SE¼SW¼, W½SE¼.
T. 21 N., R. 14 E.
Sec. 5, lots 1, 2, 3, S½NE¼, SE¼NW¼, E½SW¼, SW¼SW¼, SE¼;
Sec. 8, SE¼NE¼, NW¼, E½SW¼, SE¼;
Sec. 9, W½SW¼;
Sec. 17, all;
Sec. 19, NE¼NE¼;
Sec. 20, lots 1, 2, 3, NE¼NE¼;
Sec. 21, W½W½;
Sec. 28, lots 1, 3, 4, E½NW¼, N½SE¼, SE¼SE¼;
Sec. 29, lots 1, 2, 3, 4, 5, 6;
Sec. 33, lots 1, 2, 3, NE¼NE¼;
Sec. 34, lots 1, 2, 3, 4, NW¼NW¼, SE¼NW¼, NW¼SE¼, SE¼SE¼.

Pursuant to said section 7(c) of the aforesaid Act of July 9, 1965, the above lands shall become National Forest lands, provided that all lands and waters within the Cle Elum Reservoir area needed or used for the operation of the project or for other Reclamation purposes, shall continue to be administered by the Commissioner of Reclamation to the extent he determines to be necessary for such operation.

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

Dated: September 9, 1966.

N. B. BENNETT, Jr.,
Acting Commissioner of Reclamation.

[F.R. Doc. 66-10232; Filed, Sept. 19, 1966; 8:46 a.m.]

DEPARTMENT OF COMMERCE

Bureau of International Commerce

[Case 315]

LEOPOLD CHARLES & CO., LTD., ET AL.

Order Conditionally Restoring Export Privileges

In the matter of Leopold Charles & Co., Ltd., also known as Charles Leopold & Co., Ltd.; Charles Lefton; P. Dorling, 27-29 Whitfield Street, London, W.1, England; Respondents; Case No. 315.

By order dated March 11, 1963 (28 F.R. 2751), the above-named respondents were denied all U.S. export privileges for the duration of export controls. The order provided that after December 10, 1965, the respondents might apply to have the effective denial of export privileges held in abeyance while they remain on probation. The said respondents have filed such an application and have submitted evidence to show their compliance with the terms of said order and other details concerning the nature of their business.

The respondents' application was referred to the Compliance Commissioner and additional information was received by him. He has recommended that an order be entered conditionally restoring export privileges to said respondents.

The undersigned has carefully considered the record herein and is of the opinion that the action recommended by the Compliance Commissioner is fair and just and that such action will contribute to the effective enforcement of the law and regulations.

Accordingly, it is hereby ordered that the export privileges of the above-named respondents be and hereby are restored conditionally, and the respondents are placed on probation for the duration of export controls. The conditions of probation are that the respondents shall fully comply with all of the requirements of the Export Control Act of 1949, as amended, and all regulations, licenses, and orders issued thereunder.

Upon a finding by the Director, Office of Export Control, or such other official as may be exercising the duties now exercised by him, that said respondents have knowingly failed to comply with the conditions of probation, said official, with or without prior notice to said respondents, by supplemental order, may revoke the probation of said respondents and deny to said respondents all export privileges for such period as said official may deem appropriate. Such order shall not preclude the Bureau of International Commerce from taking further action for any violation as may be warranted.

This order shall become effective forthwith.

Dated: September 13, 1966.

RAUER H. MEYER,
Director, Office of Export Control.

[F.R. Doc. 66-10238; Filed, Sept. 19, 1966; 8:47 a.m.]

CIVIL AERONAUTICS BOARD

[Docket No. 16236; Order E-24177]

INTERNATIONAL AIR TRANSPORT ASSOCIATION

Order Regarding Specific Commodity Rates

Adopted by the Civil Aeronautics Board at its office in Washington, D.C., on the 12th day of September 1966.

Agreement adopted by Traffic Conference 1 of the International Air Transport Association relating to specific commodity rates, Docket 16236, Agreement CAB 19054.

An agreement has been filed with the Board pursuant to section 412(a) of the Federal Aviation Act of 1958 (the Act) and Part 261 of the Board's economic regulations, between various air carriers, foreign air carriers, and other carriers, embodied in the resolutions of Traffic Conference 1 of the International Air Transport Association (IATA). The agreement, which has been assigned the above-designated CAB agreement number, was adopted by the 19th Meeting of Traffic Conference 1 Specific Commodity Rates Board held July 19, 1966, in New York.

The agreement, as it applies to the Western Hemisphere, reestablishes the existing commodity rate structure. The agreement, as set forth in the attachment,[1] additionally (1) adopts new rates under existing commodity descriptions, (2) adopts rates under new commodity descriptions, (3) cancels rates under existing commodity descriptions, and (4) increases slightly a few presently effective commodity rates. The new rates under new and existing descriptions reflect reductions in rates ranging from 13.3 to 73.2 percent and are consistent with the existing commodity rate structure.

While the agreement will result in some increases, it also provides the public with significant reductions on a number of items. Additionally, while the agreement provides for the cancellation of certain rates under commodity Item 4100, the agreement also establishes the same rates under Item 4105. The commodity description for Item 4105 incorporates the description presently applicable separately under Item 4100. In essence, the canceled rates will remain in effect but under a different commodity item number.

[1] Attachment filed as part of original document.

The Board, acting pursuant to sections 102, 204(a), and 412 of the Act, does not find the subject agreement to be adverse to the public interest or in violation of the Act, provided that approval thereof is conditioned as hereinafter ordered.

Accordingly, it is ordered, That Agreement CAB 19054 be approved, provided that such approval shall not constitute approval of the specific commodity descriptions contained therein for purposes of tariff publication.

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

This order will be published in the FEDERAL REGISTER.

By the Civil Aeronautics Board.

[SEAL] HAROLD R. SANDERSON,
Secretary.

[F.R. Doc. 66-10257; Filed, Sept. 19, 1966; 8:48 a.m.]

[Docket No. 17347, etc.]

SERVICE TO WEST YELLOWSTONE, MONT.

Notice of Hearing

Notice is given herewith, pursuant to the provisions of the Federal Aviation Act of 1958, as amended, that public hearings in the above-entitled proceeding will be held before the undersigned Examiner on December 6, 1966, at 10 a.m. (local time), in the State District Court, Sixth Floor, Billings, Mont.

For information concerning the issues and other details of this case, interested persons are referred to the Prehearing Conference Report served in this matter on September 1, 1966, and other documents which are on file in this proceeding in the docket section of the Civil Aeronautics Board.

Dated at Washington, D.C., September 14, 1966.

[SEAL] EDWARD T. STODOLA,
Hearing Examiner.

[F.R. Doc. 66-10258; Filed, Sept. 19, 1966; 8:48 a.m.]

FEDERAL POWER COMMISSION

[Docket Nos. G-2947 etc.]

AMERICAN PETROFINA COMPANY OF TEXAS, ET AL.

Findings and Order

SEPTEMBER 8, 1966.

Findings and order after statutory hearing issuing certificates of public con-

venience and necessity, canceling docket numbers, amending certificates, permitting and approving abandonment of service, terminating certificates, terminating rate proceeding, substituting respondent, redesignating proceedings, requiring filing of agreements and undertakings, and accepting related rate schedules and supplements for filing.

Each of the Applicants listed herein has filed an application pursuant to section 7 of the Natural Gas Act for a certificate of public convenience and necessity authorizing the sale and delivery of natural gas in interstate commerce, for permission and approval to abandon service, or a petition to amend an existing certificate authorization, all as more fully described in the respective applications and petitions (and any supplements or amendments thereto) which are on file with the Commission.

The Applicants herein have filed related FPC gas rate schedules and propose to initiate or abandon, add or delete natural gas service in interstate commerce as indicated by the tabulation herein. All sales certificated herein are either equal to or below the ceiling prices established by the Commission's statement of general policy 61–1, as amended, or involve sales for which permanent certificates have been previously issued; except that initial sales from the Permian Basin area of New Mexico are authorized to be made at or below the applicable area base rates and under the conditions prescribed in Opinion Nos. 468 and 468–A.

American Petrofina Company of Texas proposes to continue certain sales heretofore authorized to be made by Graridge Corp. and has requested that Graridge's rate schedules be redesignated as its own. The presently effective rates under certain of Graridge's rate schedules are in effect subject to refund and in one instance a proposed increased rate is suspended and not effective. American Petrofina has requested to be substituted as respondent in each of Graridge's rate proceedings and has agreed to file an agreement and undertaking to assure the refund of all amounts collected subject to refund in excess of the amounts determined to be just and reasonable in said proceedings. Accordingly, in the following proceedings American Petrofina will be substituted as respondent, the proceedings will be redesignated, and American Petrofina will be required to file agreements and undertakings except in Docket No. RI65–250 in which the proposed increase has not been made effective.

Rate suspension Docket No.	Certificate Docket No.	Graridge FPC gas rate schedule
G–20110 [1]	CI61–1106	7
	CI61–1107	8
	CI61–1108	9
	CI61–1109	10
	CI61–1110	11
RI62–169 [2]	CI60–484	5
RI64–116 [2]	G–2947	18
RI64–377 [2]	CI63–369	15
RI64–442	CI63–402	17
RI65–250 [2]	CI61–519	6

[1] Consolidated with Docket No. A R64–1, et al.
[2] Consolidated with Docket No. A R61–2, et al.
[3] Consolidated with Docket No. A R64–2, et al.

After due notice, petitions to intervene by the Long Island Lighting Co. and the Philadelphia Gas Works Division of the United Gas Improvement Co. and a notice of intervention by the Public Service Commission of the State of New York were filed in Docket No. CI63–886, in the matter of the application filed January 21, 1963, in said docket. A notice of intervention by the Public Service Commission of the State of New York was filed in Docket No. CI66–262, in the matter of the application filed September 29, 1965, in said docket. The petitions to intervene and the notices of intervention have been withdrawn and no other petitions to intervene, notices of intervention, or protests to the granting of any of the respective applications or petitions in this order have been received.

At a hearing held on September 1, 1966, the Commission on its own motion received and made a part of the record in these proceedings all evidence, including the applications, amendments and exhibits thereto, submitted in support of the respective authorizations sought herein, and upon consideration of the record,

The Commission finds:

(1) Each Applicant herein is a "natural-gas company" within the meaning of the Natural Gas Act as heretofore found by the Commission or will be engaged in the sale of natural gas in interstate commerce for resale for ultimate public consumption, subject to the jurisdiction of the Commission, and will therefore, be a "natural-gas company" within the meaning of said Act upon the commencement of the service under the respective authorizations granted hereinafter.

(2) The sales of natural gas hereinbefore described, as more fully described in the respective applications, amendments and/or supplements herein, will be made in interstate commerce, subject to the jurisdiction of the Commission, and such sales by the respective Applicants, together with the construction and operation of any facilities subject to the jurisdiction of the Commission necessary therefor, are subject to the requirements of subsections (c) and (e) of section 7 of the Natural Gas Act.

(3) The sales of natural gas by the respective Applicants, together with the construction and operation of any facilities subject to the jurisdiction of the Commission necessary therefor, are required by the public convenience and necessity and certificates therefore should be issued as hereinafter ordered and conditioned.

(4) The respective Applicants are able and willing properly to do the acts and to perform the services proposed and to conform to the provisions of the Natural Gas Act and the requirements, rules and regulations of the Commission thereunder.

(5) It is necessary and appropriate in carrying out the provisions of the Natural Gas Act that a certificate of public convenience and necessity should be issued in Docket No. CI63–886, authorizing General American Oil Company of Texas (Operator), et al., to continue the sales of natural gas previously rendered by J. P. Owen (Operator), et al., in Docket Nos. G–11610 and CI61–364 and Owen Production Co. (Operator), et al., in Docket No. G–19313,[4] and that the certificates issued in Docket Nos. G–11610, CI61–364 and G–19313, respectively, should be terminated.

(6) It is necessary and appropriate in carrying out the provisions of the Natural Gas Act that a certificate of public convenience and necessity should be issued in Docket No. CI66–948 to include both the sales proposed in Docket Nos. CI66–948 and CI67–68, and that Docket No. CI67–68 be canceled.

(7) It is necessary and appropriate in carrying out the provisions of the Natural Gas Act that Docket Nos. CI66–1334 and CI67–60 should be canceled and that the applications filed therein should be processed as petitions to amend the certificates issued in Docket Nos. G–17114 and G–19711, respectively.

(8) It is necessary and appropriate in carrying out the provisions of the Natural Gas Act and the public convenience and necessity require that the certificate authorizations heretofore issued in the following dockets should be amended as hereinafter ordered and conditioned:

G–2947	CI60–475	CI65–54
G–8517	CI60–484	CI65–59
G–8679	CI61–519	CI65–301
G–10991	CI61–1106	CI65–303
G–11824	CI61–1107	CI65–543
G–13105	CI61–1108	CI65–603
G–15800	CI61–1109	CI65–623
G–17114	CI61–1110	CI65–808
G–18434	CI61–1586	CI65–999
G–18435	CI63–20	CI65–1198
G–18901	CI63–30	CI66–538
G–19245	CI63–369	CI66–805
G–19711	CI63–402	CI66–1097
CI60–290	CI64–175	CI66–1102
CI60–330	CI64–435	CI66–1128
CI60–331	CI65–52	

(9) It is necessary and appropriate in carrying out the provisions of the Natural Gas Act that the sale heretofore authorized to be made pursuant to the certificate issued in Docket No. G–13882 should hereafter be made pursuant to the certificate heretofore issued in Docket No. G–13105 and the certificate in Docket No. G–13882 should be terminated.

