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Agencies in this issue—

Agricultural Stabilization and
Conservation Service
Agriculture Department
Atomic Energy Commission
Commodity Credit Corporation
Consumer and Marketing Service
District of Columbia Redevelopment
Land Agency
Federal Aviation Agency
Federal Communications Commission
Federal Maritime Commission
Federal Power Commission
Federal Trade Commission
Fiscal Service
Food and Drug Administration
Foreign Assets Control Office
Interior Department
Interstate Commerce Commission
Land Management Bureau
Navy Department
Post Office Department
Securities and Exchange Commission

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Current White House Releases

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Issues at the end. Cumulation of this index terminates at the end of each quarter and begins anew with the following issue. Semiannual and annual indexes are published separately.

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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 5—ADMINISTRATIVE PERSONNEL

Chapter XII—District of Columbia Redevelopment Land Agency

PART 2200—EMPLOYEE RESPONSIBILITIES AND CONDUCT

Pursuant to and in accordance with sections 201 through 209 of Title 18 of the United States Code, Executive Order 11222 of May 8, 1965 (30 F.R. 6469), and Part 735 of Title 5 of the Code of Federal Regulations, a new Chapter XII is added to Title 5 of the Code of Federal Regulations, consisting of Part 2200, which reads as follows:

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	2200.735-409	Effect of employees' statements on other requirements.
	2200.735-410	Specific provisions of Agency regulations for special Government employees.

AUTHORITY: The provisions of this Part 2200 issued under E.O. 11222 of May 8, 1965, 30 F.R. 6469, 3 CFR, 1965 Supp.; 5 CFR 735.104.

Subpart A—General Provisions

§ 2200.735-101 Purpose.

The maintenance of unusually high standards of honesty, integrity, impartiality, and conduct by Government employees and special Government employees is essential to assure the proper performance of the Government business and the maintenance of confidence by citizens in their Government. The avoidance of misconduct and conflicts of interest on the part of Government employees and special Government employees through informed judgment is indispensable to the maintenance of these standards. To accord with these concepts, the regulations in this part set forth the Agency's standards covering the Agency's employees and special Government employees, prescribing standards of conduct and responsibilities, and governing statements reporting employment and financial interests.

§ 2200.735-102 Definitions.

(a) "Agency" means the District of Columbia Redevelopment Land Agency.

(b) "Board Member" means a member of the Board of Directors of the District of Columbia Redevelopment Land Agency appointed pursuant to Title 5, section 703, D.C. Code 1961.

(c) "Chairman" means the Chairman of the Board of Directors of the District of Columbia Redevelopment Land Agency.

(d) "Consultant" means an individual who serves as an adviser to an officer or instrumentality of the Government, as distinguished from an officer or employee who carries out the agency's duties and responsibilities. He gives his views or opinions on problems or questions presented him by the Agency, but he neither performs nor supervises performance of operating functions. Ordinarily, he is expert in the field in which he advises, but he need not be a specialist. His expertise may lie in his possession of a high order of broad administrative, professional, or technical experience indicating that his ability and knowledge make his advice distinctively valuable to the Agency. (Chapter 304, Federal Personnel Manual).

(e) "Division Head" means the Head of a Division within the District of Columbia Redevelopment Land Agency.

(f) "Employee" means an officer or employee of the Agency, but does not include a special Government employee.

(g) "Executive Order" means Executive Order 11222 of May 8, 1965.

(h) "Expert" means a person with excellent qualifications and a high degree of attainment in a professional, scientific, technical, or other field. His knowledge and mastery of the principles, practices, problems, methods, and techniques of his field of activity, or of a specialized area in the field, are clearly superior to those usually possessed by ordinarily competent individuals in that activity. His attainment is such that he usually is regarded as an authority or as a practitioner of unusual competence and skill by other individuals in the profession, occupation, or activity. (Chapter 304, Federal Personnel Manual.)

(i) "Head of the Agency" means the Executive Director with respect to any employee or special Government employee except Board Members; and means the Chairman with respect to the Executive Director and Board Members.

(j) "Person" means an individual, a corporation, a company, an association, a firm, a partnership, a society, a joint stock company, or any other organization or institution.

(k) "Special Government employee" means a Board Member and any officer or employee of the District of Columbia Redevelopment Land Agency who is retained, designated, appointed, or employed to perform, with or without compensation, for a period not to exceed 130 days during any period of 365 consecutive days, temporary duties either on a full-time basis, or intermittent basis. (18 U.S.C. 202.)

§ 2200.735-103 Interpretation and advisory service.

(a) The General Counsel of the Agency, or such other officer as the Executive Director in his discretion shall from time to time appoint, after notification to the Civil Service Commission, shall be the Counselor for the Agency on matters of interpretation of the regulations in this part and shall be the Agency's designee to the Civil Service Commission on matters covered by the regulations in this part. The Counselor will be responsible for coordination of the Agency's counseling services provided under paragraph (b) of this section and for assuring that counseling and interpretations on questions of conflicts of interest and other matters covered by this part are available to Deputy Counselors designated under paragraph (b) of this section.

(b) The Executive Directors shall from time to time in his discretion appoint Deputy Counselors to assist the Counselor, designated in paragraph (a) of this section, in the performance of his

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duties. Deputy Counselors appointed under this section shall be qualified and in a position to give authoritative advice and guidance to each employee and special Government employee who seeks advice and guidance on questions of conflicts of interest and on other matters covered by the regulations in this part.

(c) Each employee of the Agency shall be notified of the availability of counseling services and of how and where these services are available.

§ 2200.735-104 Review of statements of employment and financial interests.

Each statement of employment and financial interests submitted under this part, except statements of the Executive Director, shall be reviewed by the appropriate Division Heads of the Agency. When this review indicates a conflict between the interests of an employee or special Government employee of the Agency and the performance of his services for the Government, the Division Head shall have the indicated conflict brought to the attention of the employee or special Government employee, grant the employee or special Government employee an opportunity to explain the indicated conflict, and attempt to resolve the indicated conflict. If the indicated conflict cannot be resolved, the Division Head shall forward a written report on the indicated conflict to the Head of the Agency through the Counselor for the Agency designated under § 2200.735-103. Statements of the Executive Director shall be submitted to the Head of the Agency for review within ninety (90) days from the date of approval of the regulations in this part as to the present Executive Director, and within thirty (30) days from the date a new Executive Director is appointed.

§ 2200.735-105 Disciplinary and other remedial action.

An employee or special Government employee of the Agency who violates any of the regulations in this part or adopted under § 2200.735-101 may be disciplined. The disciplinary action may be in addition to any penalty prescribed by law for the violation. In addition to or in lieu of disciplinary action, remedial action to end conflicts or appearance of conflicts of interest may include but is not limited to:

- (a) Changes in assigned duties;
- (b) Disqualification for a particular assignment; or
- (c) Divestment by the employee or special Government employee of his conflicting interest.

Remedial action, whether disciplinary or otherwise, shall be effected in accordance with any applicable laws, Executive orders, and regulations.

Subpart B—Agency Regulations Governing Ethical and Other Conduct and Responsibilities of Employees

§ 2200.735-201 Gifts, entertainment, and favors.

- (a) Except as provided in paragraph (b) of this section, an employee or a

member of the employee's immediate family shall not solicit or accept, directly or indirectly, any gift, gratuity, favor, entertainment, loan, or any other thing of monetary value, from a person who:

(1) Has, or is seeking to obtain, contractual or other business or financial relations with the Agency;

(2) Conducts operations or activities that are regulated by the Agency; or

(3) Has interests that may be substantially affected by the performance or nonperformance of the employee's official duty.

(b) The prohibitions of paragraph (a) of this section do not apply to:

(1) Obvious family or personal relationships (such as those between the employee and his parents, children, or spouse) when the circumstances make it clear that it is those relationships rather than the business of the persons concerned which are the motivating factors;

(2) Acceptance of loans from banks or other financial institutions on customary terms to finance proper and usual activities of employees, such as home mortgage loans;

(3) Participation of Agency employees in widely attended lunches, dinners, and similar gatherings sponsored by industrial, technical, and professional associations for the discussion of matters of mutual interest to Government and the public. Participation by Agency employees is appropriate where the host is the association and not an individual. However, acceptance of entertainment or hospitality from private parties in connection with such association activities is prohibited.

(4) Participation of Agency employees in activities at the expense of individual contractors when the invitation is addressed to and approved by the Head of the Agency and the activities are limited to (i) public ceremonies of mutual interest to local communities and the Agency (such as ground breakings or openings), or (ii) activities sponsored or encouraged by the Government as a matter of policy (such as meetings, luncheons, or dinners on an infrequent basis when the conduct of official business will be facilitated or when no provision for individual payment is readily available); or

(5) Participation in a limited number of additional situations where, in the judgment of the employee concerned, the Government's interest would be served by participation by Agency employees in activities comparable to those enumerated above. In such cases, when the employee is in doubt as to the propriety of his actions, the employee should discuss the situation with a Counselor or Deputy Counselor.

(c) An employee shall avoid any action, whether or not specially prohibited by the regulations in this part, which might result in, or create the appearance of:

(1) Using public office for private gain;

(2) Giving preferential treatment to any person;

(3) Impeding Government efficiency or economy;

(4) Losing complete independence or impartiality;

(5) Making a Government decision outside official channels; or

(6) Affecting adversely the confidence of the public in the integrity of the Government.

(d) An employee shall not solicit contributions from another employee for a gift to an employee in a superior official position. An employee in a superior official position shall not accept a gift presented as a contribution from employees receiving less salary than himself. An employee shall not make a donation as a gift to an employee in a superior official position. (5 U.S.C. 7351.)

(e) An employee shall not accept a gift, present, decoration, or other thing from a foreign government unless authorized by Congress as provided by the Constitution and in 5 U.S.C. 7341.

§ 2200.735-202 Outside employment.

(a) An employee shall not engage in outside employment or other outside activity not compatible with the full and proper discharge of the duties and responsibilities of his Government employment. An employee who engages in outside employment shall report that fact in writing to his Division Head. Incompatible activities include, but are not limited to:

(1) Acceptance of a fee, compensation, gift, payment of expense, or any other thing of monetary value in circumstances in which acceptance may result in, or create the appearance of, a conflict of interest; or

(2) Any outside employment or other activities related to the urban renewal program in the District of Columbia; or

(3) Outside employment which tends to impair his mental or physical capacity to perform his Government duties and responsibilities in an acceptable manner.

(b) An employee shall not receive any salary or anything of monetary value from a private source as compensation for his services to the Government. (18 U.S.C. 209.)

(c) Employees are encouraged to engage in teaching, lecturing, and writing that is not prohibited by law, the Executive Order, or the regulations in this part. However, an employee shall not, either for or without compensation, engage in teaching, lecturing, or writing that is dependent on information obtained as a result of his Government employment, except when that information has been made available to the general public or will be made available on request, or when the Head of the Agency gives written authorization for the use of nonpublic information on the basis that the use is in the public interest.

(d) An employee shall not engage in outside employment under a State or local government, except in accordance with Part 734 of the Civil Service Regulations (5 CFR Part 734).

(e) This section does not preclude an employee from:

(1) Receipt of bona fide reimbursement, unless prohibited by law, for actual

expenses for travel and such other necessary subsistence as is compatible with the regulations in this part for which no Government payment or reimbursement is made. However, an employee may not be reimbursed, and payment may not be made on his behalf, for excessive personal living expenses, gifts, entertainment, or other personal benefits.

(2) Participation in the activities of national or State political parties not proscribed by law.

(3) Participation in the affairs of or acceptance of an award for a meritorious public contribution or achievement given by a charitable, religious, professional, social, fraternal, nonprofit educational and recreational, public service, or civic organization.

§ 2200.735-203 Financial interests.

(a) An employee shall not:

(1) Have a direct or indirect financial interest that conflicts substantially, or appears to conflict substantially, with his Government duties and responsibilities; or

(2) Engage in, directly or indirectly, a financial transaction as a result of, or primarily relying on, information obtained through his Government employment.

(b) In the event that any employee:

(1) Has investments in companies or property affected by Agency urban renewal projects within the District of Columbia or prospective projects which the employee knows to be under consideration; or

(2) Engages in other activities or has investments which might conflict or appear to conflict with any of the Agency's functions, whether or not such functions are influenced by the particular employee,

there shall be an immediate disclosure of such investment in such activity to the Counselor or Head of the Agency, as the case may be, and any conflict of interest resulting therein shall be resolved in satisfaction of the regulations in this part by the Head of the Agency.

(c) This section does not preclude an employee from having a financial interest or engaging in financial transactions to the same extent as a private citizen not employed by the Government so long as it is not prohibited by law, the Executive order, this section, or the regulations in this part.

§ 2200.735-204 Use of Government property.

An employee shall not directly or indirectly use, or allow the use of, Government property of any kind, including property leased to the Government, for other than officially approved activities. An employee has a positive duty to protect and conserve Government property, including equipment, supplies, and other property entrusted or issued to him.

§ 2200.735-205 Misuse of information.

For the purpose of furthering a private interest, an employee shall not, except as provided in § 2200.735-202(c), directly or indirectly use, or allow the use of, official

information obtained through or in connection with his Government employment which has not been made available to the general public.

§ 2200.735-206 Indebtedness.

An employee shall pay each just financial obligation in a proper and timely manner, especially one imposed by law such as Federal, State, or local taxes. For the purpose of this section, a "just financial obligation" means one acknowledged by the employee or reduced to judgment by a court, and "in a proper and timely manner" means in a manner which the Agency determines does not, under the circumstances, reflect adversely on the Government as his employer. In the event of a dispute between an employee and an alleged creditor, this section does not require this Agency to determine the validity or amount of the disputed debt.

§ 2200.735-207 Gambling, betting, and lotteries.

An employee shall not participate while on Government-owned or leased property or while on duty for the Government, in any gambling activity including the operation of a gambling device, in conducting a lottery or pool, in a game for money or property, or in selling or purchasing a numbers slip or ticket. However, this section does not preclude activities under section 3 of Executive Order 10927 (Staff Fund) and similar Agency-approved activities.

§ 2200.735-208 General conduct prejudicial to the Government.

An employee shall not engage in criminal, infamous, dishonest, immoral, or notoriously disgraceful conduct, or other conduct prejudicial to the Government.

§ 2200.735-209 Miscellaneous statutory provisions.

Each employee and special Government employee shall acquaint himself with each statute that relates to his ethical and other conduct as an employee of the Agency and of the Government. The attention of all employees is directed to the following statutory provisions:

(a) House Concurrent Resolution 175, 85th Congress, 2d session, 72 Stat. B12, the "Code of Ethics for Government Service".

(b) Chapter 11 of Title 18, United States Code, relating to bribery, graft, and conflicts of interest, as appropriate to the employees concerned.

(c) The prohibition against lobbying with appropriated funds (18 U.S.C. 1913).

(d) The prohibitions against disloyalty and striking (5 U.S.C. 7311).

(e) The prohibition against the employment of a member of a Communist organization (50 U.S.C. 784).

(f) The prohibitions against (1) the disclosure of classified information (18 U.S.C. 798, 50 U.S.C. 783); and (2) the disclosure of confidential information (18 U.S.C. 1905).

(g) The prohibition against the misuse of a Government vehicle (60 Stat. 810, as amended).

(h) The provision relating to the habitual use of intoxicants to excess (5 U.S.C. 7352).

(i) The prohibition against the misuse of the franking privilege (18 U.S.C. 1719).

(j) The prohibition against the use of deceit in an examination or personnel action in connection with Government employment (18 U.S.C. 1917).

(k) The prohibition against fraud or false statements in a Government matter (18 U.S.C. 1001).

(l) The prohibition against mutilating or destroying a public record (18 U.S.C. 2071).

(m) The prohibition against counterfeiting and forging transportation requests (18 U.S.C. 508).

(n) The prohibitions against (1) embezzlement of Government money or property (18 U.S.C. 641); (2) failing to account for public money (18 U.S.C. 643); and (3) embezzlement of the money or property or another person in the possession of an employee by reason of his employment (18 U.S.C. 654).

(o) The prohibition against unauthorized use of documents relating to claims from or by the Government (18 U.S.C. 285).

(p) The prohibition against proscribed political activities—The Hatch Act (5 U.S.C. 7324), and 18 U.S.C. 602, 603, 607, and 608.

Subpart C—Agency Regulations Governing Ethical and Other Conduct and Responsibilities of Special Government Employees

§ 2200.735-301 Use of Government employment.

A special Government employee shall not use his Government employment for a purpose that is, or gives the appearance of being, motivated by the desire for private gain for himself or another person, particularly one with whom he has family, business or financial ties.

§ 2200.735-302 Use of inside information.

(a) A special Government employee shall not use inside information obtained as a result of his Government employment for private gain for himself or another person either by direct action on his part or by counsel, recommendation, or suggestion to another person, particularly one with whom he has family, business, or financial ties. For the purpose of this section, "inside information" means information obtained under Government authority which has not become part of the body of public information.

(b) A special Government employee may teach, lecture, or write in a manner not inconsistent with § 2200.735-202(c).

§ 2200.735-303 Coercion.

A special Government employee shall not use his Government employment to coerce, or give the appearance of coercing, a person to provide financial benefit to himself, or another person, particularly one with whom he has family, business, or financial ties.

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§ 2200.735-304 Gifts, entertainment, and favors.

(a) Except as provided in paragraph (b) of this section, a special Government employee, while so employed or in connection with his employment, shall not receive or solicit from a person having business with the Agency anything of value as a gift, gratuity, loan, entertainment, or favor for himself or another person, particularly one with whom he has family, business, or financial ties.

(b) Exceptions for special Government employees shall be the same as for employees (see § 2200.735-201(b)).

§ 2200.735-305 Miscellaneous statutory provisions.

Each special Government employee shall acquaint himself with each statute that relates to his ethical and other conduct as a special Government employee of the Agency and of the Government. The attention of special Government employees is directed to those statutory provisions listed in § 2200.735-209, that are applicable to special Government employees.

§ 2200.735-306 General conduct.

Special Government employees of the Agency shall adhere to the standards of conduct applicable to employees as set forth in this part and adopted under § 2200.735-101, except § 2200.735-202(b).

Subpart D—Agency Regulations Governing Statements of Employment and Financial Interests**§ 2200.735-401 Form and content of statements.**

The statements of employment and financial interests required under this part for use by employees and special Government employees shall contain, as a minimum, the information required by the formats, prescribed by the Commission in the Federal Personnel Manual.

§ 2200.735-402 Employees required to submit statements.

Statements of employment and financial interests shall be required from the following employees:

(a) Employees in grade GS-16 or above of the General Schedule established by the Classification Act of 1949, as amended, or in comparable or higher positions not subject to that Act.

(b) Employees who are Division Heads.

(c) Positions in GS-13 and above, unless otherwise indicated, whose basic duties and responsibilities require the incumbent to exercise judgment in making or recommending a government decision or in taking or recommending a government action in regard to:

(1) Contracting or procurement, including the appraisal or selection of contractors; the negotiation or approval of contracts; the supervision of activities performed by contractors; the inspection of materials for acceptability; the procurement of materials, services, supplies, or equipment;

(2) Administering or monitoring grants (or subsidies) or relocation payments;

(3) Audit of financial transactions;

(4) Regulating or auditing private or other non-Federal enterprises;

(5) Land acquisition and disposition;

(6) Establishment and enforcement of safety standards and procedures systems; and

(7) Activities (regardless of grade) where the decision or action has an economic impact on the interests of a non-Federal enterprise.

Positions in the above categories may be excluded from the reporting requirement when the Head of the Agency determines that the duties are at such a level of responsibility that the submission of a statement is not necessary because of the degree of supervision and review over the incumbents and the remote and inconsequential effect on the integrity of the Government and the Agency.

§ 2200.735-403 Time and place for submission of employees' statements.

Except as provided in § 2200.735-104, an employee required to submit a statement of employment and financial interests under this part shall submit that statement to the appropriate Division Head not later than:

(a) Ninety days after the effective date of the regulations in this part if employed on or before that date; or

(b) Thirty days after his entrance on duty, but not earlier than 90 days after the effective date, if appointed after that date.

§ 2200.735-404 Supplementary statements.

Changes in, or additions to, the information contained in an employee's statement of employment and financial interests shall be reported in a supplementary statement at the end of the quarter in which the changes occur. Quarters end March 31, June 30, September 30, and December 31. If there are no changes, or additions in a quarter, a negative report is not required. However, for the purpose of annual review, a supplementary statement, negative or otherwise, is required as of June 30 each year.

§ 2200.735-405 Interests of employee's relatives.

The interest of a spouse, minor child, or other member of an employee's immediate household is considered to be an interest of the employee. For the purpose of this section, "member of an employee's immediate household" means those blood relations who are residents of the employee's household.

§ 2200.735-406 Information not known by employees.

If any information required to be included on a statement of employment and financial interests or supplementary statement, including holdings placed in trust, is not known to the employee but is known to another person, the employee

shall request that other person to submit information in his behalf.

§ 2200.735-407 Information prohibited.

This part does not require an employee to submit on a statement of employment and financial interests or supplementary statement any information relating to the employee's connection with, or interest in, a professional society or a charitable, religious, social, fraternal, recreational, public service, civic, or political organization or a similar organization not conducted as a business enterprise. For the purpose of this section, educational, and other institutions doing research and development or related work involving grants of money from or contracts with the Government are deemed "business enterprises" and are required to be included in an employee's statement of employment and financial interests.

§ 2200.735-408 Confidentiality of employees' statements.

The Agency shall hold each statement of employment and financial interests, and each supplementary statement, in confidence. The Agency may not disclose information from a statement except as the Civil Service Commission or the Head of the Agency may determine for good cause shown.

§ 2200.735-409 Effect of employees' statements on other requirements.

The statements of employment and financial interests and supplementary statements required of employees are in addition to, and not in substitution for, or in derogation of, any similar requirement imposed by law, order, or regulation. The submission of a statement or supplementary statement by an employee does not permit him or any other person to participate in a matter in which his or the other person's participation is prohibited by law, order, or regulation.

§ 2200.735-410 Specific provisions of Agency regulations for special Government employees.

(a) Except as provided in paragraph (b) of this section or paragraph (d) of this section, special Government employees are required to submit a statement of employment and financial interests which reports:

(1) All other employment; and

(2) The financial interests of the special Government employee which relate either directly or indirectly to the duties and responsibilities of the special Government employee.

(b) The Head of the Agency may waive the requirement in paragraph (a) of this section for the submission of a statement of employment and financial interests in the case of a special Government employee who is not a Consultant or an Expert when the Agency finds that the duties of the position held by that special Government employee are of a nature and at such a level of responsibility that the submission of the statement by the incumbent is not necessary to protect the integrity of the Government.

(c) A statement of employment and financial interest required to be submitted under this section shall be submitted not later than the time of employment of the special Government employee as provided in this part. Each special Government employee shall keep his statement current throughout his employment with the Agency by the submission of supplementary statements.

(d) A statement of employment and financial interests is not required under this part from a Board Member. Each Board Member who is subject to 3 CFR 100.735-31 is required to file a statement only if requested to do so by the Counsel to the President.

This Part 2200 was approved by the Civil Service Commission on September 20, 1966.

Effective date. This Part 2200 shall become effective upon publication in the *FEDERAL REGISTER*.

RICHARD R. ATKINSON,
Acting Chairman, District of Columbia Redevelopment Land Agency.

[F.R. Doc. 66-11701; Filed, Oct. 26, 1966; 8:47 a.m.]

Title 7—AGRICULTURE

Chapter VII—Agricultural Stabilization and Conservation Service (Agricultural Adjustment), Department of Agriculture

SUBCHAPTER C—SPECIAL PROGRAMS

[Amdt. 2]

PART 775—FEED GRAINS

Subpart—1966-69 Feed Grain Program Regulations

MISCELLANEOUS AMENDMENTS

The regulations governing the 1966-69 Feed Grain Program, 31 F.R. 8339, as amended, are hereby further amended as follows:

1. Section 775.402 is amended by adding the following:

§ 775.402 Definitions.

*(b) * * *
(2) * * *

(vi) Barley on a privately-owned farm produced for experimental purposes only by a publicly-owned agricultural experiment station provided (a) the experimental acreage does not exceed the amount approved for such purpose for the farm by the State committee with the concurrence of the Deputy Administrator and (b) all proceeds of the crop inure to the benefit of the experiment station.

(c) * * *
(2) * * *

(ix) Corn on a privately-owned farm produced for experimental purposes only by a publicly-owned agricultural experiment station provided (a) the experimental acreage does not exceed the amount approved for such purpose for the farm by the State committee with the concurrence of the Deputy Administrator and (b) all proceeds of the crop inure to the benefit of the experiment station.

* * * * *

(d) * * *
(2) * * *

(viii) Sorghum on a privately-owned farm produced for experimental purposes only by a publicly-owned agricultural experiment station provided (a) the experimental acreage does not exceed the amount approved for such purpose for the farm by the State committee with the concurrence of the Deputy Administrator and (b) all proceeds of the crop inure to the benefit of the experiment station.

* * * * *

(h) * * *
(2) * * *

(v) Oats or rye on a privately-owned farm produced for experimental purposes only by a publicly-owned agricultural experiment station provided (a) the experimental acreage does not exceed the amount approved for such purpose for the farm by the State committee with the concurrence of the Deputy Administrator and (b) all proceeds of the crop inure to the benefit of the experiment station.

§ 775.417 [Amended]

2. Section 775.417(g) is amended by deleting the words "income-producing crop" in the third sentence and substituting therefor the words "crop for which there are marketing quotas or voluntary adjustment programs in effect".