(10) The sales of natural gas proposed to be abandoned by the respective Applicants, as hereinbefore described, all as more fully described in the tabulation herein and in the respective applications, are subject to the requirements of subsection (b) of section 7 of the Natural Gas Act, and such abandonments should be permitted and approved as hereinafter ordered.

(11) It is necessary and appropriate in carrying out the provisions of the Natural Gas Act that the certificates of public convenience and necessity heretofore issued to the respective Applicants relating to the abandonments hereinafter permitted and approved should be terminated.

[4] A temporary certificate was issued authorizing Owen Production Co. to continue the sale previously rendered by J. P. Owen.

(12) It is necessary and appropriate in carrying out the provisions of the Natural Gas Act that the rate suspension proceeding in Docket No. RI66–99 should be terminated.

(13) It is necessary and appropriate in carrying out the provisions of the Natural Gas Act that American Petrofina Company of Texas should be substituted in lieu of Graridge Corp. as respondent in the proceedings pending in Docket Nos. G–20110, RI62–169, RI64–116, RI64–377, RI64–442 and RI65–250, that said proceedings should be redesignated accordingly, and that American Petrofina should be required to file agreements and undertakings in said proceedings except in Docket No. RI65–250.

(14) It is necessary and appropriate in carrying out the provisions of the Natural Gas Act that the respective related rate schedules and supplements as designated or redesignated in the tabulation herein should be accepted for filing as hereinafter ordered.

The Commission orders:

(A) Certificates of public convenience and necessity are issued upon the terms and conditions of this order, authorizing the sales by the respective Applicants herein of natural gas in interstate commerce for resale, together with the construction and operation of any facilities subject to the jurisdiction of the Commission necessary for such sales, all as hereinbefore described and as more fully described in the respective applications, amendments, supplements, and exhibits in this proceeding.

(B) The certificates granted in paragraph (A) above are not transferable and shall be effective only so long as Applicants continue the acts or operations hereby authorized in accordance with the provisions of the Natural Gas Act and the applicable rules, regulations and orders of the Commission.

(C) The grant of the certificates issued in paragraph (A) above shall not be construed as a waiver of the requirements of section 4 of the Natural Gas Act or of Part 154 or Part 157 of the Commission's regulations thereunder, and is without prejudice to any findings or orders which have been or may hereafter be made by the Commission in any proceeding now pending or hereafter instituted by or against the respective Applicants. Further, our action in this proceeding shall not foreclose nor prejudice any future proceedings or objections relating to the operation of any price or related provisions in the gas purchase contracts herein involved. Nor shall the grant of the certificates aforesaid for service to the particular customers involved imply approval of all of the terms of the respective contracts particularly as to the cessation of service upon termination of said contracts, as provided by section 7(b) of the Natural Gas Act. Nor shall the grant of the certificates aforesaid be construed to preclude the imposition of any sanctions pursuant to the provisions of the Natural Gas Act for the unauthorized commencement of any sales of natural gas subject to said certificates.

(D) The grant of the certificates issued herein on all applications filed after April 15, 1965, is upon the condition that no increase in rate which would exceed the ceiling prescribed for the given area by paragraph (d) of the Commission's statement of general policy No. 61–1, as amended, shall be filed prior to the applicable dates, as indicated by footnotes 10 and 14 in the attached tabulation.

(E) The initial rates for sales authorized in Docket Nos. CI65–543, CI65–603, and CI66–989 shall be the applicable base area rates prescribed in Opinion No. 468, as modified by Opinion No. 468–A, as adjusted for quality, or the contract rates, whichever are lower; and no increases in rate in excess of said initial rates shall be filed before January 1, 1968.

(F) If the quality of the gas delivered by Applicants in Docket Nos. CI65–543, CI65–603, and CI66–989 deviates at any time from the quality standards set forth in Opinion No. 468, as modified by Opinion No. 468–A, so as to require a downward adjustment of the existing rate, a notice of change in rate shall be filed pursuant to the provisions of section 4 of the Natural Gas Act: *Provided, however,* That adjustments reflecting changes in Btu content of the gas shall be computed by the applicable formula and charged without the filing of notices of changes in rate.

(G) Within 45 days from the date of initial delivery Applicant in Docket No. CI65–603 shall file a rate schedule quality statement in the form prescribed in Opinion No. 468–A. Applicants in Docket Nos. CI65–543 and CI66–989 shall file rate schedule quality statements within 90 days from the date of initial delivery.

(H) A certificate is issued herein in Docket No. CI66–464 authorizing Applicant to continue the sale being rendered on June 7, 1954.

(I) Applicant in Docket No. CI66–1211 shall submit a billing statement for the first month of service.

(J) A certificate is issued herein to Applicant in Docket No. CI66–1297 subject to the same terms and conditions imposed upon the predecessor's certificate in Docket No. G–15800, by rate settlement order issued January 29, 1965, in Docket Nos. G–6822, et al., further, Applicant shall file a supplement to his rate schedule waiving the right to collect the 1 cent per Mcf minimum guarantee for liquid products as required by said order.

(K) A certificate is issued herein to Applicant in Docket No. CI67–3 subject to the conditions set forth in paragraphs (C), (D), and (E) of the order accompanying Opinion No. 353 (27 FPC 449), except that said certificate shall not be subject to the Commission's ultimate determination in Docket No. R–200.

(L) A certificate is issued herein in Docket No. CI63–886, authorizing General American Oil Company of Texas (Operator), et al., to continue the sales of natural gas previously rendered by J. P. Owen (Operator), et al., in Docket Nos. G–11610 and CI61–364 and Owen Production Co. (Operator), et al., in Docket No. G–19313, and the certificates heretofore issued in Docket Nos. G–11610, CI61–364, and G–19313, respectively, are terminated.

(M) A certificate is issued herein in Docket No. CI66–948, authorizing Applicant to continue the sale which was initiated without prior Commission authorization and to include both the sales proposed in Docket Nos. CI66–948 and CI67–68, and Docket No. CI67–68 is canceled.

(N) Docket Nos. CI66–1334 and CI67–60 are canceled.

(O) The certificates heretofore issued in Docket Nos. G–18435, G–19711, CI60–475, CI64–175, CI64–435, CI65–54, CI65–301, CI65–543, CI65–603, CI65–623, CI65–808, CI65–999, CI66–538, and CI66–805 are amended by adding thereto or deleting therefrom authorization to sell natural gas to the same purchasers and in the same areas as covered by the original authorizations, pursuant to the rate schedule supplements as indicated in the tabulation herein.

(P) The certificates heretofore issued in Docket Nos. CI63–30 and CI66–1128 are amended to include the sales of natural gas from the additional acreage, further, said certificates are amended to include the interests of the nonsignatory coowners, and the related rate schedules are redesignated as Humble Oil & Refining Co., et al., and Sinclair Oil & Gas Co. (Operator), et al., respectively.

(Q) The certificate heretofore issued in Docket No. CI63–20 is amended to include the interest of the nonsignatory coowner and the related rate schedule is redesignated as Humble Oil & Refining Co. (Operator), et al.

(R) The certificates heretofore issued in Docket Nos. G–8679, G–10991, and CI65–59 are amended by deleting therefrom authorization to sell natural gas from acreage assigned to Applicant in Docket No. CI66–805; and the certificate in Docket No. G–15800 is amended by deleting therefrom authorization to sell natural gas from acreage assigned to Applicant in Docket No. CI66–1297.

(S) The certificates heretofore issued in Docket Nos. G–2947, G–8517, G–11824, G–13105, G–17114, G–18434, G–18901, G–19245, CI60–290, CI60–330, CI60–331, CI60–484, CI61–519, CI61–1106, CI61–1107, CI61–1108, CI61–1109, CI61–1110, CI61–1586, CI63–369, CI63–402, CI65–52, CI65–303, CI65–1198, CI66–1097, and CI66–1102 are amended by changing the certificate holders to the respective successors in interest as indicated in the tabulation herein.

(T) The authorization granted in Docket No. G–18434, in paragraph (S) above does not relieve Applicant of any refund obligation ordered in Opinion No. 499.

(U) The sale heretofore authorized to be made in Docket No. G–13882 is made

pursuant to the authorization granted in Docket No. G–13105, in paragraph (S) above, and the certificate in Docket No. G–13882 is terminated.

(V) Permission for and approval of the abandonment of service by the respective Applicants, as hereinbefore described, all as more fully described in the tabulation herein and in the respective applications are granted.

(W) The abandonment herein permitted and approved in Docket No. CI67–61 does not relieve Applicant of any obligations to make such refunds as may be ordered in Opinion No. 476.

(X) The certificates heretofore issued in Docket Nos. G–11794, G–14821, G–18675, CI60–402, and CI62–526 are terminated.

(Y) The rate suspension proceeding in Docket No. RI66–99 is terminated.

(Z) American Petrofina Company of Texas is substituted in lieu of Graridge Corp. as respondent in the proceedings pending in Docket Nos. G–20110, RI62–169, RI64–116, RI64–377, RI64–442, and RI65–250, and said proceedings are redesignated accordingly.[5]

(AA) Within 30 days from the issuance of this order American Petrofina Company of Texas shall execute, in the form set out below, and shall file with the Secretary of the Commission acceptable agreements and undertakings in Docket Nos. G–20110, RI62–169, RI64–116, RI64–377, and RI64–442 to assure the refunds, together with interest at the rate of 6 percent per annum in Docket No. G–20110 and 7 percent per annum in the other proceedings, of all amounts collected in excess of the amounts determined to be just and reasonable in said proceedings. Unless notified to the contrary by the Secretary of the Commission within 30 days from the date of submission, such agreements and undertakings shall be deemed to have been accepted for filing.

(BB) American Petrofina Company of Texas shall comply with the refunding and reporting procedure required by the Natural Gas Act and § 154.102 of the regulations thereunder, and the agreements and undertakings filed by American Petrofina in Docket Nos. G–20110, RI62–169, RI64–116, RI64–377, and RI64–442 shall remain in full force and effect until discharged by the Commission.

(CC) The respective related rate schedules and supplements as indicated in the tabulation herein are accepted for filing; further, the rate schedules relating to the successions herein are redesignated and accepted, subject to the applicable Commission regulations under the Natural Gas Act to be effective on the dates as indicated in the tabulation herein.

By the Commission.

[SEAL] GORDON M. GRANT,
Acting Secretary.