§ 775.419 [Amended]

3. Section 775.419(b) is amended by deleting the last two words "the farm" and substituting therefor the word "farming".

§ 775.427 [Amended]

4. Section 775.427 is amended to correct the 1966 rate (dollars per bushel) for barley for all counties in Nevada from \$1.07 to \$1.01 per bushel.

(Sec. 105(e), 80 Stat. 202; 7 U.S.C. 1441 note)

Effective date. Upon publication in the *FEDERAL REGISTER*.

Signed at Washington, D.C., on October 21, 1966.

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

[F.R. Doc. 66-11702; Filed, Oct. 26, 1966; 8:47 a.m.]

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

[Area 1]

PART 948—IRISH POTATOES GROWN IN COLORADO

Expenses and Rate of Assessment

Notice of rule making regarding proposed expenses and rate of assessment for Area No. 1 to be effective under Marketing Agreement No. 97 and Order No. 948 (7 CFR Part 948), both as amended, was published in the October 5, 1966, issue of the *FEDERAL REGISTER* (31 F.R. 12953). This regulatory program is effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.).

The notice afforded interested persons an opportunity to submit data, views, or arguments pertaining thereto not later than the 15th day following publication in the *FEDERAL REGISTER*. None was filed.

After consideration of all relevant matters, including the proposals set forth in the aforesaid notice which were recommended by the Area Committee for Area No. 1, established pursuant to the said marketing agreement and order, it is hereby found and determined that:

§ 948.253 Expenses and rate of assessment.

(a) The reasonable expenses that are likely to be incurred by the area committee for Area No. 1 to enable such committee to perform its functions, pursuant to the provisions of Marketing Agreement No. 97, as amended, and this part, during the fiscal period ending May 31, 1967, will amount to \$500.

(b) The rate of assessment to be paid by each handler pursuant to Marketing Agreement No. 97, as amended, and this part, shall be one cent (\$0.01) per hundredweight of potatoes grown in Area No. 1 handled by him as the first handler thereof during said fiscal period.

(c) Unexpended income in excess of expenses for the fiscal period ending May 31, 1967, may be carried over as a reserve.

(d) Terms used in this section shall have the same meaning as when used in Marketing Agreement No. 97, as amended, and this part.

It is hereby found that good cause exists for not postponing the effective time of this action until 30 days after publication in the *FEDERAL REGISTER* (5 U.S.C. 1003) in that: (1) The relevant provisions of said marketing agreement and this part require that the rate of assessment for a particular fiscal period shall be applicable to all assessable potatoes from the beginning of such period, and (2) the current fiscal period began June 1, 1966, and the rate of assessment herein will apply to all assessable potatoes beginning with such date.

RULES AND REGULATIONS

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

Dated: October 24, 1966.

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

[F.R. Doc. 66-11735; Filed, Oct. 26, 1966;
8:50 a.m.]

Title 10—ATOMIC ENERGY

Chapter I—Atomic Energy Commission

PART 115—PROCEDURES FOR RE- VIEW OF CERTAIN NUCLEAR RE- ACTORS EXEMPTED FROM LICENSING REQUIREMENTS

Miscellaneous Amendments; Correction

In F.R. Doc. 66-10650, appearing at page 12774, in the issue for Friday, September 30, 1966, the 17th paragraph is amended to read as follows:

Sections 115.20(c), 115.24(c)(1), 115.25(a) and (c), 115.47(a), (b), (c), and (e) of 10 CFR Part 115 are amended by substituting the words "safety analysis report" for the words "hazards summary report" where they appear.

Dated at Washington, D.C. this 21st day of October 1966.

For the Atomic Energy Commission.

W. B. McCoot,
Secretary.

[F.R. Doc. 66-11697; Filed, Oct. 26, 1966;
8:46 a.m.]

Title 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

[Docket No. 6588 O.]

PART 13—PROHIBITED TRADE PRACTICES

Mohawk Refining Corp. et al.

Subpart—Advertising falsely or misleadingly: § 13.140 *Old, reclaimed, or reused product being new*. Subpart—Misbranding or mislabeling: § 13.1265 *Old, secondhand, reclaimed, or reconstructed product as new*. Subpart—Misrepresenting oneself and goods—Goods: § 13.1695 *Old, secondhand, reclaimed, or reconstructed as new*. Subpart—Neglecting, unfairly or deceptively, to make material Disclosure: § 13.1880 *Old, used, or reclaimed as unused or new*.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended, 15 U.S.C. 45) [Modified order to cease and desist, Mohawk Refining Corp. et al., Newark, N.J., Docket 6588, Sept. 23, 1966]

In the Matter of Mohawk Refining Corp., a Corporation, and John E. C. Stroud, C. Kenneth Johnes, and William L. Ashby, Individually and as Officers of Mohawk Refining Corp.

Order modifying a cease and desist order dated February 14, 1958, 23 F.R. 1788, requiring a processor of lubricating oil to cease advertising its product without disclosing that it is re-refined or reprocessed, and affirmatively ordering such disclosure be made on the front panel or panels of the container.

The modified order to cease and desist, is as follows:

It is ordered. That respondents, Mohawk Refining Corp., a corporation, and John E. C. Stroud, C. Kenneth Johnes, and William L. Ashby, individually and as officers of Mohawk Refining Corp., and their agents, representatives, and employees, directly or through any corporate or other device, in connection with the offering for sale, sale, and distribution of lubricating oil in commerce, as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

(1) Representing, contrary to the fact, that their lubricating oil is refined or processed from other than previously used oil;

(2) Advertising, offering for sale, or selling, any lubricating oil which is composed in whole or in part of oil which has been reclaimed or in any manner processed from previously used oil, without disclosing such prior use to the purchaser or potential purchaser in the advertising and sales promotion material, and by a clear and conspicuous statement to that effect on the front panel or front panels on the container;

(3) Representing in any manner that lubricating oil composed in whole or in part of oil that has been manufactured, reprocessed or re-refined from oil that has been previously used for lubricating purposes, has been manufactured from oil that has not been previously used.

Issued September 23, 1966.

By the Commission.

[SEAL] JOSEPH W. SHEA,
Secretary.

[F.R. Doc. 66-11686; Filed, Oct. 26, 1966;
8:45 a.m.]

Title 21—FOOD AND DRUGS

Chapter I—Food and Drug Adminis- tration, Department of Health, Edu- cation, and Welfare

SUBCHAPTER B—FOOD AND FOOD PRODUCTS

PART 17—BAKERY PRODUCTS

Bread, Identity Standard; Listing of Dried Inactive Torula Yeast as Op- tional Ingredient

In the matter of amending the standard of identity for bread (21 CFR 17.1) by listing inactive dried torula yeast (*Candida utilis*) as an optional ingredient:

A notice of proposed rulemaking in the above-identified matter was published in the *FEDERAL REGISTER* of July 23, 1966 (31 F.R. 10039), based on a petition filed by the Lake States Division of St. Regis Paper Co., Rhinelander, Wis. 54501.

One comment was received in response to the proposal suggesting that another type of dried inactive yeast be permitted in addition to torula; however, it is concluded that such a provision requires submission of a new petition.

Based on the information submitted in the petition, the comment received, and other relevant material, it is concluded that it will promote honesty and fair dealing in the interest of consumers to adopt the amendment as proposed.

Therefore, pursuant to the authority vested in the Secretary of Health, Education, and Welfare by the Federal Food, Drug, and Cosmetic Act (secs. 401, 701, 52 Stat. 1046, 1055, as amended 70 Stat. 919, 72 Stat. 948; 21 U.S.C. 341, 371) and delegated by him to the Commissioner of Food and Drugs (21 CFR 2.120; 31 F.R. 3008): *It is ordered*, That § 17.1(a)(7) be revised to read as follows:

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

(a) * * *

(7) Inactive dried yeast, singly or in combination, of *Saccharomyces cerevisiae* or *Candida utilis* (torula), complying with all the provisions of § 121.1125 of this chapter; but the total quantity thereof is not more than 2 parts for each 100 parts by weight of flour used.

* * * * *
Because of cross-references, this amendment to the standard for bread (§ 17.1) has the effect of making torula yeast a permitted ingredient of enriched bread, milk bread, raisin bread, and whole wheat bread (§§ 17.2-17.5).

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. 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. All documents shall be filed in six copies.

Effective date. This order shall become effective 60 days from the date of its publication in the *FEDERAL REGISTER*, except as to any provisions they may be stayed by the filing of proper objections. Notice of the filing of objections or lack thereof will be announced by publication in the *FEDERAL REGISTER*.

(Secs. 401, 701, 52 Stat. 1046, 1055 as amended 70 Stat. 919, 72 Stat. 948; 21 U.S.C. 341, 371)

Dated: October 20, 1966.

J. K. KIRK,
Associate Commissioner
for Compliance.

[F.R. Doc. 66-11724; Filed, Oct. 26, 1966;
8:49 a.m.]

PART 17—BAKERY PRODUCTS

Bread, Identity Standard; Listing of Lactylic Stearate as Optional Ingredient

In the matter of amending the standard of identity for bread (21 CFR 17.1) by listing lactylic stearate as an optional ingredient:

No comments were received in response to the notice of proposed rulemaking in the above-identified matter published in the *FEDERAL REGISTER* of July 22, 1966 (31 F.R. 9998), based on a petition filed by the Paniplus Co., 3414 East 17th Street, Kansas City, Mo. 64127; and it is concluded that it will promote honesty and fair dealing in the interest of consumers to adopt the amendment as proposed.

Therefore, pursuant to the authority vested in the Secretary of Health, Education, and Welfare by the Federal Food, Drug, and Cosmetic Act (secs. 401, 701, 52 Stat. 1046, 1055, as amended 70 Stat. 919, 72 Stat. 948; 21 U.S.C. 341, 371) and delegated by him to the Commissioner of Food and Drugs (21 CFR 2.120; 31 F.R. 3008): *It is ordered*, That § 17.1(a)(15) be revised to read as follows:

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

(a) * * *

(15) Calcium stearyl-2-lactylate, lactylic stearate, sodium stearyl fumarate, succinylated monoglycerides, alone or in combination, complying with the provisions of §§ 121.1047, 121.1048, 121.1183, and 121.1195, respectively, of this chapter; but the quantity of each is not more than 0.5 part for each 100 parts by weight of flour used.

* * * * *

Because of cross-references, this amendment to the standard for bread (§ 17.1) has the effect of making lactylic stearate a permitted ingredient of enriched bread, milk bread, raisin bread, and whole wheat bread (§§ 17.2-17.5).

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. 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. All documents shall be filed in six copies.

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. 401, 701, 52 Stat. 1046, 1055, as amended 70 Stat. 919, 72 Stat. 948; 21 U.S.C. 341, 371)

Dated: October 20, 1966.

J. K. KIRK,
Associate Commissioner
for Compliance.

[F.R. Doc. 66-11723; Filed, Oct. 26, 1966;
8:49 a.m.]

PART 121—FOOD ADDITIVES

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

ADHESIVES

The Commissioner of Food and Drugs, having evaluated the data in a petition (FAP 6B1880) filed by Chemirad Corp., Post Office Box 187, East Brunswick, N.J. 08816, and other relevant material, has concluded that the food additive regulations should be amended to provide for the safe use of polyethylenimine-epichlorohydrin resins in the production of food-packaging adhesives. Therefore, pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409 (c) (1), 72 Stat. 1786; 21 U.S.C. 348(c) (1)), and under the authority delegated to the Commissioner by the Secretary of Health, Education, and Welfare (21 CFR 2.120; 31 F.R. 3008), § 121.2520(c) (5) is amended by alphabetically inserting in the list "Components of Adhesives" a new item, as follows:

§ 121.2520 Adhesives.

(c) * * *

(5) * * *

COMPONENTS OF ADHESIVES

Substances	Limitations
Polyethylenimine-epichlorohydrin resins	***

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.

able and the grounds for the objections. If a hearing is requested, the objections must state the issues for the hearing. A hearing will be granted if the objections are supported by grounds legally sufficient to justify the relief sought. Objections may be accompanied by a memorandum or brief in support thereof.

Effective date. This order shall 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: October 19, 1966.

J. K. KIRK,
Associate Commissioner
for Compliance.

[F.R. Doc. 66-11725; Filed, Oct. 26, 1966;
8:49 a.m.]

PART 121—FOOD ADDITIVES

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

COMPONENTS OF PAPER AND PAPERBOARD IN CONTACT WITH AQUEOUS AND FATTY FOODS

The Commissioner of Food and Drugs, having evaluated the data in a petition (FAP 6B1844) filed by Nalco Chemical Co., 6216 West 66th Place, Chicago, Ill. 60638, and other relevant material, has concluded that the food additive regulations should be amended to provide for the safe use of a defined polyethylenamine mixture as a retention aid employed prior to the sheet-forming operation in the manufacture of paper and paperboard intended for use in contact with aqueous and fatty foods.

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), § 121.2526(a) (5) is amended by alphabetically inserting in the list of substances a new item, as follows:

§ 121.2526 Components of paper and paperboard in contact with aqueous and fatty foods.