Docket No. and date filed	Applicant	Purchaser, field, and location	FPC rate schedule to be accepted		
			Description and date of document	No.	Supp.
G–2947 E 6–20–66	American Petrofina Company of Texas, et al. (successor to Graridge Corp., et al.)	Texas Eastern Transmission Corp., Helen Gohlke Field, De Witt and Victoria Counties, Tex.	Graridge Corp., et al., FPC GRS No. 18.	63	
			Supplement Nos. 1–16	63	1–16
			Notice of succession 1–1–66.[1]		
			Effective date: 1–1–66		
G–8517 [2] E 7–5–66 7–19–66 [3]	C. Crady Davis, et al. (successor to Gas Producers Corp.).	El Paso Natural Gas Co., Greater Blanco Field, San Juan County, N. Mex.	Gas Producers Corp., FPC GRS No. 2.	2	
			Supplement Nos. 1–2	2	1–2
			Notice of succession 7–1–66.		
			Assignment 11–12–65 [4]	2	3
			Assignment 1–28–66 [5]	2	4
			Assignment 4–1–66 [6]	2	5
			Effective date: 4–1–66		
G–11824 E 7–5–66	Arthur Arnold (successor to Marathon Oil Co.).	Arkansas Louisiana Gas Co., Jefferson Gas Field, Marion County, Tex.	Marathon Oil Co., FPC GRS No. 21.	1	
			Supplement Nos. 1–4	1	1–4
			Notice of succession 7–1–66.		
			Assignment 3–18–66 [7]	1	5
			Effective date: 4–1–66		
G–13105 (G–13882) [8] E 7–5–66 7–19–66 [3]	C. Crady Davis, et al., (successor to Gas Producers Corp.).	Southern Union Gathering Co., Blanco-Mesaverde Gas Field, San Juan County, N. Mex.	Gas Producers Corp. FPC GRS No. 1.	1	
			Supplement Nos. 1–6	1	1–6
			Notice of succession 7–1–66.		
			Assignment 11–12–65 [4]	1	7
			Assignment 1–28–66 [5]	1	8
			Assignment 4–1–66 [6]	1	9
			Effective date: 4–1–66		
G–18434 E 7–6–66	Joe Ballanfonte, Sr. (successor to McCurdy & McCurdy).	Florida Gas Transmission Co., Luby Field, Nueces County, Tex.	McCurdy & McCurdy, FPC GRS No. 1.	1	
			Supplement Nos. 1–2	1	1–2
			Notice of succession 7–6–66.		
			Assignment 5–2–66 [9]	1	3
			Effective date: 5–1–66		
G–18435 C 7–13–66 [10]	Pan American Petroleum Corp. (Operator), et al.	Michigan Wisconsin Pipe Line Co., Laverne Field, Harper County, Okla.	Amendment 5–19–66 [11]	273	2
G–18901 E 6–20–66	American Petrofina Co. of Texas (Operator), et al. (successor to Graridge Corp. (Operator), et al.).	Banquete Gas Co., a division of Crestmont Consolidated Corp.,[12] Plymouth and East Taft Fields, San Patricio County, Tex.	Graridge Corp. (Operator), et al., FPC GRS No. 20.	64	
			Supplement Nos. 1–6	64	1–6
			Notice of succession 1–1–66.[1]		
			Effective date: 1–1–66		
G–19245 E 6–20–66	do	Transcontinental Gas Pipe Line Corp., Greta Field, Refugio County, Tex.	Graridge Corp. (Operator), et al., FPC GRS No. 2.	48	
			Supplement Nos. 1–13	48	1–13
			Notice of succession 1–1–66.[1]		
			Effective date: 1–1–66		
CI60–290 E 6–20–66	do	Panhandle Eastern Pipe Line Co., Budde Lease, Edwards County, Kans.	Graridge Corp. (Operator), et al., FPC GRS No. 12.	58	
			Supplement Nos. 1–3	58	1–3
			Notice of succession 1–1–66.[1]		
			Effective date: 1–1–66		
CI60–330 E 6–20–66	do	C. V. Lyman,[13] Captain Lucey Field, Jim Wells County, Tex.	Graridge Corp. (Operator), et al., FPC GRS No. 3.	49	
			Supplement Nos. 1–7	49	1–7
			Notice of succession, 1–1–66.[1]		
			Effective date: 1–1–66		
CI60–331 E 6–20–66	do	Associated Oil & Gas Co.,[13] Agua Dulce Field, Nueces County, Tex.	Graridge Corp. (Operator), et al., FPC GRS No. 4.	50	
			Supplement Nos. 1–5	50	1–5
			Notice of succession 1–1–66.[1]		
			Effective date: 1–1–66		
CI60–475 C 6–30–66 [14]	Belco Petroleum Corp.	El Paso Natural Gas Co., South Hogsback Field, Lincoln County, Wyo.	Supplemental agreement 6–20–66.[11]	6	11
CI60–484 E 6–20–66	American Petrofina Co. of Texas (Operator), et al (successor to Graridge Corp (Operator), et al.).	Texas Gas Transmission Corp., Mallard Bay Field, Cameron Parish, La.	Graridge Corp. (Operator), et al., FPC GRS No. 5.	51	
			Supplement Nos. 1–4	51	1–4
			Notice of succession 1–1–66.[1]		
			Effective date: 1–1–66		
CI61–519 E 6–20–66	do	Tennessee Gas Pipeline Co., a division of Tenneco, Inc., Stratton Aqua Dulce Field, Nueces County, Tex.	Graridge Corp. (Operator), et al., FPC GRS No. 6.	52	
			Supplement Nos. 1–3	52	1–3
			Notice of succession 1–1–66.[1]		
			Effective date: 1–1–66		

Filing code: A—Initial service.
B—Abandonment.
C—Amendment to add acreage.
D—Amendment to delete acreage.
E—Succession.
F—Partial succession.

See footnotes at end of table.

[5] Docket No. RI64–116, American Petrofina Company of Texas, et al.; Docket Nos. G–20110, RI62–169, RI64–377, RI64–442, and RI65–250, American Petrofina Company of Texas (Operator), et al.

Docket No. and date filed	Applicant	Purchaser, field, and location	FPC rate schedule to be accepted		
			Description and date of document	No.	Supp.
CI61-1106 E 6-20-66	do	Cities Service Gas Co., Various Fields, Barber and Edwards Counties, Kans.	Graridge Corp. (Operator), et al., FPC GRS No. 7.	53	
			Supplement Nos. 1-4	53	1-4
			Notice of succession 1-1-66.[1]		
			Effective date: 1-1-66		
CI61-1107 E 6-20-66	do	Cities Service Gas Co., Aetna Field, Barber County, Kans.	Graridge Corp. (Operator), et al., FPC GRS No. 8.	54	
			Supplement Nos. 1-4	54	1-4
			Notice of succession 1-1-66.[1]		
			Effective date: 1-1-66		
CI61-1108 E 6-20-66	do	Cities Service Gas Co., Rhodes South Field, Barber County, Kans.	Graridge Corp. (Operator), et al., FPC GRS No. 9.	55	
			Supplement Nos. 1-4	55	1-4
			Notice of succession 1-1-66.[1]		
			Effective date: 1-1-66		
CI61-1109 E 6-20-66	do	do	Graridge Corp. (Operator), et al., FPC GRS No. 10.	56	
			Supplement Nos. 1-4	56	1-4
			Notice of succession 1-1-66.[1]		
			Effective date: 1-1-66		
CI61-1110 E 6-20-66	do	do	Graridge Corp. (Operator), et al., FPC GRS No. 11.	57	
			Supplement Nos. 1-4	57	1-4
			Notice of succession 1-1-66.[1]		
			Effective date: 1-1-66		
CI61-1586 E 6-20-66	do	United Gas Pipe Line Co., Cabeza Creek Area, Goliad County, Tex.	Graridge Corp. (Operator), et al., FPC GRS No. 13.	59	
			Supplement Nos. 1-16	59	1-16
			Notice of succession 1-1-66.[1]		
			Effective dates: 1-1-66		
CI63-20 6-6-66 [10] [15]	Humble Oil & Refining Co. (Operator), et al.	Arkansas Louisiana Gas Co., Arkoma Area, Haskell County, Okla.	Supplemental agreement 5-19-66.[11] [16]	337	23
CI63-30 C 6-13-66 [14] [17]	Humble Oil & Refining Co., et al.	Arkansas Louisiana Gas Co., Cheniere Brake Field, Ouachita Parish, La.	Supplemental agreement 6-7-66.[11] [17]	309	7
CI63-369 E 6-20-66	American Petrofina Co. of Texas (Operator), et al. (successor to Graridge Corp. (Operator), et al.).	Tennessee Gas Pipeline Co., a division of Tenneco, Inc., West Magnolia City Field, Jim Wells County, Tex.	Graridge Corp. (Operator), et al., FPC GRS No. 15.	60	
			Supplement Nos. 1-10	60	1-10
			Notice of succession 1-1-66.[1]		
			Effective date: 1-1-66		
CI63-402 E 6-20-66	American Petrofina Co. of Texas (successor to Graridge Corp.	Lone Star Gas Co., Katie Field, Garvin County, Okla.	Graridge Corp., FPC GRS No. 16.	61	
			Supplement Nos. 1-6	61	1-6
			Notice of succession 1-1-66.[1]		
			Effective date: 1-1-66		
CI63-402 E 6-20-66	American Petrofina Co. of Texas (Operator), et al. (successor to Graridge Corp. (Operator), et al.).	Lone Star Gas Co., Katie East Hoxbar Field, Garvin County, Okla.	Graridge Corp. (Operator), et al., FPC GRS No. 17.	62	
			Supplement Nos. 1-5	62	1-5
			Notice of succession 1-1-66.[1]		
			Effective date: 1-1-66		
A CI63-886 (G-19313) [18] E 1-21-63	General American Oil Company of Texas (Operator), et al. (successor to Owen Production Co. (Operator), et al.).	United Fuel Gas Co., Duson Field, Lafayette Parish, La.	Owen Production Co. (Operator), et al., FPC GRS No. 1.	60	
			Supplement Nos. 1-4	60	1-4
			Notice of succession 1-9-63.		
A CI63-886 (G-11610) [18] E 1-21-63	General American Oil Company of Texas (Operator), et al. (successor to J. P. Owen (Operator), et al.).	Transcontinental Gas Pipe Line Corp., Southeast Rayne Field, Lafayette Parish, La.	J. P. Owen (Operator), et al., FPC GRS No. 2.	61	
			Supplement Nos. 1-4	61	1-4
			Notice of succession 1-9-63.		
A CI63-886 (CI61-364) [18] E 1-21-63	do	United Fuel Gas Co., West Duson Field, Acadia and Lafayette Parishes, La.	J. P. Owen (Operator), et al., FPC GRS No. 6.	64	
			Supplement Nos. 1-4	64	1-4
			Notice of succession 1-9-63.		
CI64-175 C 7-15-66 [14]	Pan American Petroleum Corp. (Operator), et al.	El Paso Natural Gas Co., Basin Dakota Field, San Juan County, N. Mex.	Letter agreement 5-31-66.[11]	363	13
CI64-435 D 7-8-66	J. M. Huber Corp. (partial abandonment).	Northern Natural Gas Co., Northrup (Upper Morrow) Field, Ochiltree County, Tex.	Notice of partial cancellation 7-6-66.[19] [20]	59	2
CI65-52 E 6-10-66	C. E. Dixon (Operator), et al. (successor to J. L. Patton (Operator), et al.).	Arkansas Louisiana Gas Co., Waskom Field, Harrison County, Tex.	J. L. Patton (Operator), et al., FPC GRS No. 1.	1	
			Notice of succession 6-7-66.		
			Assignment 5-5-66	1	1
			Assignment 5-18-66	1	2
			Effective date: 5-15-66		
CI65-54 C 7-11-66 [10]	Tenneco Oil Co. (Operator), et al.	Arkansas Louisiana Gas Co., J. W. Hall Unit No. 1, Pittsburg County, Okla.	Amendment 6-13-66 [11]	168	3
CI65-301 C4-8-66 [14]	Braden-Deem, Inc. (agent) (Operator), et al.	Panhandle Eastern Pipe Line Co., Lerado Field, Reno County, Kans.	Assignment 10-25-65 [11] [21]	9	7
CI65-303 E 7-12-66	Regent Gas Producers, Inc. (Operator), et al. (successor to Allied Producing Co.).	Consolidated Gas Supply Corp., Sherman District, Boone County, W. Va.	Allied Producing Co. FPC GRS No. 1.	1	
			Notice of succession 5-10-66.		
			Assignment 12-31-64 [22]	1	1
			Assignment 12-31-65 [23]	1	2
			Effective date: 12-31-65		
CI65-543 C 3-7-66	Sinclair Oil & Gas Co.[24]	Natural Gas Pipeline Co. of America, Indian Basin Area, Eddy County, N. Mex.	Supplemental agreement 9-17-65. [11]	344	3
CI65-603 C 3-30-66	Marathon Oil Co.[24] (Operator), et al.	do	Supplemental agreement 12-10-65.	95	7
			Supplemental agreement 2-1-66.[11]	95	8
CI65-623 C 6-28-66 [14]	Consolidation Coal Co., et al.	United Fuel Gas Co., Maiden Springs District, Tazewell County, Va.	Letter agreement 4-13-65.	1	1
			Supplemental agreement 5-31-66.[11]	1	2
CI65-808 C 7-15-66 [14]	James W. Harris (Operator), et al.	United Gas Pipe Line Co., Gwinville Field, Jefferson Davis County, Miss.	Amendment 5-31-66 [11]	5	2 S
CI65-999 D 6-17-66	Texaco, Inc.	Panhandle Eastern Pipe Line Co., Sampsel Field, Cimarron County, Okla.	Assignment 12-14-65 [25]	353	2
			Amendment 5-11-66 [20] [25]	353	3

See footnote at end of table.