(a) * * *

(5) * * *

List of substances Limitations

	Limitations
Polyethylenamine mixture produced when 1 mole of ethylene dichloride, 1.05 moles of ammonia, and 2 moles of sodium hydroxide are made to react so that a 10 percent aqueous solution has a minimum viscosity of 40 c.p.s. at 77° F. as determined by Brookfield Viscometer using a No. 1 spindle at 60 r.p.m.	For use only as a retention aid employed prior to the sheet-forming operation in the manufacture of paper and paperboard.

RULES AND REGULATIONS

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: October 20, 1966.

J. K. KIRK,
Associate Commissioner
for Compliance.

[F.R. Doc. 66-11726; Filed, Oct. 26, 1966; 8:49 a.m.]

Title 31—MONEY AND FINANCE: TREASURY

Chapter V—Office of Foreign Assets Control, Department of the Treasury

PART 500—FOREIGN ASSETS CONTROL REGULATIONS

Importation of Ginseng From Canada

The appendix to § 500.204 of the regulations is amended by the addition of the following item to read as follows:

(214) *Ginseng from Canada.* Ginseng is hereby authorized to be imported from Canada without a certificate of origin or specific license, provided there has been no interest therein of a designated national.

[SEAL] MARGARET W. SCHWARTZ,
Director,
Office of Foreign Assets Control.

[F.R. Doc. 66-11713; Filed, Oct. 26, 1966; 8:48 a.m.]

Title 32—NATIONAL DEFENSE

Chapter VI—Department of the Navy

SUBCHAPTER C—PERSONNEL

PART 713—NAVAL RESERVE AND MARINE CORPS RESERVE

Physical Qualifications

Part 713 is amended by deleting the centerhead "Physical Examinations" and the note appearing thereunder, 30 F.R. 10888, August 21, 1965, and inserting in

lieu thereof a centerhead and § 713.391 to read as follows:

PHYSICAL QUALIFICATIONS

§ 713.391 Physical standards and examinations.

Articles 15-74 through 15-80 of the Manual of the Medical Department, U.S. Navy (NAVMED P-117), contain applicable provisions.

(Secs. 280, 510, 591, 1004, 70A Stat. 14, 17, 24, 79, as amended, 72 Stat. 1498, sec. 301, 80 Stat. 379; 5 U.S.C. 301, 10 U.S.C. 280, 510, 591, 1004, 5867)

By direction of the Secretary of the Navy.

[SEAL] WILFRED HEARN,
Rear Admiral, U.S. Navy, Judge
Advocate General of the Navy.

OCTOBER 18, 1966.

[F.R. Doc. 66-11698; Filed, Oct. 26, 1966; 8:46 a.m.]

Title 39—POSTAL SERVICE

Chapter I—Post Office Department

PART 96—AIR TRANSPORTATION

Air Carriers' Responsibilities; Correction

In F.R. Doc. 66-7748, appearing at page 9643 in the issue of Saturday, July 16, 1966, paragraph (b) (5) was amended instead of paragraph (b) (3) as it appeared.

NOTE: The corresponding Postal Manual section is 531.32e.

(5 U.S.C. 301, 39 U.S.C. 501)

TIMOTHY J. MAY,
General Counsel.

OCTOBER 24, 1966.

[F.R. Doc. 66-11675; Filed, Oct. 26, 1966; 8:46 a.m.]

Title 47—TELECOMMUNICATION

Chapter I—Federal Communications Commission

[Docket No. 15987; FCC 66-934]

PART 73—RADIO BROADCAST SERVICES

Table of Assignments, FM Broadcast Stations; Gretna and Danville, Va.

Report and order. 1. The Commission has before it for consideration its notice of proposed rule making, released April 30, 1965 (FCC 65-359), and published in the **FEDERAL REGISTER** on May 5, 1965 (30 F.R. 6274), proposing the reassignment of Class C Channel 277 from Gretna to Danville, Va., and its replacement at Gretna with Channel 288A, 292A or 296A. This contemplated shifting Station WMNA-FM, Gretna, Channel 277, to one of the Class A channels.

2. This is the second proceeding in which the Commission has specifically

proposed and considered the making of a first FM assignment to the sizeable city of Danville. The first was Docket 15690, in which it was proposed to assign Channel 295 there by deleting adjacent channel assignments at Pulaski, Va., and Durham, N.C. (along with another substitution of one channel for another). On the record in that proceeding it was decided that the making of a first Danville FM assignment by this means would be too costly in loss of needed assignments elsewhere; see Report and Order in Docket 15690, 30 F.R. 6251, 5 R.R. 2d 1547, FCC 65-358, released April 30, 1965. The present proceeding was begun at the same time as the decision not to make the Channel 295 assignment.

3. The parties filing comments in response to the notice, and the essence of their positions, are as follows (the latter two also filed timely reply comments):¹

(a) Piedmont Broadcasting Corp. (Piedmont), licensee of fulltime AM Station WBTM, Danville, urging that the assignment be made because of Danville's size and importance.²

(b) Central Virginia Broadcasting Co. (WMNA), licensee of Station WMNA (daytime-only) and WMNA-FM, Gretna, strongly opposing the proposal, which would move its Channel 277 to Danville and leave Gretna with a limited-coverage Class A channel.

(c) Virginia-Carolina Broadcasting Corp. (Virginia-Carolina), licensee of fulltime AM Station WDVA, Danville, opposing the proposal because it would create an FM monopoly and, allegedly, competitive radio imbalance in Danville, and instead urging various approaches by which more than one channel might be assigned there, none of which is consistent with present FM assignment principles with respect to mileage separations.

4. Danville, population 46,577,³ is the largest city in its immediate area; the nearest larger centers are Lynchburg and Roanoke, Va., about 55 miles away, and Greensboro and Durham, N.C., respectively about 40 and 47 miles distant. It is one of the largest communities in the nation so situated and without an FM

¹ We do not consider herein two later documents, "Reply Comments" filed by Piedmont and "Rebuttal Comments" filed by Central Virginia. The former was not timely filed; the latter is an additional pleading forbidden by § 1.415(d) of our rules unless permission is specifically given. Neither is pertinent to the merits of the rule-making proposal.

² In the over-all FM allocation proceeding, Docket 14185, Piedmont sought the assignment of an FM channel to Danville. This was denied because none could be made under the mileage separation standards adopted. See third report, memorandum opinion and order in Docket 14185, 28 FR 8077, 23 R.R. 1859, FCC 63-735, released Aug. 1, 1963, Appendix E.

³ All population figures given herein are 1960 U.S. Census data unless otherwise indicated. WMNA points out that in a sense Danville has declined in population since the 1950 Census, when its population was 35,066. The 1950-1960 Census increase reflects annexation of neighboring territory with a population of 13,482.

channel assigned. The record contains information showing the city's importance; for example, it is one of the world's two largest tobacco markets, has 101 manufacturing establishments including one of the world's largest textile mills, in 1963 had retail sales of more than \$82 million, and has a college and is building a large auditorium. Not itself a part of any county, it is completely surrounded by the southern portion of Pittsylvania County (population 58,296). The city has four AM stations—fulltime Stations WBTM and WDVA, and daytime-only stations WILA and WYPR. Since the fulltime stations are directionalized at night and serve mostly to the south and east, a substantial area fairly near Danville, including much of Pittsylvania County to the north, does not receive nighttime AM primary service. As to FM service, Danville receives two 1 mv/m FM signals, from stations at Martinsville and Roanoke, Va., respectively about 28 and 55 miles from the city. There is pending an application to increase the facilities of WMNA-FM, Gretna, to 30 kw E.R.P. and 262-foot antenna height a.a.t.; if granted this would provide a third 1 mv/m FM signal to some, but not all, of Danville (it is also stated that WMNA plans a still further increase, which would cover the entire city with a signal of that intensity). Piedmont relies on data concerning Danville's size and importance as the reason for making the assignment. Letters and other material from the Danville Chamber of Commerce and two other Danville civic organizations were filed, urging that Danville needs and deserves an FM channel. It is also urged that civil defense considerations would be served by the proposal; it is asserted that with no FM station in the large city of Danville there is a big gap in the Emergency Broadcast System for the State, and that Piedmont—which has been chosen by the Army Corps of Engineers and Civil Defense authorities as the prime civil defense station in the area—would immediately apply for operation at at least 50 kw E.R.P. to cover the entire area.

5. *WMNA-FM and its area of operation.* In opposing the proposed shift, WMNA urges that the service rendered by WMNA-FM is that envisaged by the Commission for Class C stations and channels, in that it is an "area" service, which could be even more effectively rendered with increased facilities such as those applied for and contemplated, which it could not obtain if shifted to a Class A channel. It is claimed that the station is not really a Gretna station only, but a "Gretna (population 900)—Chatham (population 1,822)—Altavista (population 3,299)—Brookneal (population 1,070)—Pittsylvania County (population 58,296)—Campbell County (population 32,958) station", serving as a local outlet for communities over a wide area (the first two communities are in Pittsylvania County, Chatham being the county seat, and the other two are in Campbell County). Service to adjacent Frank-

lin and Halifax counties is also claimed. WMNA and WMNA-FM, along with a daytime-only station at Altavista and a daytime-only station under construction at Chatham, represent the only broadcast stations and FM assignments in Pittsylvania and Campbell counties (although southern Pittsylvania County surrounds Danville, with the stations mentioned, and Campbell County is adjacent to Lynchburg, with several AM and FM stations). The other two counties mentioned have AM stations and FM assignments. The record shows that Chatham receives four FM signals (two Roanoke and one Martinsburg station); while it is not specifically covered in the record, it appears that Gretna and Altavista receive three each.

6. WMNA-FM operates with rather limited facilities (3 kw E.R.P. and 105-foot antenna height a.a.t., substantially less than the maximum for a Class A station); its 1 mv/m contour lies only about 9 miles from the transmitter.* In an application filed April 16, 1965 (BPH-4899) it seeks the increased facilities mentioned above; and it is stated that with these it can render more effective "area" service. It is stated that WMNA was put on the air in 1956, and WMNA-FM in 1959, by businessmen from all four of the communities mentioned (of the 12 directors, no more than 4 and no fewer than 2 come from each place), with service to these communities (not generally rendered by Danville stations) still the aim, rather than profit. It is stated that program service is provided of special interest to the various communities and the rest of the area, including farm and agricultural information for the large rural populations (e.g., the county agents of the four counties mentioned, high-school sports, and other special events from each of the four towns and rotating church services from three of them, a "swap shop" program featuring announcements from all of the towns, and similar programs). It is stated that in 1964 WMNA's AM and FM gross revenue came in percentages of from 25.9 percent to 17 percent from each of these communities, with 22.9 percent from elsewhere. There is reference to the separate programming of WMNA-FM—William and Mary College football games, Baltimore baseball, and religious and educational programs. It is stated that there are requests for public service announcements from places up to 35 miles away (Lynchburg, Charlotte Court House, etc.), and calls about the baseball broadcasts from points up to 68 miles away (Henderson, N.C.). It is claimed that WMNA could never get such coverage on a Class A channel, even with maximum facilities. Virginia-Carolina states that the hilly terrain west of Gretna would prevent service in that area for a Class A facility.

* Chatham, Gretna, and Altavista are located approximately on a line north of Danville, about 15, 25, and 35 miles respectively from that city. Brookneal is about 25 miles east of Gretna and 40 miles northeast of Danville.

It is also urged that—if permitted to remain on its Class C channel with increased facilities—WMNA-FM could serve as a key link in the Roanoke-Richmond leg of an FM relay network; and that already it has been rebroadcast by both fulltime Danville AM stations and other more distant stations.

7. WMNA's showing was supported in letters, resolutions, and other material including: (1) Letters from educational groups, churches, and a safety organization, at various places in Pittsylvania County, praising its service; and (2) letters, petitions, and resolutions from county boards, town councils, agricultural officials, chambers of commerce, and individuals in places served by WMNA-FM, praising its service and specifically opposing removing Channel 277 and forcing WMNA-FM to an "inferior" channel in the FM band.⁵

8. *Other arguments opposing the proposal.* WMNA and Virginia-Carolina advance a number of other arguments against the proposal. First, WMNA argues that the needs of Danville for FM service (in terms of population and existing AM services) are no greater now than they were in 1955 when Piedmont suspended FM operation and turned in the license for its station (Channel 250). It is asserted that the absence of FM in Danville is due to Piedmont's apathy, and that it would be highly inequitable to deal with WMNA—an FM pioneer which started WMNA-FM in 1959 to meet the need for full-time WMNA "area" service and to replace the loss of service when Piedmont ceased FM operation—by moving it to a Class A channel and giving its channel (which would be used no

⁵ The material mentioned in (2) came from the four communities mentioned, Pittsylvania and Campbell County Boards of Supervisors, and agricultural officials in these communities and Franklin County. Often, the letters and other material seemed to assume that WMNA-FM's present service area would be curtailed if it were forced to change frequency. As to the extent to which this might be true see paragraph 10, below. Other material, including the town and county resolutions, urged that it be permitted to remain on Channel 277 so that it could improve facilities as requested in its pending application mentioned above.