Docket No. and date filed	Applicant	Purchaser, field, and location	FPC rate schedule to be accepted		
			Description and date of document	No.	Supp.
CI65-1198 E 7-11-66	Valor Production Co. (successor to Johnie L. West).	Almos Gas Gathering Co., Linke (Frio) Field, Bee County, Tex.	Johnie L. West, FPC GRS No. 1.	2	
			Supplement Nos. 1	2	1
			Notice of succession 6-24-66.		
			Assignment 9-13-65	2	2
			Effective date: 9-13-65		
CI66-262 A 9-29-65 [10]	Pan American Petroleum Corp.	Michigan Wisconsin Pipe Line Co., Calcasieu Lake Field, Cameron Parish, La.	Contract 7-1-65	424	
CI66-464 A 11-26-65 [27]	Wood Oil Co	Colorado Interstate Gas Co. Hugoton Field, Kearny County, Kans.	Contract 10-19-53 [28]	4	
			Contract 3-1-53	4	1
			Supplemental agreement 8-25-53.	4	2
			Supplemental agreement 6-28-54.	4	3
			Amendment 11-19-56	4	4
			Contract 1-27-59 [29]	4	5
CI66-538 C 7-19-66 [10]	Glover Hefner Kennedy Oil Co. (Operator), et al.	Arkansas Louisiana Gas Co., Canute Field, Washita County, Okla.	Amendment 7-8-66	1	4
CI66-620 B 1-13-66 [30]	Wilbur Sellers	Equitable Gas Co., Littleton District, Wetzel County, W. Va.	([20])	([31])	
F CI66-805 (CI65-59) [32] (G-10991) [32] (G-8679) [32] C 6-13-66	Fred La Rue	United Gas Pipe Line Co., Pistol Ridge Field, Forrest County, Miss.	Assignment 11-20-62 [33]	3	4
			Effective date: 11-20-62		
			Assignment 1-14-66 [34]	3	5
			Effective date: 1-14-66		
CI66-948 [35] A 4-4-66 [14] [36]	Harlan B. Hogue	Carnegie Natural Gas Co., Freemans Creek District, Lewis County, W. Va.	Contract 12-9-59 [11]	3	
CI66-989 A 4-18-66	Continental Oil Co. [37]	El Paso Natural Gas Co., Eumont Gas Pool, Lea County, N. Mex.	Contract 4-1-66 [11]	313	
CI66-1078 (G-14821) B 5-5-66	Graham-Michaelis Drilling Co. (Operator), et al.	Panhandle Eastern Pipe Line Co., acreage in Meade County, Kans.	Notice of cancellation 5-3-66. [19] [20]	[38] 18	3
CI66-1097 E 6-20-66	American Petrofina Co. of Texas (successor to Graridge Corp.).	Arkansas Louisiana Gas Co., Milton Field, Haskell County, Okla.	Graridge Corp., FPC GRS No. 22.	66	
			Supplement Nos. 1-4	66	1-4
			Notice of succession 1-1-66. [1]		
			Effective date: 1-1-66		
CI66-1102 E 6-20-66	American Petrofina Co. of Texas (Operator), et al. (successor to Graridge Corp. (Operator), et al.).	Banquete Gas Co., a division of Crestmont Consolidated Corp., [12] Plymouth Field, San Patricio County, Tex.	Graridge Corp. (Operator), et al., FPC GRS No. 21.	65	
			Notice of succession 1-1-66. [1]		
			Effective date: 1-1-66		
CI66-1128 C 7-15-66 [19] [39]	Sinclair Oil & Gas Co. (Operator), et al.	Cities Service Gas Co., South Bishop Field, Roger Mills County, Okla.	Supplemental agreement 6-13-66. [11]	350	2
CI66-1211 A 5-16-66 [10]	Durbin Bond	Cities Service Gas Co., South Bishop Field, Ellis County, Okla.	Ratified 7-13-66	3	
			Contract 10-29-64 [11]	3	1
A CI66-1297 (G-15800) F 6-13-66 [40]	Thomas A. Dugan (successor to Sunray DX Oil Co.).	El Paso Natural Gas Co., Basin Dakota Field, San Juan County, N. Mex.	Contract 7-14-58 [41]	6	
			Letter agreement 7-5-60	6	1
			Supplemental agreement 6-9-61.	6	2
			Assignment 4-15-66 [42]	6	3
			Effective date: 4-1-66		
CI66-1317 A 6-16-66 [10]	Anson L. Clark	Panhandle Eastern Pipe Line Co., South Bishop Field, Ellis County, Okla.	Contract 5-2-66 [43]	[c]	
			Contract 4-19-66 [11]	3	1

See footnote at end of table.

Docket No. and date filed	Applicant	Purchaser, field, and location	FPC rate schedule to be accepted		
			Description and date of document	No.	Supp.
A CI66-1334 [44] (G-17114) E 6-20-66	El PamCo., Inc. (Operator), et al. (successor to Paul Case).	El Paso Natural Gas Co., Aztec Pool, San Juan County, N. Mex.	Paul Case, FPC GRS No. 1.	1	
			Supplement Nos. 1-4	1	1-4
			Notice of succession 6-15-66.		
			Assignment 8-11-65 [45]	1	5
			Assignment 8-11-65 [46]	1	6
			Assignment 8-11-65 [47]	1	7
			Assignment 8-11-65 [48]	1	8
			Assignmen 9-13-65 [48a]	1	9
			Assignment 5-17-66 [49]	1	10
			Assignment 5-17-66 [50]	1	11
			Assignment 5-17-66 [51]	1	12
			Assignment 5-17-66 [52]	1	13
			Assignment 6-14-66 [52a]	1	14
			Effective date: 6-14-66		
CI67-3 A 7-1-66 [10]	Humble Oil & Refining Co.	Michigan Wisconsin Pipe Line Co., Woodward Area, Dewey County, Okla.	Contract 6-16-66	399	
			Compliance 7-26-66 [53]	399	1
CI67-45 A 7-14-66 [14]	Duer Wagner & Co (Operator), et al.	South Texas Natural Gas Gathering Co., McGill Ranch Field, Kleberg and Kenedy Counties, Tex.	Contract 11-2-64 [11]	1	
CI67-47 A 7-14-66 [10]	Charles J. Richard	Arkansas Louisiana Gas Co., East Medford Field, Grant County, Okla.	Contract 5-12-66 [11]	2	
CI67-48 A 7-14-66 [14]	Texas Oil & Gas Corp.	Natural Gas Pipeline Company of America, acreage in Ochiltree County, Tex.	Contract 3-1-66 [11]	48	
CI67-53 A 7-13-66	V. H. Simmons, Jr.	Lake Shore Pipe Line Co., Bushnell Field, Erie County, Pa.	Contract 7-1-66 [11]	2	
CI67-54 A 7-15-66 [14]	John W. Stone, et al., d.b.a. Five Star Gas Co.	United Fuel Gas Co., Smithfield District, Roane County, W. Va.	Contract 6-7-66 [11]	2	
CI67-55 A 7-15-66 [10]	Sinclair Oil & Gas Co.	Michigan Wisconsin Pipe Line Co., Van Dorn Unit, Lovedale Field, Harper County, Okla.	Contract 6-10-66 [11]	355	
CI67-57 A 7-11-66 [10]	An-Son Corp. (Operator), et al.	Michigan Wisconsin Pipe Line Co., Lovedale Field, Harper County, Okla.	Contract 2-7-66 [11]	20	
CI67-58 (G-18675) B 7-15-66	H. V. Tucker	Colorado Interstate Gas Co., Mocane Field, Beaver County, Okla.	Notice of cancellation 7-11-66. [19] [20]	1	4
CI67-59 (CI62-526) B 7-15-66	Anchor Production Co. (successor to Sands Industries, Inc. (Operator), et al.).	Cities Service Gas Co., Northwest Kildare Field, Kay County, Okla.	Notice of cancellation 7-12-66. [19] [20]	1	1
B CI67-60 [54] (G-19711) D 7-18-66	Estate of W. H. Taylor, et al. (partial abandonment).	Phillips Petroleum Co., West Panhandle Field, Gray County, Tex.	Notice of partial cancellation (undated). [19] [20]	1	11
CI67-61 (CI60-402) [55] B 7-18-66	H. H. Howell (Operator), et al.	Tennessee Gas Pipeline Co., a division of Tenneco, Inc., Carmichael Field, Jackson County, Tex.	Notice of cancellation 6-13-66. [19] [20]	[55a] 5	2
CI67-62 (G-11794) B 7-18-66	B. O. Lilly, Operator	Kerr-McGee Corp., West Panhandle Field, Carson County, Tex.	Notice of cancellation 7-14-66. [19] [20]	1	2
CI67-64 A 7-18-66 [10]	Jake L. Hamon	Panhandle Eastern Pipe Line Co., Tangier Area Woodward County, Okla.	Contract 6-16-66 [11]	49	

Docket No. and date filed	Applicant	Purchaser, field, and location	FPC rate schedule to be accepted		
			Description and date of document	No.	Supp.
CI67-68 [33] A 4-4-66	Harlan B. Hogue (see Docket No. CI66-948).	Carnegie Natural Gas Co., Freemans Creek District, Lewis County, W. Va.	----------	-------	-------

[1] Instrument conveying property placed in Docket No. G-2947.
[2] Certificate issued to C. W. Murchison predecessor in interest to Gas Producers Corp. (certificate was not amended to reflect the succession).
[3] Amendment to the application filed correcting certain errors in original filing.
[4] Gas Producers Corp., et al., to Kimbark Exploration Co.
[5] Kimbark Exploration Co. to William A. Boyd, Dorothy Allbright, Earl Lambuth, Holmes P. McLish, and Rodney P. Calvin.
[6] Kimbark Exploration Co. to C. Crady Davis, et al.
[7] Assigns acreage from Marathon Oil Co. to Arthur Arnold.
[8] The sale proposed to be rendered in Docket No. G-13882 will be authorized in Docket No. G-13105, to include the sale thereunder, and the certificate in Docket No. G-13882 will be terminated.
[9] Transfers property from McCurdy Estate to Joe Ballanfonte, Sr. Includes assignment of lease to Margaret Johnson McCurdy as Executrix.
[10] July 1, 1967, moratorium date pursuant to Commission's statement of general policy No. 61-1, as amended.
[11] Effective date: Date of initial delivery (Applicant should advise the Commission as to such date).
[12] Now Banquete Gas Co., a division of Crestmont Oil & Gas Co.
[13] Lyman and Associated received authorization in Docket Nos. G-11435 and G-3999, respectively, to resell the gas to Tennessee Gas Pipeline Co.
[14] January 1, 1968, moratorium date pursuant to Commission's statement of general policy No. 61-1, as amended.
[15] Amendment to the certificate to add interest of nonsignatory co-owner.
[16] Adds interest of nonsignatory co-owner, Union Texas Petroleum, a division of Allied Chemical Corp.
[17] Adds acreage and interest of nonsignatory owner, T. Arthur Grant, Jr.
[18] Docket under which predecessor was previously authorized; amendment of permanent certificate in Docket No. G-19313 to reflect succession by Owen Production Co. to interest of J. P. Owen in this sale is pending, therefore, the temporary certificate in Docket No. G-19313 will be terminated.
[19] Source of gas depleted.
[20] Effective date: Date of this order.
[21] Assignment from R. M. Gouldner to Braden-Deem, Inc., covering ⅛ interest in the Snell Lease previously dedicated under contract involved. Interests of other coowners covered by existing certificate.
[22] From Allied Producing Co. to Regent Gas Producers, Inc. (Operator), et al.
[23] From E. J. Thompson to Regent Gas Producers, Inc. (Operator), et al.
[24] Applicants have expressed willingness to accept authorization for the additional acreage containing conditions similar to those imposed in the original certificates (Opinion No. 468).
[25] Assignment of acreage down to a depth of 5,068 feet, to Cities Service Oil Co. (Cities Service received authorization covering the subject acreage under Docket No. CI65-837 and FPC GRS No. 197).
[26] Deletes acreage due to expiration of leases.
[27] Sale being rendered on June 7, 1954.
[28] Ratifies Mar. 1, 1953, contract.
[29] Supersedes Mar. 1, 1953, contract and Oct. 19, 1953, contract (contract provides for 12.5 cents rate, however, Applicant states it is willing to accept a permanent certificate at 12 cents, the June 7, 1954, rate).
[30] Inadvertently noticed as a sec. 7(c) application in lieu of a 7(b) application.
[31] No rate schedule or certificate on file with the Commission, sale was made under contract dated in 1946.
[32] Adds acreage acquired from Margaret M. Morgan, et al. (Docket No. CI-65-59); Norton Oil Co., Inc., et al. (Docket No. G-10991); and Southern Natural Gas Co. (Docket No. G-8679).
[33] Conveys interest of Mrs. Margaret M. Morgan, et al. (FPC GRS No. 1) and Norton Oil Co., Inc., et al. (FPC GRS No. 1) to Fred LaRue down to a depth of 8,300 feet.
[34] Conveys interest of Southern Natural Gas Co., to Fred LaRue down to a depth of 8,362 feet. Sale being made under Southern's FPC GRS No. F-1.
[35] The certificate issued herein in Docket No. CI66-948 will include both the sales proposed in Docket Nos. CI66-948 and CI67-68, and Docket No. CI67-68 will be cancelled.
[36] Service being rendered without prior Commission authorization.
[37] Applicant has expressed willingness to accept a permanent certificate containing conditions similar to those imposed by Opinion No. 468.
[38] Rate of 16 cents effective subject to refund in Docket No. RI66-99; last firm rate was 15 cents. Applicant filed a motion to terminate the rate proceeding on July 20, 1966.
[39] Adds acreage and interest of George V. Frazier and Emma E. Frazier.
[40] Jan. 1, 1968, moratorium date provided by Settlement Order issued Jan. 29, 1965, in Sunray DX Oil Co., et al. Docket Nos. G-6822, et al.
[41] On file as Sunray DX Oil Co., FPC GRS No. 161.
[42] From Sunray DX Oil Co. to Thomas A. Dugan.
[43] Adopts terms of basic contract dated Apr. 19, 1966, between Sinclair Oil & Gas Co. and Panhandle.
[44] Application for complete succession assigned Docket No. CI66-1334 when it was believed to have been a partial succession, therefore, the application in Docket No. CI66-1334 will be construed as a petition to amend the certificate in Docket No. G-17114 and Docket No. CI66-1334 will be canceled.
[45] From Paul Case to Fern Case (Identification No. 8).
[46] From Paul Case to Fern Case (Identification No. 9).
[47] From Paul Case to Fern Case (Identification No. 10).
[48] From Paul Case to Fern Case (Identification No. 11).
[48a] From Paul Case to Fern Case.
[49] From Fern Case to El PamCo., Inc. (Identification No. 13).
[50] From Fern Case to El PamCo., Inc. (Identification No. 14).
[51] From Fern Case to El PamCo., Inc. (Identification No. 15).
[52] From Fern Case to El PamCo., Inc. (Identification No. 16).
[52a] From Fern Case to El PamCo., Inc.
[53] Applicant advised willingness to accept a permanent certificate conditioned as the certificates issued under Opinion No. 353.
[54] Application for partial abandonment assigned Docket No. CI67-60 when it was believed to have been a complete abandonment, therefore, the application in Docket No. CI67-60 will be construed as a petition to amend the certificate in Docket No. G-19711 and Docket No. CI67-60 will be canceled.
[55] Consolidated with Docket No. G-16760, et al.
[55a] The Commission in Opinion No. 476 has found 15 cents per Mcf to be the proper rate for this sale. The effectiveness of the order has been stayed pending judicial review, therefore, Applicant will not be relieved of any obligations to make such refunds as may be ordered in Opinion No. 476.