It appears that WMNA serves as a local outlet for Brookneal, which is further away, to a somewhat lesser extent than the other three communities, since it maintains telephones, and presents religious services on a rotating basis, from the other three places but not Brookneal. Also, it appears possible that the operation's connection with Brookneal and more distant places is based on its wider daytime AM coverage rather than its FM service area. For example, the AM station puts a signal of nearly 2 mv/m into Brookneal compared to about 140 uv/m for the FM, and a signal of nearly 0.5 mv/m into Charlotte Court House, compared to about 50 uv/m for the FM (determined on the basis of our records and § 73.333 of the rules). It is not stated what percentage of the station's separate FM revenue comes from the various communities, and the letter from the Brookneal Chamber of Commerce expressed the hope that WMNA-FM could increase power, "since we are located 25 miles away."

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more than 15 miles away),⁶ to a party which has either displayed apathy (Piedmont) or has done nothing for FM. Second, WMNA urges that WMNA-FM, with its 60-mile coverage and "area" service, already qualifies as a Class C station under the concepts of the Commission's rules, and would be even more so with its requested greater facilities; whereas, in the absence of a showing of wide area service needs and with emphasis by a Danville station on serving the needs of the local Danville population, a Class A channel would be more appropriate for Danville (it is pointed out that Lynchburg, larger than Danville in area and population, has only Class A assignments). It is pointed out that in other proceedings (e.g., Dockets 15341, 15256) we have assigned wide-area Class C channels to small communities like Gretna where (as is said to be the case here) wide coverage is necessary to make the station viable. It is urged that the public interest would be better served by an area Class C station (such as WMNA-FM would be) rather than a Class A Gretna station limited to the economic support available from that small community.⁷ Third, it is urged that the proposal would not bring quick FM service to Danville, since—with only one channel to be assigned—there will inevitably be a lengthy comparative hearing. Fourth, it is alleged that the proposal here, assigning only one channel to Danville, would result in an FM monopoly there and great competitive imbalance (assuming one of the AM licensees gets the channel, it would have an advantage over the others). Fifth, it is asserted that the proposed change would result in an imbalance of facilities as between the area around Danville and that around Lynchburg (there are six FM stations within 30 miles of Danville, five of them Class C, and no FM stations other than the two Lynchburg Class A

⁶ As we pointed out in the notice, to meet separations to the station at Dunn, N.C., Channel 277 would have to be used 10 miles or more north of Danville, or about 15 miles from WMNA-FM. Virginia-Carolina asserts that the proposal cannot be adopted since spacing to the "Danville reference point" is not met. This argument is without merit. We have in the past made FM assignments where the channel would have to be used some miles outside of the community, when there is a reasonable likelihood that a site meeting separation requirements would be available; and, on the basis of Piedmont's showing, we find that to be the case here.

⁷ With the facilities requested in its pending application, WMNA-FM claims to provide a 1 mv/m signal to 84,475 persons in 1,659 square miles, and a 50 uv/m signal to more than half a million persons in 14,191 square miles. WMNA quotes the rules describing large-facility stations—Class B in Zone I, Class C (as here) in Zone II—and points out that, whereas § 73.206(b)(2) describes a Class B station as one "designed to render service to a sizeable community, city, or town, or to the principal city or cities of an urbanized area, and to the surrounding area" (italics supplied), sec. 73.206(b)(4) describes a Class C station as one simply "designed to render service to a community, city, or town, and large surrounding area."

stations within 30 miles of that city). Sixth, it is urged that—because of the many drawbacks to the proposal just mentioned—the Commission has a duty to consider seriously other means of providing one or more Danville assignments, even though these do not meet the separation rules (see next paragraph). Other arguments by WMNA are mentioned later herein.

9. *Suggested alternatives to the proposal.* WMNA and Virginia-Carolina urge that—in view of the many drawbacks the proposal assertedly has—the Commission is under a duty, both in furtherance of the public interest and pursuing the objectives of section 307(b) of the Act, to consider other alternatives. It is said that court cases require the Commission to be flexible, and to consider waiver or modification of its rules when the public interest requires.⁸ Asserting that Danville needs two or more FM channels instead of the one proposed (which would create a monopoly), the parties urge that the following approaches should be considered (Virginia-Carolina urges this proceeding be enlarged into a general examination of possibilities in this area):

(a) Putting Danville and the rest of southern Virginia in Zone I instead of Zone II, by moving the dividing line from its present location cutting west-northwest across Virginia (approximately, Norfolk to Covington) south to the Virginia-North Carolina State line. This would shorten the separations applicable to Danville assignments. Virginia-Carolina, asserting that this change would make three Class A assignments in Danville possible, urges various advantages for such a move—efficient utilization of more channels, avoidance of a Danville FM monopoly, permitting assignments in other southern Virginia communities which are isolated and unusually dependent on FM especially at night, and avoiding the adverse impact on WMNA-FM. However, we note that Virginia-Carolina's engineering showing in this respect is deficient, in that it appears to assume that not only southern Virginia, but also all of North Carolina to the south, would be in Zone I (i.e., the spacings used in determining that three Class A assignments would thus become available at Danville were the spacings within Zone I, rather than those specified in the rules as applicable between stations in Zone I and those in Zone II (105 miles first adjacent channel C to A)). It does not appear that any of three channels suggested by Virginia-Carolina—252A, 288A, 292A—could be used at Danville if the proper across-the-zone-line spacings are used with respect to North Carolina assignments. Since most of the limitations in this area come from the large

⁸ WMNA: "Belatedly, to correct this situation [No Danville assignment in the FM table] calls for compromises and concessions on the part of any present Danville proponents and the Commission rather than an innocent third party FM pioneer that has already fought the good FM fight for more than 6 years."

number of stations existing in North Carolina at the time the separation rules were adopted, there is little reason to believe that this approach would make possible a Danville assignment or a substantial number of stations elsewhere in southern Virginia.

(b) Including all of the southeastern United States, east of the Mississippi, in Zone I, urged by WMNA because of the great population and industrial growth in this area recently as well as because of the particular facts here. This would cure the defect in the first alternative mentioned.

(c) Assign to Danville Channel 250, Piedmont's old channel, which was contained in the Tentative Table of Assignments until 1958 (WMNA regards this as less desirable than (a) or (b) because it would only supply one channel). This would not meet the standard separation requirements of the rules for new assignments. It would meet the criteria for permitting increases and site moves by existing short-spaced stations (§ 73.213); so operating, a station at Danville could under that section use 20 kw E.R.P. at an antenna height a.a.t. of 2,000 feet.

(d) Waiver of the mileage separation rules to the extent necessary for a new assignment, possibly with "equivalent protection" by directional operation (four television cases are cited as analogous).

10. *Coverage on Channel 292A as compared to coverage on Channel 277.* As indicated above, one of WMNA's contentions—aside from the fact that it would be precluded from the substantial increase in facilities applied for—is that it would never have the coverage on a Class A channel that it has now on 277, because of the more crowded assignments on Class A channels. The facts in this connection appear to be as follows: operating on a Class A channel such as 292A with 3 kw E.R.P. and the 262-foot antenna height a.a.t. applied for, on the basis of § 73.333 of the rules, the 1 mv/m contour would lie some 13 miles from its transmitter instead of about 9 miles at present, and would include Altavista in addition to Gretna and Chatham now encompassed (it would lie about 14 miles out if maximum antenna height of 300 feet a.a.t. were used.) WMNA-FM would put a signal of around 290 uv/m (350 uv/m with 300 feet) over Brookneal, some 23 miles from its transmitter, compared to about 140 uv/m at present. Its 50 uv/m contour would lie about 45 miles out (or 47 miles using maximum antenna height) compared to about 36 miles at present.

11. On the basis of the material referred to in paragraph 6, above, WMNA claims an FM service range of 60 plus miles. We do not believe that a telephone inquiry from a point 68 miles away indicates that a station with such limited facilities renders a significant or widely useable service at or near that distance, which would mean a signal strength of considerably less than 50 uv/m. With respect to some of the claims of service to distant places, it is not clear whether

they refer to FM or the wider AM coverage area (see footnote 5, above). However, because some other assignments on the same and adjacent channels are either unoccupied or used by stations with small facilities, WMNA-FM does have a fairly wide "interference-free" area, including the four towns mentioned above. It appears that the station may render some service, in areas where terrain and local reception conditions are favorable, out to about its 50 uv/m contour, or about 35 miles.

12. Of the three Class A channels proposed alternatively herein for assignment to Gretna, it appears that Channel 292A is the least crowded, with no co-channel assignments within 100 miles (the closest is an existing station at Welch, W. Va., about 125 miles away). The chief limitations from other stations would come from Class B and C stations on first adjacent channels, at Richmond, Va. and Wilson and Salisbury, N.C., respectively about 11, 117, and 110 miles from Gretna. These stations all operate with relatively modest facilities, and if WMNA-FM employs maximum Class A facilities on Channel 292A their present operations would limit its coverage very little, compared to the 35-mile radius mentioned above. Of course these stations can increase facilities under our rules; and if they do WMNA-FM would be limited—in their directions—to a shorter distance. For example, on the basis of the signal-strength ratios used in developing the mileage-separation rules (and set forth for educational stations in the note to § 1.573 of the rules), the Richmond station operating with maximum Class B facilities (50 kw E.R.P. and 500-foot antenna height a.a.t.) would limit WMNA-FM's coverage to about 24 miles from the transmitter in the direction toward Richmond. The Wilson and Salisbury stations, if they operated with the largest facilities it appears likely they would have (such as 100 kilowatts and 1,000 feet), would create limitations in their directions in the same order. However, even under these conditions WMNA-FM would of course provide good service to three of its communities, and even at Brookneal (more distant) its signal if using maximum facilities would be well over twice that of the Richmond station (about 112 mv/m), which would be the strongest limiting signal in that locality.

Conclusions. 13. In reaching our decision herein, at the outset we conclude that all of the suggested alternative means of providing a Danville assignment—set out in paragraph 9, above—must be rejected. The fact that Channel 250 was assigned in Danville more than a decade ago, under a completely different method of making FM assignments, is no reason why it should be reassigned there now, when such a move would involve drastic violation of our separation rules (105 miles compared to 180 miles to a cochannel station at Concord, N.C., and serious adjacent-channel shortages). We have not permitted, and do not now consider favorably, creating such serious short-spaced situations as far as

new assignments are concerned. The serious short spacings which would be involved in any other assignment to Danville (usually in the order of 30 miles or more, and usually involving more than one short spacing) likewise make consideration of another assignment on a waiver or "equivalent protection" basis inappropriate, at least as long as Channel 277 can be assigned consistent with the rules. We have stated the reasons for the mileage-separation policy elsewhere and need not report them here.⁶ As mentioned earlier, the suggested change in the Zone I-Zone II line to the Virginia-North Carolina boundary will not in fact make possible the specific assignments claimed for it in the record, and there is little reason to believe that such a change would result in significant advantages generally. As to a general reduction in spacings in the southeastern area (such as using Zone I spacings), there is no showing that this would yield substantial overall benefits, and it is not appropriate to undertake the extensive exploration which would be required on the basis of one particular situation. As long as an assignment can be made consistent with existing rules, there is not sufficient reason to undertake such an inquiry. Therefore, in our judgment this matter must be decided under existing FM allocation principles.

14. One of WMNA's arguments is that a Class C channel is more appropriate for it, with its "area" service and need for wide coverage for economic reasons, than for Danville. We need not rule upon this argument, since it is not a question of the appropriateness of a Class C as compared to a Class A channel at Danville, but of making any Danville assignment at all. However, in passing we observe that WMNA's argument along this line is incorrect. While the rules may not be entirely clear on the point, in preparing the FM Table and subsequent FM assignment actions it has been our general policy to assign wide-coverage Class B and Class C channels to the larger centers and Class A channels to the smaller communities. We have made exceptions, as where a small community is the center of a large area rather remote from large population centers; but were it a question of assigning FM channels in this area *de novo* Danville would clearly be the choice for the Class C assignment. The reasons for this policy are two: the larger centers are more likely to be of economic, cultural, and other significance to persons in a larger area; and stations located there, able to draw on a larger base of economic support, are more likely to construct and

operate substantial facilities from a technical standpoint, making full use of the channel assignment.

15. After careful consideration of all of the matters of record, we are of the view that the proposal should be adopted, Channel 277 reassigned to Danville and Channel 292A—which appears to be the least crowded of the three FM channels proposed—assigned to Gretna. The size and importance of Danville clearly warrant a first FM assignment, at least as long as an adequate substitute can be found. While Danville has two fulltime AM stations, it should also have the benefit of a local FM outlet, especially since these stations are directionalized at night and do not serve areas around Danville in some directions.

16. In reaching this conclusion, we recognize the nature of WMNA-FM's service, which is perhaps rather unusual for a station with its limited facilities, serving to a large extent as a local outlet for three fairly widely separated communities and, to a lesser extent, for a fourth, and covering a fairly wide area. However, as pointed out above (paragraphs 10-12) it can largely fulfill the same function on Channel 292A, since as long as adjacent-channel stations continue to operate with their present facilities it should have approximately the same service area it has now. Even if they should increase to maximum or near-maximum levels it would still have a substantial coverage area, and, of course, operating with maximum or near-maximum Class A facilities it will provide a stronger signal, and thus better service where interference is not a factor, than it does now. It is true that WMNA will be precluded from getting the improved facilities sought in its application; but instead there will be an additional and highly desirable assignment available. A Danville station may be expected to propose facilities at least as great as those specified in WMNA's application. As to economic considerations, these of course are relevant only if they affect the public interest. There is no reason to believe that the situation of WMNA or WMNA-FM will be seriously jeopardized if it operates on Channel 292A. As has been customary in cases where existing stations are required to change channels, the party ultimately becoming the Danville FM permittee will be expected to reimburse WMNA for the reasonable costs involved in changing channels.

17. The other arguments mentioned may be disposed of briefly. Equitable considerations, claimed by WMNA, must of course give way to the public interest which is clearly served by making the new assignment. While making a single assignment in Danville will create an FM monopoly as far as local service is concerned, it is still preferable to no assignment at all; and we do not consider possible "imbalance" among the AM licensees (assuming one of them becomes the grantee) a serious consideration which should stand in the way of the highly desirable allocation. The fact that service may be delayed if there is

⁶ See third report, memorandum opinion and order in Docket 14185, Aug. 1, 1963, FCC 63-735, 28 F.R. 8077, 23 R.R. 1859, pars. 6-10; Rock Hill, S.C., RM-674, FCC 65-387, 5 R.R. 2d 1564. In the fourth report and order in Docket 14185 (FCC 64-919, 29 F.R. 14110, 3 R.R. 2d 1571) we set forth the distinction between permitting increases in facilities of previously authorized short-spaced stations, and creating new shortages by new assignments or moves of stations. See pars. 34 and 38.

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a comparative hearing is no reason not to make a start toward bringing it in the fairly near future if not immediately. The facts that Lynchburg has only Class A stations, and that the area around Danville has more stations than that around Lynchburg, are immaterial in light of the obvious need for the substantial center of Danville to have an FM station.

18. *Other matters.* The Piedmont and WMNA pleadings contain other matters not relevant to the resolution of the proceeding, including an assertion by WMNA that the proceeding is of doubtful validity because of alleged improper ex parte contacts between a representative of Piedmont and the Commission or its staff before the proceeding was begun. These assertions are patently irrelevant and of no significance. Assuming the ex parte contact occurred as intimated, there is nothing improper in Commission personnel discussing with broadcasters—before a proceeding is begun—possible means of achieving desirable allocations, even if they involve shifting another station which during its more than 5 years of operation up till then (early 1965) had demonstrated no interest in using more than Class A facilities. The ensuing rule making proceeding has been conducted entirely on the record, and all parties have had a chance to express their views and reply to the views of others. WMNA also requests oral argument in this proceeding. This request must be denied. Oral arguments are never held in proceedings of this kind. WMNA has had full opportunity to present its case, and its detailed arguments and factual showings have been fully considered.

19. The foregoing discussion has assumed that WMNA-FM will henceforth operate on Channel 292A, which we assign to Gretna herein, and its license is being renewed accordingly, subject to the usual technical conditions where a change in channel is involved. The station may wish to compete for Channel 277, which we are making a Danville assignment, along with whatever other applicants seek the facility on that channel. We believe it appropriate to permit WMNA-FM to continue on Channel 277 for a brief period, or until after a construction permit is issued to another party for Channel 277. We are specifying that it may so operate for a period of 120 days or until 45 days after such a CP is issued, whichever is later. If

WMNA decides to compete for this assignment on a permanent basis and files an appropriate application, of course, in any comparative proceeding, no weight can be given to the fact that it is operating and continuing on the channel.¹⁹

20. With respect to WMNA's pending application to increase facilities on Channel 277 (BPH-4899), this cannot be granted since the station no longer has anything more than temporary operating authority on the channel, and if WMNA elects to compete for the Danville assignment this would amount to an undesirable prejudgment of any comparative proceeding which may result. However, the improvement in service which would result is clearly to be desired. Therefore, the following procedures will apply: (1) The application may be amended to specify Channel 292A and facilities up to the maximum for a Class A station (for example, the antenna height now proposed of 262 feet, a.a.t.); (2) if WMNA formally signifies its intention not to apply for Channel 277 on a permanent basis, or does not apply before any other applications which may be filed are designated for hearing, its application will be granted on Channel 277 on a temporary basis, with the understanding that it will change to Channel 292A, and reduce power, at the date mentioned above when it is required to give up Channel 277.

21. In view of the foregoing: *It is ordered, That:*

(a) Effective December 1, 1966, § 73.202 of the Commission's rules and regulations, the FM Table of Assignments, is amended, with respect to the communities listed below, to read as follows:

City	Channel No.
Danville, Va.	277
Gretna, Va.	292A

(b) Effective December 1, 1966, the license of Station WMNA-FM, Gretna, Va., is modified to specify operation on Channel 292A instead of Channel 277, subject to the following conditions:

(1) The licensee shall notify the Commission in writing by November 15, 1966,

¹⁹ In a sense, this gives WMNA a "straddle" position, allowing it to compete for one channel and at the same time be assured of getting another if it should lose. Under the circumstances here, where the channel shift is on the Commission's own motion rather than at the instance of the licensee—and where other Class A channels can be assigned to the Gretna area if there is demand therefor—this course is appropriate.

of its acceptance of this modification, which if it so requests will be without prejudice to its right to prosecute an application for Channel 277, assigned to Danville as indicated above (but with the understanding that if such application is filed and granted, Central Virginia Broadcasting Co. and its principals must thereupon divest themselves of any interest in WMNA-FM, Gretna);

(2) WMNA-FM may continue to operate under temporary authority on Channel 277 for a period of 120 days from release of this document or until 45 days after a construction permit is issued to another party for facilities on that channel, whichever is later; but if Central Virginia Broadcasting Co. or its principals file an application for Channel 277 as assigned to Danville, in any hearing with other applications for such facilities no significance will be attached to the fact that WMNA-FM is operating on Channel 277;

(3) By a date at least 30 days before it plans to commence operation on Channel 292A, or within 30 days following notification by the Commission that its operating authority on Channel 277 is about to terminate pursuant to subparagraph (b) (2), above, the licensee shall submit to the Commission the technical information normally required for the issuance of a construction permit for operation on Channel 292A, including any changes in antenna and transmission line; and within 30 days following Commission authorization of interim operating authority on Channel 292A the licensee shall submit the measurement data normally required of an applicant for an FM station license;

(c) The application of Central Virginia Broadcasting Co. for increase in the facilities of WMNA-FM on Channel 277 (BPH-4899) will be held pending, pending the developments outlined in paragraph 20, above.

(d) This proceeding (Docket No. 15987) is terminated.

(Sec. 4, 48 Stat. 1066, as amended; 47 U.S.C. 154. Interprets or applies sec. 303, 48 Stat. 1082, as amended; 47 U.S.C. 303)

Adopted: October 20, 1966.

Released: October 24, 1966.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] BEN F. WAPLE,
Secretary.

[F.R. Doc. 66-11729; Filed, Oct. 26, 1966;
8:49 a.m.]

Proposed Rule Making

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[43 CFR Subpart 3107.1]

PUBLIC DOMAIN LEASING

Oil and Gas Exploration Operations

Basis and purpose. Notice is hereby given that the proposed regulations for the issuance of geophysical exploration licenses heretofore published in the **FEDERAL REGISTER** on September 4, 1965 (30 F.R. 11355), are hereby withdrawn. In lieu thereof, and pursuant to the authority vested in the Secretary of the Interior by section 2478 of the Revised Statutes (43 U.S.C. sec. 1201), it is proposed to add a new subpart, relating to oil and gas exploration operations to Title 43, Code of Federal Regulations.

The purpose of the proposed new subpart is to establish a procedure to be followed in conducting exploration of the public lands for oil and gas. Those desiring to conduct such operations would be required to file the prescribed "Notice of Intent to Conduct Oil and Gas Exploration Operations," which contains the terms and conditions under which such operations may be conducted. Such parties would be required to file a surety company bond to secure the faithful and full compliance with the terms and conditions set out in the aforementioned "Notice of Intent to Conduct Oil and Gas Exploration Operations". Upon completion of such operations it would be necessary for the party to file similarly, the prescribed "Notice of Completion of Oil and Gas Exploration Operations" for the purpose of obtaining a release of the bond. Examples of acceptable forms of the notice herein mentioned with the prescribed terms and conditions are appended to this subpart.

It is the policy of the Department of the Interior whenever practicable, to afford the public an opportunity to participate in the rule making process. Accordingly, interested persons may submit written comments, suggestions, or objections with respect to the proposed regulations to the Bureau of Land Management, Washington, D.C., within 30 days of the date of publication of this notice in the **FEDERAL REGISTER**.

Subpart 3107—Oil and Gas Exploration Operations

§ 3107.01 Purpose.

The purpose of the regulations in this Subpart 3107 is to establish procedures to be followed in conducting exploration of the public land for oil and gas. For exploratory operations for other leasable minerals, the lease or permit required by the appropriate regulations must be secured. The regulations in this sub-

part are not applicable to exploration operations conducted pursuant to oil and gas lease, and also are not applicable to the exploration of public domain lands for minerals subject to location under the United States mining laws.

§ 3107.05 Definitions.

For the purpose of the regulations in this subpart:

(a) "Oil and gas exploration" means any activity, relating to the search for evidence of oil and gas which requires physical presence upon the land and which may result in damage to public lands or resources thereon. It includes, but is not limited to, geophysical operations, construction of roads and trails, and cross-country transit by vehicle over public domain. It does not include core drilling or other forms of drilling for subsurface geologic information or drilling for oil and gas; these activities will only be authorized by the issuance of an oil and gas lease. The regulations in this subpart, however, are not intended to prevent drilling operations necessary for placing explosive charges for seismic exploration, nor do they affect the exclusive right to "drill" for oil and gas by a lessee upon his leased premises.

(b) "Public Lands" means lands owned by the United States and administered by the Bureau of Land Management. It does not include retained mineral interests in lands, title to which has passed from the United States.

§ 3107.1-1 Notice of intent to conduct oil and gas exploration operations.

(a) Any person desiring to conduct oil and gas exploration operations under the regulations of this subpart shall, prior to entry upon the lands, file with the District Manager of the Bureau of Land Management for the district in which the public lands are located a "Notice of Intent to Conduct Oil and Gas Exploration Operations."

(b) The "Notice of Intent to Conduct Oil and Gas Exploration Operations" will contain the following:

(1) The name and address, including zip code, both of the person, associate, or corporation for whom the operations will be conducted and of the person who will be in charge of the actual exploration activities.

(2) A statement that the signer agrees that exploration operations must be conducted pursuant to the terms and conditions listed on the form attached to the regulations in this subpart.¹

(c) A brief description of the type of operations which will be undertaken.

(d) A description of the lands to be explored, by townships.

(e) Approximate date of commencement of operations.

§ 3107.1-2 Bond.

Simultaneously with the filing of the Notice of Intent to Conduct Oil and Gas Exploration Operations, and before entry is made on the land, the party or parties filing the "Notice of Intent to Conduct Oil and Gas Exploration Operations" must file with the District Manager a surety company bond in the amount of \$5,000, conditioned upon the full and faithful compliance, for each oil and gas exploration operation, with all of the terms and conditions of the regulations in this subpart and of that notice, or a statewide bond in the amount of \$25,000 covering all oil and gas exploration operations in the same State, or a \$50,000 nationwide bond. Holders of nationwide and statewide oil and gas lease bonds shall be permitted to amend their bonds to include exploration activities in lieu of furnishing additional bonds.

§ 3107.1-4 Completion of operations.

Upon completion of the exploratory operations, there shall be filed with the District Manager a "Notice of Completion of Oil and Gas Exploration Operations." Within 90 days after the filing of such "Notice of Completion," the District Manager shall notify the party who had conducted the operations whether all of the terms and conditions set out by the regulations in this subpart and in the "Notice of Intent to Conduct Oil and Gas Exploration Operations" have been complied with, or whether any additional measures must be taken to rectify any damage to the land, specifying the nature and extent thereof.

§ 3107.1-5 Consent to release of bond: termination of liability thereunder.

The District Manager will not give his consent to the cancellation of the bond, if an individual bond was submitted, or to the termination of liability if a State or nationwide bond was submitted, unless and until all of the terms and conditions of the "Notice of Intent to Conduct Oil and Gas Exploration Operations" have been complied with. Should the District Manager or any other authorized officer of the Bureau of Land Management fail to notify the party within 90 days from the filing of the "Notice of Completion" that all terms and conditions have been complied with or that additional corrective measures must be taken to rehabilitate the land, liability under an individual bond shall automatically terminate on the 91st day.