[F.R. Doc. 66-10116; Filed, Sept. 19, 1966; 8:45 a.m.]

ATOMIC ENERGY COMMISSION

[Docket No. 50-240]

GENERAL DYNAMICS CORP.

Notice of Issuance of Facility License

Please take notice that, no request for a hearing or petition to intervene having been filed following publication of the notice of proposed action in the FEDERAL REGISTER, the Atomic Energy Commission has issued, effective as of the date of issuance, Facility License No. R-104 to General Dynamics Corp. authorizing operation of the Modified HTGR Critical Facility at steady state power levels up to a maximum of 100 watts (thermal) on the Corporation's laboratory site at Torrey Pines Mesa near San Diego, Calif.

The license was issued as set forth in the notice of proposed issuance of facility license published in the FEDERAL REGISTER August 19, 1966 (31 F.R. 11050).

Dated at Bethesda, Md., this 8th day of September 1966.

For the Atomic Energy Commission.

R. L. DOAN,
Director,
Division of Reactor Licensing.

[F.R. Doc. 66-10216; Filed, Sept. 19, 1966; 8:45 a.m.]

[Docket No. 27-17]

DEPARTMENT OF HEALTH, EDUCATION AND WELFARE, NATIONAL INSTITUTES OF HEALTH

Notice of Issuance of Byproduct Material License

Please take notice that the Atomic Energy Commission has issued Amendment No. 4 to License No. 19-296-11 as set forth below. This amendment provides for a change in the license provisions referring to the transportation of radioactive materials to assure conformity with the AEC-ICC memorandum of understanding dated March 21, 1966.

In a letter dated July 25, 1966, the AEC notified National Institutes of Health of its intent to amend License No. 19-296-11 to assure that the license provisions referring to transportation of radioactive materials were in conformity with the AEC-ICC memorandum of understanding dated March 21, 1966. National Institutes of Health consented to the proposed modification of its license in a letter dated August 26, 1966.

The Commission has determined that prior public notice of proposed issuance of this amendment is not required since the amendment does not involve significant hazard considerations different from those previously evaluated.

Within fifteen (15) days from the date of publication of this notice in the FEDERAL REGISTER, any person whose interest may be affected by this proceeding may file a petition for leave to intervene. Requests for a hearing and petitions to intervene shall be filed in accordance with the Commission's regulations (10 CFR Part 2). If a request for a hearing or a petition for leave to intervene is filed within the time prescribed in this notice, the Commission will issue a notice of hearing or an appropriate order. Petitions to intervene or requests for public hearing may be filed with the Secretary, U.S. Atomic Energy Commission, Washington, D.C. 20545.

Dated at Bethesda, Md., September 13, 1966.

For the Atomic Energy Commission.

J. A. MCBRIDE,
Director,
Division of Materials Licensing.

[License No. 19-296-11; Amdt. 4]

License No. 19-296-11 is amended as follows:

Condition 5 is amended to read:

5. The transportation of AEC-licensed material shall be subject to all applicable regulations of the Interstate Commerce Commission, U.S. Coast Guard, Federal Aviation Agency, and other agencies of the United States having jurisdiction.

When Interstate Commerce Commission regulations are not applicable to shipments by land of AEC-licensed material by reason of the fact that the transportation does not occur in interstate or foreign commerce, (1) the transportation shall be in accordance with the requirements relating to packaging of radioactive material, marking and labeling of the package, placarding of the transportation vehicle, and accident reporting set forth in the regulations of the Interstate Commerce Commission in §§ 73.391-73.395, 49 CFR Part 73, "Regulations Applying to Shippers", and §§ 77.823, 77.860 (c) and (d), 49 CFR Part 77, "Regulations Applying to Shipments Made By Way Of Common, Contract, Or Private Carriers By Public Highways", and (2) any requests for modifications of exceptions to those requirements, any requests for special approvals referred to in those requirements, and any notifications referred to in those requirements shall be filed with, or made to, the Atomic Energy Commission.

Date of issuance: September 13, 1966.

For the Atomic Energy Commission.

J. A. McBABE,
Director,
Division of Materials Licensing.

[F.R. Doc. 66-10217; Filed, Sept. 19, 1966; 8:45 a.m.]

CIVIL SERVICE COMMISSION

CERTAIN SPECIALIZATIONS IN TECHNOLOGY SERIES

Notice of Cancellation of Special Rates

Effective upon reclassification of the affected positions, special rates are canceled for the following specialization in the Technology Series, GS-1390: Aviation Survival Equipment, Industrial Radiography, and Packaging and Preservation. This action is taken because the Technology Series, GS-1390 is abolished.

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] MARY V. WENZEL,
Executive Assistant to the Commissioners.

[F.R. Doc. 66-10268; Filed, Sept. 19, 1966; 8:49 a.m.]

CERTAIN SPECIALIZATIONS IN TECHNOLOGY SERIES

Notice of Cancellation of Manpower Shortage

Effective October 20, 1966, authority to pay the travel and transportation expenses of appointees to positions in the GS-1390 Technology Series in the specializations of Aviation Survival Equipment, Industrial Radiography, and Packaging and Preservation, is canceled.

This action is taken because the Technology Series, GS-1390, is abolished. (See Handbook of Occupational Groups and Series of Classes, Transmittal Sheet No. 46, June 1966.)

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] MARY V. WENZEL,
Executive Assistant to the Commissioners.

[F.R. Doc. 66-10269; Filed, Sept. 19, 1966; 8:49 a.m.]

FEDERAL MARITIME COMMISSION

CITY OF LONG BEACH, CALIF., AND EVANS PRODUCTS CO.

Notice of Agreement Filed for Approval

Notice is hereby given that the following agreement has been filed with the Commission for approval pursuant to section 15 of the Shipping Act, 1916, as amended (39 Stat. 733, 75 Stat. 763, 46 U.S.C. 814).

Interested parties may inspect and obtain a copy of the agreement at the Washington Office of the Federal Maritime Commission, 1321 H Street NW., Room 609; or may inspect agreements at the offices of the District Managers, New York, N.Y., New Orleans, La., and San Francisco, Calif. Comments with reference to an agreement including a request for hearing, if desired, may be submitted to the Secretary, Federal Maritime Commission, Washington, D.C. 20573, within 20 days after publication of this notice in the FEDERAL REGISTER. A copy of any such statement should also be forwarded to the party filing the agreement (as indicated hereinafter), and the comments should indicate that this has been done.

Notice of agreement filed for approval by:

Leonard Putnam, Suite 600, City Hall, Long Beach, Calif. 90802.

Agreement No. T-1985 between the City of Long Beach (City) and Evans Products Co. (Evans) covers the lease of a marine terminal facility by City to Evans at Long Beach, Calif. The leased premises will be used by Evans to conduct a public wharfinger business. As rental, Evans will pay or cause to be paid all applicable tariff charges accruing from operations on the premises subject to a minimum payment of $187,000 for each 12-month period. Payment beyond the minimum figure will be divided between City and Evans pursuant to a schedule set forth in the agreement. All charges assessed by Evans will conform as nearly as possible with like charges published in City's tariff applying at municipal terminals at the Port of Long Beach, and the charges, regulations and practices of Evans shall be subject to review and control by City. In lieu of filing a tariff Evans may elect to use and be bound by City's tariff. City retains the right to make temporary berthing assignments at the premises to other users, and tariff charges in connection therewith will be billed by and payable to City and credited to the respective accounts of City and Evans in accordance with the terms of the agreement. Evans has the right of first refusal to lease certain other berths subject to additional rental on terms as set forth in the agreement.

Dated: September 15, 1966.

By order of the Federal Maritime Commission.

THOMAS LISI,
Secretary.

[F.R. Doc. 66-10249; Filed, Sept. 19, 1966; 8:48 a.m.]

[Independent Ocean Freight Forwarder License 998]

H. C. RICHARDS CO.

Revocation of License

Whereas, by letter dated September 7, 1966, Helen Currie Richards doing business as H. C. Richards Co., 125B, 26th St., Newport News, Va., has requested the revocation of Independent Ocean Freight Forwarder License No. 998: and

Whereas, Helen Currie Richards, doing business as H. C. Richards Co. is no longer operating as an independent ocean freight forwarder;

Now, therefore, by virtue of authority vested in me by the Federal Maritime Commission as set forth in Manual of Orders, Commission Order No. 201.1, section 6.03:

It is ordered, That the Independent Ocean Freight Forwarder License No. 998 of Helen Currie Richards doing business as H. C. Richards Co. be and is hereby revoked, effective this date.

It is further ordered, That Independent Ocean Freight Forwarder License No. 998 be returned to the Commission.

It is further ordered, That a copy of this order be published in the FEDERAL REGISTER and served on the licensee.

JOHN F. GILSON,
Deputy Director, Bureau of Domestic Regulation.

[F.R. Doc. 66-10250; Filed, Sept. 19, 1966; 8:48 a.m.]

SOUTH AND EAST AFRICA RATE AGREEMENT

Notice of Petition Filed for Approval

Notice is hereby given that the following petition has been filed with the Commission for approval pursuant to section 14(b) of the Shipping Act, 1916, as amended (75 Stat. 762, 46 U.S.C. 814).

Interested parties may inspect a copy of the proposed contract form and of the petition at the Washington office of the Federal Maritime Commission, 1321 H Street NW., Room 609; or at the offices of the District Managers, New York, N.Y., New Orleans, La., and San Francisco, Calif. Comments with reference to the proposed contract form and the petition

including a request for hearing, if desired, may be submitted to the Secretary, Federal Maritime Commission, Washington, D.C. 20573, within 20 days after publication of this notice in the FEDERAL REGISTER. A copy of any such statement should also be forwarded to the party filing the proposed contract form and of the petition (as indicated hereinafter), and the comments should indicate that this has been done.

Notice of application to institute a dual rate system filed by:

Mr. James C. Pendleton, Secretary, South and East Africa Rate Agreement, 11 Broadway, New York, N.Y. 10004.

Notice is hereby given that the member lines to the South and East Africa Rate Agreement have filed with the Commission, pursuant to section 14(b) of the Shipping Act, 1916, an exclusive patronage dual rate contract and an application for permission to institute a dual rate system for the carriage of all ocean shipments of the signatory merchant for which contract rates are offered moving in the agreement trade.

This application supersedes the original application by the member lines for permission to institute a dual rate system for the carriage of Coffee from East African ports and the island of Madagascar to U.S. Atlantic and Gulf ports as published in the FEDERAL REGISTER on March 18, 1966, at 31 F.R. 4635.

The instant application provides that contract rates shall be lower than the ordinary rates set forth in the carrier's tariff by an amount not to exceed fifteen (15) percent all in accordance with the terms and conditions described in the contract.

Dated: September 14, 1966.

By order of the Federal Maritime Commission.

THOMAS LISI,
Secretary.

[F.R. Doc. 66-10251; Filed, Sept. 19, 1966; 8:48 a.m.]

SECURITIES AND EXCHANGE COMMISSION

[File No. 70-4413]

ARKANSAS POWER & LIGHT CO. AND MIDDLE SOUTH UTILITIES, INC.

Notice of Proposed Issue and Sale of Shares of Preferred Stock at Competitive Bidding and of Common Stock to Holding Company

SEPTEMBER 14, 1966.

Notice is hereby given that Middle South Utilities, Inc. ("Middle South"), 280 Park Avenue, New York, N.Y. 10017, a registered holding company, and Arkansas Power & Light Co. ("Arkansas"), an electric utility subsidiary company of Middle South, have filed a joint application with this Commission pursuant to the Public Utility Holding Company Act of 1935 ("Act"), designating sections 6(b), 9(a), 10, and 12(f) of the Act and Rules 43 and 50 promulgated thereunder as applicable to the proposed transactions. All interested persons are referred to the joint application, which is summarized below, for a complete statement of the proposed transactions.

Arkansas proposes to issue and sell, subject to the competitive bidding requirements of Rule 50 under the Act, 100,000 shares of its cumulative preferred stock par value $100 per share. The dividend rate of the new preferred stock (which will be a multiple of one-twenty-fifth of 1 percent and the price, exclusive of accrued dividends, to be paid to Arkansas (which will be not less than $100 nor more than $102.75 per share) will be determined by the competitive bidding.

Arkansas also proposes to issue and sell, and Middle South proposes to acquire, 800,000 of Arkansas' presently authorized but unissued shares of common stock, $12.50 par value, at a price of $12.50 per share or $10,000,000 in the aggregate.

The net proceeds from the sale of the preferred stock and common stock are to be used by Arkansas for its 1966 construction program, estimated to cost $72,300,000, and for other corporate purposes, including the repayment of short-term bank loans of not to exceed $15,750,000.

The fees and expenses to be incurred by Arkansas in connection with the issue and sale of the new preferred stock are estimated at $42,000, including counsel fees of $17,000 and auditors' fees of $3,000. Fees of counsel for the purchasers of the new preferred stock in the amount of $6,500, together with their out-of-pocket expenses, will be paid by the successful bidders. The filing states that in connection with the issue and sale of the new common stock to Middle South no special or separable expenses are anticipated by Arkansas or Middle South.

The application states that the Arkansas Public Service Commission, the State commission of the State in which Arkansas is organized and doing business, has jurisdiction over the proposed transactions; that the Tennessee Public Service Commission, the commission of a State in which Arkansas also does business, asserts jurisdiction over the proposed transactions; and that no other State commission and no Federal commission, other than this Commission, has jurisdiction over the proposed transactions.

Notice is further given that any interested person may, not later than October 13, 1966, request in writing that a hearing be held on such matter, stating the nature of his interest, the reasons for such request, and the issues of fact or law raised by the filing which he desires to controvert; or he may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request should be served personally or by mail (airmail if the person being served is located more than 500 miles from the point of mailing) upon the applicants at the above-stated address, and proof of service (by affidavit or, in case of an attorney at law, by certificate) should be filed contemporaneously with the request. At any time after said date, the joint application, as filed or as it may be amended, may be granted as provided in Rule 23 of the general rules and regulations promulgated under the Act or the Commission may grant exemption from such rules as provided in Rules 20(a) and 100 thereof or take such other action as it may deem appropriate.

For the Commission (pursuant to delegated authority).

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F.R. Doc. 66-10234; Filed, Sept. 19, 1966; 8:46 a.m.]

[File No. 70-4415]

PENNSYLVANIA ELECTRIC CO.

Notice of Proposed Issue and Sale of First Mortgage Bonds

SEPTEMBER 14, 1966.

Notice is hereby given that Pennsylvania Electric Co. ("Penelec"), 1001 Broad Street, Johnstown, Pa. 15907, an electric utility subsidiary company of General Public Utilities Corp. ("GPU"), a registered holding company, has filed an application with this Commission pursuant to the Public Utility Holding Company Act of 1935 ("Act"), designating section 6(b) of the Act and Rule 50 promulgated thereunder as applicable to the proposed transaction. All interested persons are referred to the application, which is summarized below, for a complete statement of the proposed transaction.

Penelec proposes to issue and sell, subject to the competitive bidding requirements of Rule 50, $25,000,000 principal amount of First Mortgage Bonds ____ percent Series due November 1, 1996. The interest rate (which shall be a multiple of one-eighth of 1 percent and the price, exclusive of accrued interest (which shall be not less than 100 percent nor more than 102.75 percent of the principal amount thereof), will be determined by the competitive bidding. The bonds will be issued under a Mortgage and Deed of Trust dated January 1, 1942, between Penelec and Bankers Trust Co., Trustee, as heretofore supplemented and as to be further supplemented by a Supplemental Indenture to be dated November 1, 1966.

The proceeds from the sale of the bonds (other than premium, if any, and accrued interest) will be used to reimburse Penelec's treasury thus enabling it to pay short-term notes to banks the proceeds from which were used to finance, in part, the 1965 and 1966 construction programs. Any premium realized from the sale of the bonds will be used for financing the business of Penelec, including the payment of expenses incurred in connection with the

proposed issue of bonds. The 1966 construction program is estimated to cost $53,000,000, part of which has been financed from funds generated internally and by a capital contribution from GPU.

Fees and expenses relating to the proposed transaction are estimated at $77,000, including legal fees of $20,000 and accountant's fees of $4,750. A statement of the fee of counsel for the underwriters, to be paid by the successful bidders, will be supplied by amendment.

It is stated that the Pennsylvania Public Utility Commission has jurisdiction over the proposed issue and sale of bonds by Penelec. It is further stated that no other State commission and no Federal commission, other than this Commission, has jurisdiction over the proposed transaction.

Notice is further given that any interested person may, not later than October 9, 1966, request in writing that a hearing be held on such matter, stating the nature of his interest, the reasons for such request, and the issues of fact or law raised by said application which he desires to controvert; or he may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request should be served personally or by mail (airmail if the person being served is located more than 500 miles from the point of mailing) upon the applicant at the above-stated address, and proof of service (by affidavit or, in case of an attorney at law, by certificate) should be filed contemporaneously with the request. At any time after said date, the application, as filed or as it may be amended, may be granted as provided in Rule 23 of the general rules and regulations promulgated under the Act or the Commission may grant exemption from such rules as provided in Rules 20(a) and 100 thereof or take such other action as it may deem appropriate.

For the Commission (pursuant to delegated authority).

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F.R. Doc. 66-10235; Filed, Sept. 19, 1966; 8:46 a.m.]

DEPARTMENT OF LABOR

Wage and Hour Division

CERTIFICATES AUTHORIZING EMPLOYMENT OF FULL-TIME STUDENTS WORKING OUTSIDE OF SCHOOL HOURS IN RETAIL OR SERVICE ESTABLISHMENTS AT SPECIAL MINIMUM WAGES

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.), the regulation on employment of full-time students (29 CFR Part 519), and Administrative Order No. 579 (28 F.R. 11524), the establishments listed in this notice have been issued special certificates authorizing the employment of full-time students working outside of school hours at hourly wage rates lower than the minimum wage rates otherwise applicable under section 6 of the act. The certificates are effective from September 3, 1966, to September 2, 1967, except as otherwise indicated. Pursuant to § 519.6(b) of the regulation, the minimum certificate rates are not less than 85 percent of the statutory minimum of $1.25 an hour.

The following certificates were issued pursuant to paragraphs (c) and (g) of § 519.6 of 29 CFR Part 519, providing for an allowance not to exceed the proportion of the total number of hours worked by full-time students at rates below $1 an hour to the total number of hours worked by all employees in the establishment during the base period, or 10 percent, whichever is less, in occupations of the same general classes in which the establishment employed full-time students at wages below $1 an hour in the base period.

Adams Drug Co., Inc., drug stores: No. 15, Cranston, R.I.; 866 Broad Street, Providence, R.I.; No. 16, Wakefield, R.I.; 488 Main Street, Warren, R.I.

Ball Stores, Inc., department store; 400 South Walnut Street, Muncie, Ind.

Big Apple Supermarket, food stores; No. 2, Reidsville, N.C.; No. 3, Reidsville, N.C.

The First Street Store, Ltd., department store; 3634-44 East First Street, Los Angeles, Calif.

W. T. Grant Co., variety stores: No. 705, Birmingham, Ala.; No. 713, Indianapolis, Ind.; No. 545, Gardiner, Maine; 301 North Washington Street, Rockville, Md.; 190 Main Street, Berlin, N.H.; No. 735, Carteret, N.J. (9-1-66 to 8-31-67); No. 253, Dover, N.J. (9-1-66 to 8-31-67); No. 173, Paterson, N.J.; No. 868, Pennsville, N.J. (9-1-66 to 8-31-67); No. 675, Asheville, N.C.; 418 Market Street, Steubenville, Ohio (9-24-66 to 9-23-67); No. 159, Oil City, Pa. (9-7-66 to 9-6-67); 6595 Roosevelt Boulevard, Philadelphia, Pa.; 639 Clairton Boulevard Pittsburgh, Pa.; No. 747, Shillington, Pa.; No. 241, St. Johnsbury, Vt.

Greenfield Search Food Stores, Inc., food store; Greenfield, Ill.; 8-25-66 to 8-24-67.

Kenley's Super Markets, Inc., food store; 1107 South 10th Street, Noblesville, Ind.

S. S. Kresge Co., variety stores: No. 247, Hamden, Conn.; No. 291, New London, Conn.; No. 358, Wilmington, Del.; No. 730, Miami, Fla.; No. 34, Bloomington, Ill.; No. 497, Mattoon, Ill.; No. 4557, Bloomington, Ind.; No. 31, Lafayette, Ind.; No. 142, Marion, Ind.; No. 85, Muncie, Ind.; No. 4571, Peru, Ind.; No. 697, Wichita, Kans.; No. 60, Lewiston, Maine; No. 285, Baltimore, Md.; No. 348, Baltimore, Md.; No. 341, Forestville, Md.; No. 165, Boston, Mass.; No. 470, Peabody, Mass.; No. 26, Springfield, Mass.; 474 Main Street, Worcester, Mass.; No. 227, Birmingham, Mich.; No. 456, Detroit, Mich.; No. 4538, Detroit, Mich.; No. 550, Detroit, Mich.; No. 276, Hazel Park, Mich.; No. 211, Highland Park, Mich.; No. 70, Lansing, Mich.; No. 677, Rochester, Mich.; No. 562, Bloomfield, N.J.; No. 243, East Brunswick, N.J.; No. 392, Montclair, N.J.; No. 498, North Eatontown, N.J.; No. 260, Passaic, N.J.; No. 30, Paterson, N.J.; No. 75, Plainfield, N.J.; No. 23, Princeton, N.J.; No. 65, Trenton, N.J.; No. 4501, Alliance, Ohio; No. 531, Cleveland, Ohio; No. 328, Columbus, Ohio; No. 628, Dayton, Ohio; No. 603, Maple Heights, Ohio; No. 557, Mayfield Heights, Ohio; No. 512, Mount Vernon, Ohio; No. 284, Altoona, Pa.; No. 639, Baden, Pa.; No. 143, Hazleton, Pa.; No. 543, Monroeville, Pa.; No. 378, Oil City, Pa.; No. 191, Philadelphia, Pa.; No. 269, Philadelphia, Pa.; No. 528, Philadelphia, Pa.; No. 545, Philadelphia, Pa.; No. 53, Pittsburgh, Pa.; No. 4574, Pottsville, Pa.; No. 4504, Reading, Pa.; No. 293, Sharon, Pa.; No. 67, Williamsport, Pa.; No. 714, Fort Worth, Tex.; No. 4548, Petersburg, Va. (9-1-66 to 8-31-67); No. 637, Milwaukee, Wis.; No. 181, Oshkosh, Wis.; No. 86, Racine, Wis.

S. H. Kress and Co., variety stores: 1106 Noble Street, Anniston, Ala.; 1912 Second Avenue, Bessemer, Ala.; 3008 27th Street, North, Birmingham, Ala.; 101 West Main Street, Dothan, Ala.; 107 South Washington Street, Huntsville, Ala.; 115 Dauphin Street, Mobile, Ala.; 39 Dexter Avenue, Montgomery, Ala.; 305 South Wilson Avenue, Prichard, Ala.; 121 Broad Street, Selma, Ala.; 2223 Broad Street, Tuscaloosa, Ala.; 328 Main Street, Pine Bluff, Ark.; 500 Duval Street, Key West, Fla.; 64 East Flagler Street, Miami, Fla.; 400 Clematis Street, West Palm Beach, Fla.; 121 Washington Street, Albany, Ga.; 118 Jackson Street, Americus, Ga.; 50 Broad Street SW., Atlanta, Ga.; 832 Broad Street, Augusta, Ga.; 1505 Newcastle Street, Brunswick, Ga.; 1117 Broad Street, Columbus, Ga.; 137 Main Street, LaGrange, Ga.; 620 Cherry Street, Macon, Ga.; 120 West Broughton Street, Savannah, Ga.; 101-105 North Patterson Street, Valdosta, Ga.; 308 Mary Street, Waycross, Ga.; 1102 Third Street, Alexandria, La.; 439 Third Street, Baton Rouge, La.; 316 Texas Street, Shreveport, La.; 500 Main Street, Hattiesburg, Miss.; 402 Central Avenue, Laurel, Miss.; 2214-16 Fifth Street, Meridian, Miss.; 19 Patton Avenue, Asheville, N.C.; 101 West Main Street, Durham, N.C.; 111 West Main Street, Gastonia, N.C. (9-24-66 to 9-23-67); 208 South Elm Street, Greensboro, N.C.; 5 West Fourth Street, Winston-Salem, N.C.; 1508 Main Street, Columbia, S.C.

Marstaller Grocery and Market, Inc., food store; 3344 Franklin Street, Waco, Tex.

The Mart, Inc., apparel store; 180 Main Street, Paterson, N.J.; 9-1-66 to 8-31-67.

McCrory-McLellan-Green Stores, variety stores: No. 543, Tucson, Ariz.; No. 574, Tucson, Ariz. (9-24-66 to 9-23-67); No. 287, Clearwater, Fla.; No. 270, Fort Lauderdale, Fla.; No. 130, Fort Myers, Fla.; No. 245, Homestead, Fla.; No. 95, Jacksonville, Fla.; No. 173, Kissimmee, Fla.; No. 150, Plant City, Fla.; No. 111, Tallahassee, Fla.; No. 71, West Palm Beach, Fla.; No. 244, Winter Haven, Fla.; No. 191, Atlanta, Ga.; No. 1211, Atlanta, Ga.; No. 1107, Columbus, Ga.; No. 412, Gainesville, Ga.; No. 433, Griffin, Ga.; No. 1121, Macon, Ga.; No. 435, Marietta, Ga.; No. 176, Savannah, Ga.; No. 424, Thomasville, Ga.; No. 557, Thomson, Ga. (9-20-66 to 9-19-67); No. 209, Valdosta, Ga.; No. 676, Pekin, Ill.; No. 560, Mason City, Iowa; No. 298, Lafayette, La.; No. 1312, New Orleans, La.; No. 620, Waterville, Maine; No. 631, Boston, Mass.; No. 575, Columbus, Miss.; No. 302, Gulfport, Miss.; No. 275, McComb, Miss.; No. 1032, Asbury Park, N.J.; No. 1152, Irvington, N.J.; No. 131, Passaic, N.J.; No. 1072, Succasunna, N.J.; No. 542, Albuquerque, N. Mex.; No. 700, Albemarle, N.C.; No. 406, Concord, N.C.; No. 1123, Durham, N.C.; No. 479, Goldsboro, N.C.; No. 699, New Bern, N.C.; No. 1045, Wilmington, N.C.; No. 1103, Charleston, S.C.; No. 415, Sumter, S.C.; No. 1208, Houston, Tex. (9-29-66 to 9-28-67); No. 694, Oconomowoc, Wis.