OCTOBER 21, 1966.

HARRY R. ANDERSON,
Assistant Secretary of the Interior.

[F.R. Doc. 66-11688; Filed, Oct. 26, 1966;
8:45 a.m.]

¹ Form filed as part of original document.

DEPARTMENT OF AGRICULTURE

Consumer and Marketing Service

[7 CFR Part 905]

ORANGES, GRAPEFRUIT, TANGERINES, AND TANGELOS GROWN IN FLORIDA

Approval of Expenses and Fixing of Rate of Assessment for 1966-67 Fiscal Period

Consideration is being given to the following proposals submitted by the Growers Administrative Committee, established under marketing agreement, as amended, and Order No. 905, as amended (7 CFR Part 905), regulating the handling of oranges, grapefruit, tangerines, and tangelos grown in Florida, effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), as the agency to administer the terms and provisions thereof:

(a) That expenses that are reasonable and likely to be incurred by the Growers Administrative Committee during the period August 1, 1966, through July 31, 1967, will amount to \$140,000.

(b) That the rate of assessment for such period, payable by each handler in accordance with § 905.41, be fixed at \$0.005 per standard packed box.

(c) Terms used in the amended marketing agreement and order shall, when used herein, have the same meaning as is given to the respective term in said amended marketing agreement and order.

All persons who desire to submit written data, views, or arguments in connection with the aforesaid proposals should file the same, in quadruplicate, with the Hearing Clerk, U.S. Department of Agriculture, Room 112, Administration Building, Washington, D.C. 20250, not later than the 10th day after the publication of this notice in the *FEDERAL REGISTER*. All written submissions made pursuant to this notice will be made available for public inspection at the office of the Hearing Clerk during regular business hours (7 CFR 1.27(b)).

Dated: October 21, 1966.

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

[F.R. Doc. 66-11704; Filed, Oct. 26, 1966; 8:47 a.m.]

POST OFFICE DEPARTMENT

[39 CFR Part 33]

METERED STAMPS

Meter License

Notice is hereby given of proposed rule making consisting of a proposed amendment to Part 33 of Title 39, Code of Federal Regulations. The proposed amendment to § 33.2 will prescribe that the records relating to meter transactions of a postage meter in the custody of a licensee must be available for examination and audit by authorized employees of the Post Office Department.

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tion and audit by authorized employees of the Post Office Department.

Although the procedures in 39 CFR Part 33 relate to a proprietary function of the Government, it is the desire of the Postmaster General voluntarily to observe the rule-making requirements of the Administrative Procedure Act (5 U.S.C. 1003) in order that patrons of the Postal Service may have an opportunity to comment on the proposed amendment. Written data, views, and arguments may be filed with the Director, Classification and Special Services Division, Bureau of Operations, Post Office Department, Washington, D.C. 20260, at any time prior to the 30th day following the date of publication of this notice in the *FEDERAL REGISTER*.

It is proposed to redesignate present paragraph (b) as paragraph (c) and insert the proposed new requirement as paragraph (b) in lieu thereof.

§ 33.2 Meter license.

(b) *Responsibilities of licensee.* (1) After a meter has been delivered to a licensee, he must keep it in his custody until turned over to the authorized manufacturer or to the post office. Tampering with or misuse of a meter is punishable by law.

(2) The meters in the custody of the licensee and his records relating to meter transactions must be available for examination and audit by authorized audit and inspection personnel of the Post Office Department.

NOTE: The corresponding Postal Manual section is 143.22.

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

TIMOTHY J. MAY,
General Counsel.

OCTOBER 24, 1966.

[F.R. Doc. 66-11711; Filed, Oct. 26, 1966; 8:48 a.m.]

FEDERAL AVIATION AGENCY

[14 CFR Part 71]

[Airspace Docket No. 66-CE-80]

TRANSITION AREA

Proposed Designation

The Federal Aviation Agency is considering an amendment to Part 71 of the Federal Aviation Regulations which would designate controlled airspace in the Albert Lea, Minn., terminal area.

The Federal Aviation Agency, having completed a comprehensive review of the terminal airspace structural requirements in the Albert Lea, Minn., terminal area, as a result of the development of a public-use instrument approach procedure utilizing an "H" facility at the Albert Lea Municipal Airport as a navigational aid, proposes the following airspace action: Designate the Albert Lea, Minn., transition area as that airspace extending upward from 700 feet above the surface within a 5-mile radius of Albert Lea Municipal Airport (latitude 43°40'50" N., longitude 93°22'05" W.) and within 2 miles each side of the 345°

bearing from Albert Lea Municipal Airport, extending from the 5-mile radius area to 8 miles N of the airport; and that airspace extending upward from 1,200 feet above the surface within 5 miles E and 8 miles W of the 165° and 345° bearings from Albert Lea Municipal Airport, extending from 6 miles S to 12 miles N of the airport, excluding the portion which overlies the Hope, Minn., transition area.

The proposed 700 foot floor transition area will provide controlled airspace protection for aircraft executing prescribed instrument approach and departure procedures during descent from 1,500 to 700 feet above the surface and during climb from 700 to 1,200 feet above the surface. The proposed 1,200 foot floor transition area will provide controlled airspace protection for that portion of the instrument approach procedure executed at and above 1,500 feet above the surface. It would also provide this protection for the holding pattern at Albert Lea Municipal Airport.

The floors of airways that traverse the transition area proposed herein will automatically coincide with the floor of the transition area. A new approach procedure is to be established. Therefore, no procedural changes will be effected in conjunction with the actions proposed herein.

Specific details of this proposal may be examined by contacting the Chief, Standards and Airspace Branch, Air Traffic Division, 601 East 12th Street, Kansas City, Mo. 64106.

Interested persons may submit such written data, views, or arguments as they may desire. Communications should be submitted in triplicate to the Director, Central Region, Attention: Chief, Air Traffic Division, Federal Aviation Agency, 601 East 12th Street, Kansas City, Mo. 64106. All communications received within 45 days after publication of this notice in the *FEDERAL REGISTER* will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Agency officials may be made by contacting the Regional Air Traffic Division Chief. 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 public docket will be available for examination by interested persons in the office of the Regional Counsel, Federal Aviation Agency, 601 East 12th Street, Kansas City, Mo. 64106.

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

Issued at Kansas City, Mo., on October 13, 1966.

DANIEL E. BARROW,
Acting Director, Central Region.
[F.R. Doc. 66-11676; Filed, Oct. 26, 1966; 8:46 a.m.]

[14 CFR Part 71]

[Airspace Docket No. 66-WE-67]

TRANSITION AREA

Proposed Designation

The Federal Aviation Agency is considering an amendment to Part 71 of the Federal Aviation Regulations which would designate controlled airspace in the Kingman, Ariz., terminal area.

In the early part of 1967, the FAA will commission a TVOR on the Kingman Municipal Airport, Kingman, Ariz. To provide controlled airspace for instrument operations utilizing the new facility, the FAA proposes the following airspace action: Designate the Kingman, Ariz., transition area as that airspace extending upward from 700 feet above the surface within a 5-mile radius of the Kingman Municipal Airport (latitude 35°15'31" N., longitude 113°56'20" W.); within 2 miles each side of the Kingman VOR 025° radial, extending from the 5-mile radius area to 7 miles NE of the VOR; that airspace extending upward from 1,200 feet above the surface within 5 miles each side of the Kingman VOR 115° radial, extending from the VOR to 74 miles SE of the VOR; within 5 miles SW and 8.5 miles NE of the Kingman VOR 115° radial, extending from the VOR to 19 miles SE of the VOR, and within 5 miles SE and 9 miles NW of the Kingman VOR 025° and 205° radials, extending from 38 miles NE to 13 miles SW of the VOR.

The 700-foot and 1,200-foot floor transition areas are required to provide controlled airspace protection for aircraft executing prescribed instrument approach, departure, and holding procedures utilizing the Kingman TVOR.

Interested persons may participate in the proposed rule making by submitting such written data, views, or arguments as they may desire. Communications should be submitted in triplicate to the Director, Western Region, Attention: Chief, Air Traffic Division, Federal Aviation Agency, 5651 West Manchester Avenue, Post Office Box 90007, Airport Station, Los Angeles, Calif. 90009. 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 public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Agency officials may be made by contacting the Regional Air Traffic Division Chief. 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.

A public Docket will be available for examination by interested persons in the office of the Regional Counsel, Federal Aviation Agency, 5651 West Manchester Avenue, Los Angeles, Calif. 90045.

This amendment is proposed under the authority of section 307(a) of the Fed-

eral Aviation Act of 1958, as amended (72 Stat. 749; 49 U.S.C. 1348).

Issued in Los Angeles, Calif., on October 19, 1966.

JOSEPH H. TIPPETS,
Director, Western Region.

[F.R. Doc. 66-11677; Filed, Oct. 26, 1966;
8:46 a.m.]

[14 CFR Part 71]

[Airspace Docket No. 66-CE-77]

TRANSITION AREA

Proposed Designation

The Federal Aviation Agency is considering an amendment to Part 71 of the Federal Aviation Regulations which would alter controlled airspace in the Marshalltown, Iowa, terminal area.

The Federal Aviation Agency, having completed a comprehensive review of the terminal airspace structural requirements in the Marshalltown terminal area as a result of the planned installation by the City of Marshalltown, Iowa, of an "MH" facility to serve the Marshalltown Municipal Airport and the development of a public-use instrument approach procedure utilizing this facility as a navigational aid, proposes the following airspace action: Designate the Marshalltown, Iowa, transition area as that airspace extending upward from 700 feet above the surface within a 6-mile radius of Marshalltown, Iowa, Municipal Airport (latitude 42°06'45" N., longitude 92°54'50" W.) and within 2 miles each side of the 315° bearing from Marshalltown Municipal Airport, extending from the 6-mile radius area to 8 miles NW of the airport; and that airspace extending upward from 1,200 feet above the surface within 5 miles NE and 8 miles SW of the 315° bearing from Marshalltown Municipal Airport, extending from the airport to 12 miles NW of the airport, excluding the airspace within the Waterloo, Iowa, transition area.

The proposed 700 foot floor transition area will provide controlled airspace protection for aircraft executing the prescribed instrument approach procedure during descent from 1,200 to 700 feet above the surface. It will also provide protection for departing aircraft during climb from 700 to 1,200 feet above the surface. The proposed 1,200 foot floor transition area will provide airspace protection for that portion of the instrument approach procedure conducted at or above 1,500 feet above the surface.

The proposed instrument approach procedure will be made effective concurrently with the designation of the proposed transition area.

The floors of the airways which would traverse the transition area proposed herein would automatically coincide with the floors of the transition area. Since a new approach procedure is to be established, no procedural changes will be effected in conjunction with the action proposed herein.

Specific details concerning the new approach procedure may be examined by contacting the Chief, Airspace Section, Air Traffic Division, Central Region, Federal Aviation Agency, 601 East 12th Street, Kansas City, Mo. 64106.

Interested persons may submit such written data, views, or arguments as they may desire. Communications should be submitted in triplicate to the Director, Central Region, Attention: Chief, Air Traffic Division, Federal Aviation Agency, Federal Building, 601 East 12th Street, Kansas City, Mo. 64106. All communications received within 45 days after publication of this notice in the *FEDERAL REGISTER* will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Agency officials may be made by contacting the Regional Air Traffic Division Chief. 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 public docket will be available for examination by interested persons in the Office of the Regional Counsel, Federal Aviation Agency, Federal Building, 601 East 12th Street, Kansas City, Mo. 64106.

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

Issued at Kansas City, Mo., on October 12, 1966.

DANIEL E. BARROW,
Acting Director, Central Region.

[F.R. Doc. 66-11678; Filed, Oct. 26, 1966;
8:46 a.m.]

[14 CFR Part 71]

[Airspace Docket No. 66-CE-78]

TRANSITION AREA

Proposed Designation

The Federal Aviation Agency is considering an amendment to Part 71 of the Federal Aviation Regulations which would designate controlled airspace in the Olney, Ill., terminal area.

The Federal Aviation Agency, having completed a comprehensive review of the terminal airspace structural requirements in the Olney, Ill., terminal area, proposes the following airspace action: Designate the Olney, Ill., transition area as that airspace extending upward from 700 feet above the surface within a 5-mile radius of Olney-Noble Airport, Olney, Ill. (latitude 38°43'20" N., longitude 88°10'25" W.); and within 2 miles each side of the 223° bearing from Olney-Noble Airport, extending from the 5-mile radius area to 8 miles SW of the airport; and that airspace extending upward from 1,200 feet above the surface within 5 miles NW and 8 miles SE of the

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[14 CFR Part 73]

[Airspace Docket No. 66-EA-72]

RESTRICTED AREA

Proposed Alteration

223° bearing from the Olney-Noble Airport, extending from the airport to 12 miles SW of the airport, excluding the airspace within the Evansville, Ind., transition area.

The proposed transition area is being developed for the protection of aircraft executing a new public instrument approach procedure to serve the Olney-Noble Airport, Olney, Ill., using the "MH" facility which the Airport Authority proposes to install.