Meyer Brothers, department store; 181 Main Street, Paterson, N.J.; 9-1-66 to 8-31-67.

Minimax Super Market, food stores: 1552 Palm Boulevard, Brownsville, Tex.; 2000 North 10th Street, McAllen, Tex.; 502 South Texas Street, Mercedes, Tex.

G. C. Murphy Co., variety stores: No. 261, Huntsville, Ala.; No. 263, Tuscaloosa, Ala.; No. 97, Naugatuck, Conn.; No. 93, Torrington,

Conn.; No. 255, Daytona Beach, Fla.; No. 276, Hialeah, Fla.; No. 279, Holly Hill, Fla.; No. 262, Jacksonville, Fla.; No. 264, Miami, Fla.; No. 253, Pensacola, Fla.; No. 272, St. Petersburg, Fla.; No. 274, West Palm Beach, Fla.; No. 259, Atlanta, Ga.; No. 243, Moultrie, Ga.; No. 250, Rome, Ga.; No. 251, Berwyn, Ill.; No. 439, Effingham, Ill.; No. 458, Mt. Vernon, Ill.; No. 112, Pontiac, Ill.; No. 113, Streator, Ill.; No. 461, Aurora, Ind.; No. 401, Bluffton, Ind.; No. 101, Brazil, Ind.; No. 99, Clinton, Ind.; No. 423, Crawfordsville, Ind.; No. 407, Decatur, Ind.; No. 404, Elwood, Ind.; No. 103, Fort Wayne, Ind.; No. 412, Franklin, Ind.; No. 417, Goshen, Ind.; No. 119, Greencastle, Ind.; No. 223, Greensburg, Ind.; No. 408, Hartford City, Ind.; No. 425, Huntingburg, Ind.; No. 104, Indianapolis, Ind.; No. 123, Indianapolis, Ind.; No. 215, Indianapolis, Ind.; No. 235, Indianapolis, Ind.; No. 244, Indianapolis, Ind.; No. 260, Indianapolis, Ind.; No. 445, Kendallville, Ind.; No. 203, Linton, Ind.; No. 430, Madison, Ind.; No. 411, Noblesville, Ind.; No. 422, Peru, Ind.; No. 405, Portland, Ind.; No. 420, Princeton, Ind.; No. 100, Rockville, Ind.; No. 443, Salem, Ind.; No. 72, Seymour, Ind.; No. 105, Shelbyville, Ind.; No. 114, Washington, Ind.; No. 138, Baltimore, Md.; No. 95, Westminster, Md.; No. 270, St. Paul, Minn.; No. 136, Ocean City, N.J. (9–1–66 to 8–31–67); No. 139, Washington, N.J. (9–1–66 to 8–31–67); No. 135, Wildwood, N.J. (9–1–66 to 8–31–67); No. 249, Hickory, N.C.; No. 117, Aliquippa, Pa.; No. 27, Ambridge, Pa.; No. 78, Bangor, Pa.; No. 188, Barnesboro, Pa.; No. 68, Beaver, Pa.; No. 32, Beaver Falls, Pa.; No. 130, Bedford, Pa.; No. 144, Bellefonte, Pa.; No. 115, Bellevue, Pa.; No. 178, Brookville, Pa.; No. 30, Brownsville, Pa.; No. 160, Burgettstown, Pa.; No. 92, Butler, Pa.; No. 55, California, Pa.; No. 54, Carnegie, Pa.; No. 11, Charleroi, Pa.; No. 88, Clairton, Pa.; No. 66, Clarion, Pa.; No. 158, Clearfield, Pa.; No. 169, Corry, Pa.; No. 46, Elizabeth, Pa.; No. 124, Everett, Pa.; No. 58, Farrell, Pa.; No. 44, Ford City, Pa.; No. 184, Franklin, Pa.; No. 129, Gettysburg, Pa.; No. 43, Greenville, Pa.; No. 13, Grove City, Pa.; No. 28, Hanover, Pa.; No. 165, Harrisburg, Pa.; No. 143, Huntingdon, Pa.; No. 126, Indiana, Pa.; No. 23, Irwin, Pa.; No. 9, Kittanning, Pa.; No. 59, Lewistown, Pa.; No. 116, Ligonier, Pa.; No. 51, McKees Rocks, Pa.; No. 16, Meadville, Pa.; No. 70, Mechanicsburg, Pa.; No. 186, Meyersdale, Pa.; No. 84, Midland, Pa.; No. 31, Monessen, Pa.; No. 146, Mount Union, Pa.; No. 193, Nazareth, Pa.; No. 48, New Bethlehem, Pa.; No. 106, New Castle, Pa.; No. 157, North East, Pa.; No. 29, Pittsburgh, Pa.; No. 56, Pittsburgh, Pa.; No. 57, Pittsburgh, Pa.; No. 61, Pittsburgh, Pa.; No. 83, Pittsburgh, Pa.; No. 87, Pittsburgh, Pa.; No. 163, N. S. Pittsburgh, Pa.; No. 170, Pittsburgh, Pa.; No. 196, Pittsburgh, Pa.; No. 221, Pittsburgh, Pa.; No. 183, Punxsutawney, Pa.; No. 127, Red Lion, Pa.; No. 128, Sharon, Pa.; No. 118, Shippensburg, Pa.; No. 85, St. Marys, Pa.; No. 145, State College, Pa.; No. 64, Tarentum, Pa.; No. 73, Titusville, Pa.; No. 164, Uniontown, Pa.; No. 159, Vandergrift, Pa.; No. 60, Warren, Pa.; No. 155, Washington, Pa.; No. 177, Waynesburg, Pa.; No. 47, West Newton, Pa.; No. 39, Wilkinsburg, Pa.; No. 205, York, Pa.; No. 275, Milwaukee, Wis.

Neisner Brothers, Inc., variety stores: No. 30, Chicago, Ill.; No. 31, Chicago, Ill.; No. 49, Chicago, Ill.; No. 52, Chicago, Ill.; No. 54, Chicago, Ill.; No. 57, Chicago, Ill.; No. 65, Chicago, Ill.; No. 74, Chicago, Ill.; No. 97, Chicago, Ill.; No. 69, Evanston, Ill.; No. 26, Evansville, Ind.; No. 50, Joliet, Ill.; No. 150, Melrose Park, Ill.; No. 37, Waukegan, Ill.; No. 129, Rochester, Minn.; No. 20, St. Paul, Minn.

J. J. Newberry Co., variety stores: 110 South Main Street, Harlan, Ky. (9–1–66 to 8–31–67); 113–119 Main Street, Calais, Maine; 142 Main Street, Ellsworth, Maine; 45–57 Main Street, Farmington, Maine; Main Street and 11th Avenue, Madawaska, Maine; 216 Penobscot Avenue, Millinocket, Maine; 191–195 Main Street, Norway, Maine; No. 73, Holyoke, Mass.; 175 Main Street, Northampton, Mass.; 79 North Street, Pittsfield, Mass.; 109 South Main Street, Ishpeming, Mich.; No. 104, Asbury Park, N.J.; No. 36, Dover, N.J.; No. 107, Freehold, N.J.; 77 Broad Street, Red Bank, N.J.; No. 190, Springfield, N.J. (9–17–66 to 9–16–67); 724–730 Wheeling Avenue, Cambridge, Ohio; 131 West Front Street, Berwick, Pa.; No. 9, Chambersburg, Pa.; No. 106, Lock Haven, Pa.; 201–15 North Stanton Street, El Paso, Tex.; 320 East Overland Street, El Paso, Tex.

Piggly Wiggly Grocery and Market, food store; No. 1, De Ridder, La.

Seitner Brothers, Inc., department store; 302 Federal Street, Saginaw, Mich.; 9–13–66 to 9–12–67.

Sterling Stores Co., Inc., variety stores: 106–110 North Market Street, Benton, Ark.; 130 West Main Street, Blytheville, Ark.; 109–111 North Vine Street, Harrison, Ark.; 636 West Main Street, Jacksonville, Ark.; Capitol Avenue and Center Street, Little Rock, Ark.; 106–108 North Washington Avenue, Magnolia, Ark.; 2627 Pike Avenue, North Little Rock, Ark.; 106 East Hale Street, Osceola, Ark.; 208–212 Main Street, Russellville, Ark.

T. G. & Y. Stores Co., variety stores: No. 174, Fort Smith, Ark.; No. 31, Bartlesville, Okla.; No. 6, Clinton, Okla.; No. 35, Ponca City, Okla.

Ward Brothers, apparel store; 72 Lisbon Street, Lewiston, Maine.

Weeks, Inc., food store; 505 South Santa Fe, Salina, Kans.

Whitehall Search Foods Stores, Inc., food store; Whitehall, Ill.; 8–25–66 to 8–24–67.

F. W. Woolworth Co., variety store; 165 Market Street, Newark, N.J.; 9–1–66 to 8–31–67.

Younker Brothers, Inc., department stores: 323 Main Street, Ames, Iowa; Merle Hay Plaza, Des Moines, Iowa; Seventh and Walnut Street, Des Moines, Iowa; Ninth and Central, Fort Dodge, Iowa; 111 East Washington, Iowa City, Iowa; 22–24 Main Street, East, Marshalltown, Iowa; 101 South Federal, Mason City, Iowa; 118 High Street, West, Oskaloosa, Iowa; 129 East Main Street, Ottumwa, Iowa; Fourth and Nebraska and Fourth and Pierce, Sioux City, Iowa; 15th and Douglas Street, Omaha, Nebr.; 42d and Center Street, Omaha, Nebr.

The following certificates were issued to establishments coming into existence after May 1, 1960, under paragraphs (c), (d), (g), and (h) of § 519.6 of 29 CFR Part 519. The certificates permit the employment of full-time students at rates of not less than 85 percent of the statutory minimum of $1.25 an hour in the classes of occupations listed, and provide for limitations on the percentage of full-time student hours of employment at rates below the applicable statutory minimum to total hours of employment of all employees. The percentage limitations vary from month to month between the minimum and maximum figures indicated.

Adams Drug Co., Inc., drug stores for the occupation of sales clerk, between 5.2 percent and 10 percent except as otherwise indicated: No. 35, Cranston, R.I.; No. 32, East Providence, R.I.; No. 26, Providence, R.I., No. 28, Woonsocket, R.I. (10 percent for each month).

Boonville Foods, Inc., food store; 1004 Main Street, Boonville, Mo.; carryout boy; between 8.0 percent and 10 percent.

Cooper & Ratcliff, food store; Box 2037, Martinsville, Va.; bag and carryout boy; 10 percent for each month; 9–1–66 to 8–31–67.

King Mart, food store; 1301 East Levee, Brownsville, Tex.: bagger, carryout boy, janitor, errand boy; between 9.4 percent and 10 percent.

W. T. Grant Co., variety stores for the occupations of sales clerk, stock clerk, office clerk, cashier, except as otherwise indicated: 23–27 North Walnut Street, Milford, Del. (between 1.3 percent and 10 percent, 9–9–66 to 9–8–67); No. 1157, Evansville, Ind. (between 4.4 percent and 10 percent); No. 1051, Indianapolis, Ind. (between 6.9 percent and 10 percent); No. 1113, Rockland, Maine (cashier, sales clerk, between 6.0 percent and 10 percent); No. 1082, Baltimore, Md. (between 7.4 percent and 10 percent); No. 974, West Caldwell, N.J. (between 6.0 percent and 10 percent, 9–1–66 to 8–31–67); No. 967, Albuquerque, N. Mex. (between 3.2 percent and 8.3 percent, 9–3–66 to 4–30–67); 1000 North First Street, Albemarle, N.C. (sales clerk, between 3.6 percent and 10 percent, 9–22–66 to 9–21–67); 3520 Edgmont Avenue, Brookhaven, Pa. (10 percent for each month); No. 1143, Folcroft, Pa. (between 8.4 percent and 10 percent); No. 1077, Newtown Square, Pa. (10 percent for each month); No. 729, Kingsport, Tenn. (between 2.8 percent and 10 percent, 9–1–66 to 8–31–67); No. 954, Fredericksburg, Va. (sales clerk, between 1.6 percent and 10 percent, 9–1–66 to 8–31–67); No. 209, Vienna, Va. (between 4.2 percent and 10 percent).

S. S. Kresge Co., variety stores for the occupation of sales clerk except as otherwise indicated: No. 4046, Hot Springs, Ark. (between 3.3 percent and 10 percent); No. 4127, Little Rock, Ark. (between 2.4 percent and 10 percent, 8–19–66 to 8–18–67); No. 745, Carol City, Fla. (between 7.2 percent and 10 percent); No. 4135, Augusta, Ga. (between 3.5 percent and 10 percent, 8–29–66 to 8–28–67); No. 4049, Macon, Ga. (10 percent for each month, 9–17–66 to 9–16–67); No. 502, Mount Prospect, Ill. (10 percent for each month, 9–14–66 to 9–13–67); No. 4592, Streator, Ill. (stock clerk, cashier, between 2.1 percent and 10 percent); No. 4073, Clarksville, Ind. (between 1.8 percent and 10 percent, 8–18–66 to 8–17–67); No. 4008, Lafayette, Ind. (between 7.4 percent and 10 percent); No. 597, Richmond, Ind. (10 percent for each month); No. 195, Bangor, Maine (10 percent for each month); No. 264, Lutherville-Timonium, Md. (10 percent for each month); No. 433, Saginaw, Mich. (10 percent for each month, 9–14–66 to 9–13–67); No. 364, Warren, Mich. (between 8.1 percent and 10 percent); No. 4002, Warren, Mich. (10 percent for each month); No. 189, Middletown, Pa. (10 percent for each month); No. 4004, Knoxville, Tenn. (between 2.1 percent and 10 percent); No. 757, Austin, Tex. (between 0.7 percent and 10 percent); No. 4013, Baytown, Tex. (between 3.1 percent and 10 percent, 9–3–66 to 7–19–67); No. 748, Dallas, Tex. (between 0.2 percent and 10 percent); No. 770, Fort Worth, Tex. (between 4.9 percent and 10 percent); No. 705, Houston, Tex. (between 3.1 percent and 10 percent, 9–27–66 to 9–26–67); No. 4017, Houston, Tex. (between 3.1 percent and 10 percent, 8–23–66 to 8–22–67); No. 729, Orange, Tex. (between 1.5 percent and 7.4 percent); No. 746, San Antonio, Tex. (between 4.9 percent and 10 percent); 2425 State Road, La Crosse, Wis. (between 2.7 percent and 10 percent, 8–29–66 to 8–28–67).

S. H. Kress and Co., variety store; 1999 Aloma Avenue, Winter Park, Fla.; sales clerk, stock clerk; between 0.8 percent and 9.6 percent.

McCrory-McLellan-Green Stores, variety stores for the occupations of sales clerk, stock clerk, office clerk, except as otherwise indicated: No. 350, Deerfield Beach, Fla. (sales clerk, office clerk, 10 percent for each month); No. 342, Fort Myers, Fla. (between 6.4 percent and 10 percent); No. 347, Leesburg, Fla. (between 6.9 percent and 10 per-

cent); No. 344, Mount Dora, Fla. (between 6.6 percent and 10 percent); No. 339, Winter Garden, Fla. (sales clerk, between 4.1 percent and 10 percent); No. 359, Dalton, Ga. (between 6.6 percent and 10 percent); No. 1318, Louisville, Ky. (between 0.0 percent and 10 percent); No. 1307, Bergenfield, N.J. (10 percent for each month).

G. C. Murphy Co., variety stores for the occupations of sales clerk, stock clerk, office clerk, janitor, 10 percent for each month except as otherwise indicated: No. 296, Decatur, Ala.; No. 297, Gadsden, Ala. (between 9.0 percent and 10 percent); No. 289, Gainesville, Fla. (between 9.4 percent and 10 percent); No. 284, Orlando, Fla. (between 3.3 percent and 10 percent); No. 287, Panama City, Fla.; No. 292, Pensacola, Fla.; No. 290, West Hollywood, Fla. (between 9.8 percent and 10 percent); No. 102, Tifton, Ga. (between 0.2 percent and 9.7 percent); No. 277, Mt. Prospect, Ill.; No. 300, Kokomo, Ind.; No. 282, Shreveport, La.; No. 161, Minneapolis, Minn.; No. 71, Trenton, N.J. (9-1-66 to 8-31-67); No. 298, Trenton, N.J. (9-1-66 to 8-31-67); No. 302, Carlisle, Pa.; No. 293, Pittsburgh, Pa.

Neisner Brothers, Inc., variety store; Crystal Lake Plaza, Crystal Lake, Ill.; sales clerk, stock clerk, office clerk; 10 percent for each month.

J. J. Newberry Co., department store; Ellsworth Shopping Center, Ellsworth, Maine; office clerk, stock clerk, sales clerk, marker, janitor, window trimmer; between 1.3 percent and 10 percent.

Piggly Wiggly Grocery Store, food stores: No. 1, Panama City, Fla. (stock clerk, box boy, carryout boy, 10 percent for each month); No. 2, De Ridder, La. (bag boy, between 2.8 percent and 10 percent).

Sterling's Stores Co., Inc., variety store; University Avenue and Markham Street, Little Rock, Ark.; sales clerk, stock clerk, janitor; 10 percent for each month.

T. G. & Y. Stores Co., variety store; No. 159, Columbia, Mo.; office clerk, stock clerk, sales clerk; 10 percent for each month.

Younker Brothers, Inc., department stores for the occupations of stock clerk, office clerk, sales clerk, messenger, wrapper, marker, delivery clerk, cleaner, porter: Middle and Kimberly Road, Bettendorf, Iowa (between 8.9 percent and 10 percent); 4444 First Avenue, Northeast, Cedar Rapids, Iowa (between 3.1 percent and 9.0 percent); 1550 East Douglas, Des Moines, Iowa (between 2.8 percent and 9.5 percent); 1501 First Avenue East, Newton, Iowa (between 0.6 percent and 8.2 percent); 1950 Grand Avenue North, Spencer, Iowa (between 0.0 percent and 7.9 percent).

Each certificate has been issued upon the representations of the employer which, among other things, were that employment of full-time students at special minimum rates is necessary to prevent curtailment of opportunities for employment, and the hiring of full-time students at special minimum wages will not tend to displace full-time employees. The certificates may be annulled or withdrawn, as indicated therein, in the manner provided in Part 528 of Title 29 of the Code of Federal Regulations. 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 519.9.

Signed at Washington, D.C., this 12th day of September 1966.

ROBERT G. GRONEWALD,
Authorized Representative of the Administrator.

[F.R. Doc. 66-10233; Filed, Sept. 19, 1966; 8:46 a.m.]

INTERSTATE COMMERCE COMMISSION

[Notice 254]

MOTOR CARRIER TEMPORARY AUTHORITY APPLICATIONS

SEPTEMBER 15, 1966.

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 Part 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 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 112184 (Sub-No. 25 TA), filed September 12, 1966. Applicant: THE MANFREDI MOTOR TRANSIT COMPANY, Route 87, Newbury, Ohio. Applicant's representative: A. Charles Tell, 100 East Broad Street, Columbus, Ohio. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Liquid Concrete Admixtures*, in bulk, in tank vehicles, from Cleveland, Ohio, to points in Massachusetts and Connecticut, for 180 days. Supporting shipper: Master Builders, 2490 Lee Boulevard, Cleveland, Ohio. Send protests to: G. J. Baccei, District Supervisor, Interstate Commerce Commission, Bureau of Operations and Compliance, 435 Federal Building, Cleveland, Ohio 44114.

No. MC 128557 (Sub-No. 1 TA), filed September 12, 1966. Applicant: LINCOLN LUMBER SALES, INC., Post Office Box 126, East Yaguina Bay Road, Newport, Oreg. 97365. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lumber and lumber products*, from points in Linn, Lane, Benton, Polk, Tillamook, Yamhill, and Marion Counties, Oreg., to points in Lincoln County, Oreg., for 150 days. Supporting shippers: Whipple Moshofsky Lumber Co., Portland, Oreg., Larson Lumber Co., Philomath, Oreg., Morgan-Staley Lumber Co., Lake Oswego, Oreg., Sheridan Pressure Treated Lumber, Inc., Beaverton, Oreg., Yaquina Bay Dock & Dredge Co., Newport, Oreg. Send protests to: A. E. Odoms, District Supervisor, Bureau of Operations & Compliance, Interstate Commerce Commission, 450 Multnomah Building, Portland, Oreg. 97204.

No. MC 128569 TA, filed September 12, 1966. Applicant: GUARDIAN STORAGE, INC., 4023 Navy Boulevard, Pensacola, Fla. Applicant's representative: C. W. Hual (same address as above). Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Telephone equipment, materials, and supplies* having a prior or subsequent movement in interstate commerce, between Pensacola, Fla., and points in the counties of Escambia, Santa Rosa, and Okaloosa, Fla., under contract with Western Electric Co., Inc., for 180 days. Supporting shipper: Western Electric Co., Inc., 222 Broadway, New York 38, N.Y. Send protests to: B. R. McKenzie, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, Room 212, 908 South 20th Street, Birmingham, Ala. 35205.

By the Commission.

[SEAL] H. NEIL GARSON,
Secretary.

[F.R. Doc. 66-10261; Filed, Sept. 19, 1966; 8:49 a.m.]

[Notice 1414]

MOTOR CARRIER TRANSFER PROCEEDINGS

SEPTEMBER 15, 1966.

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

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

No. MC-FC-68665. By order of September 12, 1966, the Transfer Board approved the transfer to Golden West Trucking Co., a corporation, Eugene, Oreg., of a portion of permit No. MC-69365 (Sub-No. 15), issued January 22, 1965, to Contract Carrier Service, Inc., Cottage Grove, Oreg., authorizing the transportation of: Laminated wood products, and lumber and timbers, fabricated or not fabricated, and related hardware items for the foregoing, from points in

Multnomah County, Oreg., and Lewis County, Wash., to points in Arizona, California, Colorado, Idaho, Montana, Nevada, New Mexico, Oregon, Utah, and Washington. Earl V. White, 2130 Southwest Fifth Avenue, Portland, Oreg. 97201, attorney for applicants.

No. MC–FC–68889. By order of September 13, 1966, the Transfer Board approved the transfer to Arrow Freightways, Inc., Albuquerque, N. Mex. 87102, of that portion of the operating rights of S. & V. Trucking Co., a corporation, Albuquerque, N. Mex. in certificate No. MC–110452, issued May 9, 1960, authorizing the transportation, over irregular routes, of ranch supplies and equipment, from common carrier terminals in New Mexico to ranches in New Mexico (except those in Dona Ana, Grant, Hidalgo, Luna, and Sierra Counties, N. Mex.), and lumber from the site of the Navajo Tribal Sawmill (located near Fort Defiance, Ariz.) to points in New Mexico, and from Holbrook, Flagstaff, and Winslow, Ariz., and points within 2 miles of each, to Albuquerque, N. Mex. John C. Bradley, 618 Perpetual Building, 1111 E Street NW., Washington, D.C. 20004, attorney for applicants.

No. MC–FC–68962. By order of August 31, 1966, the Transfer Board approved the transfer to Able Express, Inc., Louisville, Ky., of certificate of registration in No. MC–97992 (Sub-No. 1), issued August 19, 1966, to Mildred Mattingly, Kirk, Ky., authorizing the transportation of: General commodities over a regular route between specified points in Kentucky. Rudy Yessin, Box 457, McClure Building, Frankfort, Ky. 40601, attorney for applicants.

No. MC–FC–69019. By order of September 13, 1966, the Transfer Board approved the transfer to Clyde's Charter Bus Service, Inc., Glen Burnie, Md., of the operating rights in certificate No. MC–109199 (Sub-No. 7), issued September 9, 1966, to Clyde B. Didlake, doing business as Clyde's Charter Bus Service, Glen Burnie, Md., authorizing the transportation, over certain regular routes, of passengers and their baggage, and express and newspapers in the same vehicle with passengers, between Baltimore, Md., and Littlestown, Pa., and between Eldersburg, Md., and Sykesville, Md., serving all intermediate points, and between Baltimore, Md., and Westminster, Md., as an alternate route for operating convenience only, serving no intermediate points. S. Harrison Kahn, Suite 733 Investment Building, Washington, D.C. 20005, attorney for applicants.

No. MC–FC–69029. By order of September 13, 1966, the Transfer Board approved the transfer to Alexander B. Pollock, doing business as Jiffy Vans, Indianapolis, Ind. 46218, of the operating rights of Kenneth Helmbright, doing business as Ace Delivery, Steubenville, Ohio, in certificate No. MC–72798, issued December 7, 1951, authorizing the transportation, over irregular routes, of household goods, as defined, between points in Jefferson County, Ohio, and those in Brooke and Hancock Counties, W. Va., on the one hand, and, on the other, points in Ohio, West Virginia, and Pennsylvania. A. Charles Tell, Columbus Center, 100 East Broad Street, Columbus, Ohio 43215, attorney for applicants.

No. MC–FC–69047. By order of September 12, 1966, the Transfer Board approved the transfer to Advance Freight Lines, Inc., Cleveland, Ohio, of the operating rights in certificate No. MC–119717 issued June 23, 1960, to Orville A. Zak, doing business as Zak Box and Cartage Co., Cleveland, Ohio, authorizing the transportation of: Aluminum ingots, slabs, and scrap, zinc ingots and slabs and scrap, aluminum shot, and granular aluminum, from Maple Heights, Ohio, to points in a specified portion of Pennsylvania. A. Charles Tell, 100 East Broad Street, Columbus, Ohio 43215, attorney for applicants.

[SEAL] H. NEIL GARSON,
Secretary.

[F.R. Doc. 66–10262; Filed, Sept. 19, 1966; 8:49 a.m.]

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