The proposed transition area will provide protection for aircraft executing the prescribed instrument approach procedure during descent to 700 feet above the surface. It will also provide protection for departing aircraft during climb from 700 to 1,200 feet above the surface.

The floors of airways that traverse the transition area proposed herein will automatically coincide with the floor of the transition area. A new approach procedure is to be established. Therefore, no procedural changes will be effected in conjunction with the actions proposed herein.

Specific details of this proposal may be examined by contacting the Chief, Standards and Airspace Branch, Air Traffic Division, 601 East 12th Street, Kansas City, Mo. 64106.

Interested persons may submit such written data, views, or arguments as they may desire. Communications should be submitted in triplicate to the Director, Central Region, Attention: Chief, Air Traffic Division, Federal Aviation Agency, 601 East 12th Street, Kansas City, Mo. 64106. All communications received within 45 days after publication of this notice in the *FEDERAL REGISTER* will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Agency officials may be made by contacting the Regional Air Traffic Division Chief. 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 public Docket will be available for examination by interested persons in the office of the Regional Counsel, Federal Aviation Agency, 601 East 12th Street, Kansas City, Mo. 64106.

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

Issued at Kansas City, Mo., on October 12, 1966.

DANIEL E. BARROW,
Acting Director, Central Region.

[F.R. Doc. 66-11679; Filed, Oct. 26, 1966;
8:47 a.m.]

[14 CFR Parts 121, 127]

[Docket No. 7052; Notice 66-38]

CERTAIN RECORD RETENTION PERIODS

Proposed Reduction

The Federal Aviation Agency is considering an amendment to Part 73 of the Federal Aviation Regulations that would alter Restricted Area R-5801, Chambersburg, Pa.

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, Eastern Region, Attention: Chief, Air Traffic Division, Federal Aviation Agency, Federal Building, John F. Kennedy International Airport, Jamaica, N.Y. 11430. All communications received within 45 days after publication of this notice in the *FEDERAL REGISTER* will be considered before action is taken on the proposed 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.

The U.S. Army has informed the Federal Aviation Agency that the size of R-5801 must be increased to insure adequate safety clearance for the explosive burning and demolition activities which are conducted within the area. The Army states that the requirement for an increase in the size of the area has resulted because of accelerated activity which could result in fragments going beyond the existing limits. To satisfactorily contain the hazard described above the Army has requested that the radius of R-5801 be increased from 3,000 feet to 5,000 feet.

If this action is taken the boundaries of R-5801 Chambersburg, Pa., will be changed to read "A circular area with a 5,000-foot radius centered at latitude 39°59'44" N., longitude 77°43'55" W."

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

Issued in Washington, D.C., on October 20, 1966.

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

[F.R. Doc. 66-11680; Filed, Oct. 26, 1966;
8:47 a.m.]

[14 CFR Parts 121, 127]

[Docket No. 7052; Notice 66-38]

CERTAIN RECORD RETENTION PERIODS

Proposed Reduction

The Federal Aviation Agency is considering amending Parts 121, and 127 of the Federal Aviation Regulations to require holders of operating certificates issued under those parts to keep flight recorder records, load manifests, dispatch or flight releases, airworthiness releases, pilot route certifications, and flight plans for 30 days instead of the periods now required (varying from 60 days to 6 months); and to add a new requirement that the certificate holder must keep these records for a particular flight or series of flights for periods of longer than 30 days upon the request of the Administrator or the Civil Aeronautics Board.

Interested persons are invited to participate in the making of the proposed rule by submitting such written data, views, or arguments as they may desire. Communications should identify the regulatory docket or notice number and be submitted in duplicate to the Federal Aviation Agency, Office of the General Counsel, Attention: Rules Docket, 800 Independence Avenue, SW., Washington, D.C. 20553. All communications submitted on or before December 30, 1966, will be considered by the Administrator before taking action on the proposed rule. The proposals contained in this notice may be changed in the light of comments received. All comments submitted will be available, both before and after the closing date for comments, in the Rules Docket for examination by interested persons.

At present, § 121.343(c) requires each certificate holder to keep the recorded information from flight recorders for at least 60 days and for a longer period upon the request of the Administrator or the Civil Aeronautics Board for a particular flight or series of flights. Section 121-695(b) now requires each domestic or flag air carrier to keep for at least 3 months copies of load manifests, dispatch releases, and flight plans. Section 121-697(d) now requires each supplemental air carrier or commercial operator to keep at its operations base for at least 6 months the originals or copies of load manifests, flight releases, airworthiness releases, pilot route certifications, and flight plans. Section 121.711 now requires each domestic or flag air carrier to make and keep for at least 30 days a record of each en route radio contact between the air carrier and its pilots. Section 127.307(b) now requires each air carrier (helicopter) to keep for at least 60 days copies of load manifests and flight releases.

In Advisory Circular 90-26 (issued July 1, 1965), the Agency announced that

it was reducing the retention period for ATC voice recordings and flight progress strips to 15 days, and that the Agency would save thousands of dollars annually by shortening the retention period. Although the Agency had kept these records for 30 days, it was found that they were seldom consulted after 15 days, unless connected with a specific incident or accident. The Agency advised persons who want information on an incident from these records to make sure that their requests reach the ATC facility concerned within 15 days after the incident occurs.

Several months after AC 90-26 was issued, the Air Transport Association (ATA), on behalf of its member airlines, requested that §§ 121.343(c), 121.695(b), and 121.711 be amended to reduce to 15 days the period that air carriers are required to keep records under those sections. ATA stated that the amendment would conform "with the Agency's internal policy on retention of [ATC facility] records", and "would provide the airlines relief comparable to that which FAA has achieved by [its internal] policy change" in AC 90-26. ATA concluded that the "same basic cost-benefit considerations that influenced FAA's internal policy are applicable to Part 121 as well."

In general, Part 121 certificate holders are required to keep the records involved in the ATA request to enable the Agency to determine that operations are conducted in compliance with the regulations. However, unlike the records involved in AC 90-26, the Agency often consults the records involved in the ATA petition more than 15 days after they are made. These records are used to assist the Agency in its continuing surveillance of certificate holders to insure that they are maintaining the required level of safety in their overall operation. The Agency would be unable to validly determine a general trend to an unsatisfactory level of safety on the basis of records covering only 15 days of operations. The Agency also uses these records to evaluate reports of deviations from the regulations, and to investigate reports of alleged violations of the regulations. The reports of deviations and alleged violations often do not reach the Agency until more than 15 days after the event occurs. The air carrier's records often have a direct bearing on the disposition of the deviation or alleged violation involved, and their absence would handicap the Agency's enforcement program. For these reasons, the Agency believes that reducing the record retention period to 15 days, as ATA requests, is not in the public interest and may adversely affect safety.

However, the Agency believes that some reduction in the present record retention periods would be warranted. At present, the Agency requires similar records to be kept for periods that vary from 60 days to 6 months, depending on the kind of operating certificate held. In most cases, the Agency has found that it has no further need for these records more than 30 days after they are made.

Therefore, the Agency proposes to reduce to 30 days the normal record retention periods in §§ 121.343(c), 121.695(b), 121.697(d), and 127.307(b). If adopted, this proposal would substantially reduce the volume of records that certificate holders must keep, and would set a uniform retention period for all certificate holders.

Under present § 121.343(c), flight recorder recordings must be kept for 60 days, but upon the request of the Administrator or the Civil Aeronautics Board, the recordings for a particular flight or series of flights must be kept for longer periods. The latter requirement permits selective record retention in those situations when 60 days have elapsed and the Agency or the Board finds that it still needs particular records. This provision would be retained in § 121.343(c), and a similar provision would be added to §§ 121.695(b), 121.697(d), 121.711, and 127.307(b). The proposed 30-day retention period would provide adequate time for the Agency to determine what particular records will be needed after 30 days have elapsed, and permitting the Agency or the Board to require selective record retention when necessary would add flexibility to these record retention requirements.

In consideration of the foregoing, it is proposed to amend Parts 121 and 127 as follows:

1. By striking out the number "60" in § 121.343(c) and inserting the number "30" in place thereof.

2. By amending § 121.695(b) to read as follows:

§ 121.695 Disposition of load manifest, dispatch release, and flight plans; domestic and flag air carriers.

(b) Each domestic or flag air carrier shall keep copies of the records required in this section for at least 30 days and for a longer period upon the request of the Administrator or the Civil Aeronautics Board for a particular flight or series of flights.

3. By amending § 121.697(d) to read as follows:

§ 121.697 Disposition of load manifest, flight release, and flight plans; supplemental air carriers and commercial operators.

(d) Each supplemental air carrier or commercial operator shall keep at its operations base copies of the records required in this section for at least 30 days and for a longer period upon the request of the Administrator or the Civil Aeronautics Board for a particular flight or series of flights.

4. By amending § 121.711 to read as follows:

§ 121.711 Communication records: domestic and flag air carriers.

Each domestic or flag air carrier shall record each en route radio contact between the air carrier and its pilots. Each domestic or flag air carrier shall keep that record for at least 30 days and for a longer period upon the request of the Ad-

ministrator or the Civil Aeronautics Board for a particular flight or series of flights.

5. By amending § 127.307(b) to read as follows:

§ 127.307 Disposition of load manifest and flight release.

(b) Each air carrier shall keep copies of the records required in this section for at least 30 days and for a longer period upon the request of the Administrator or the Civil Aeronautics Board for a particular flight or series of flights.

This proposal is made under the authority of sections 313(a), 601, 604, 605, and 1102 of the Federal Aviation Act of 1958 (49 U.S.C. 1354, 1421, 1424, 1425, and 1502).

Issued in Washington, D.C., on October 21, 1966.

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

[F.R. Doc. 66-11681; Filed, Oct. 26, 1966;
8:47 a.m.]

FEDERAL COMMUNICATIONS COMMISSION

[47 CFR Part 73]

[Docket No. 16947; FCC 66-937]

TABLE OF ASSIGNMENTS, FM BROADCAST STATIONS

Notice of Proposed Rule Making

In the matter of amendment of § 73-202, Table of Assignments, FM Broadcast Stations; (Galion, Ohio; Plano-Sandwich, Ill.; Linesville, Pa.; Falmouth, Ky.; Beaver Dam, Wis.; Broken Arrow, Okla.; Union City, Kane, and Erie, Pa.; Harrisonville, Mo.; Marion, Va.; Hannibal and Fulton, Mo.; Mount Pleasant and Burlington, Iowa; Angola, Ind.; Clanton and Selma, Ala.; and Waupun, Wis.) Docket No. 16947, RM-994, RM-999, RM-1002, RM-1007, RM-1011, RM-1023, RM-1006, RM-1014, RM-986, RM-1021, RM-1020, RM-1019, RM-1041.

1. Notice is hereby given of proposed rule making in the above-entitled matters, concerning amendments of the FM Table of Assignments contained in § 73-202 of the Commission's rules. All proposed assignments are alleged and appear to meet the separation requirements of the rules. All proposed assignments which are within 250 miles of the United States-Canadian border require coordination with the Canadian Government under the terms of the Canadian-United States FM Agreement of 1947 and the Working Arrangement of 1963. Except as noted, all channels proposed for shift or deletion are unoccupied and not applied for, and all population figures are taken from the 1960 U.S. Census.

2. RM-994 Galion, Ohio (Hometown Radio, Inc.); RM-999 Plano-Sandwich,

PROPOSED RULE MAKING

III. (Kendall DeKalb Broadcasters); RM-1002 Linesville, Pa. (The Bee Bee Broadcasting Co.); RM-1007 Falmouth, Ky. (Calvin C. Smith); RM-1011 Beaver Dam, Wis. (Beaver Dam Broadcasting Co.); RM-1023 Broken Arrow, Okla. (Lee and Gretna Hopper).

In these six cases, interested parties have sought the assignment of a first Class A assignment in a community, without any other changes in the Table of Assignments. The communities are of substantial size and appear to warrant the proposed assignments. Comments are therefore invited on the following additions to the Table:

City	Channel No.
Plano-Sandwich, Ill.	296A
Falmouth, Ky.	237A
Galion, Ohio	240A
Broken Arrow, Okla.	221A
Linesville, Pa.	269A
Beaver Dam or Waupun, Wis.	237A

¹ In a conflicting petition filed on Sept. 30, 1966, Radio Waupun, licensee of Station WLKE(AM), Waupun, Wis., requests the assignment of Channel 237A to Waupun, Wis. We will consider this request in the proceeding.

3. RM-1006. Union City, Pa. In a petition filed on July 6, 1966, and amended on July 21, 1966, WBEN, Inc., licensee of Station WBEN-FM, Channel 273, Buffalo, N.Y., requests rule making to assign Channel 292A to Union City, Pa., by making two other necessary changes in the Table as follows:

City	Channel No.	
	Present	Proposed
Union City, Pa.		292A
Erie, Pa.	260, 272A, 279, 292A	260, 272A, 279
Kane, Pa.	292A	276A

Union City, a community of 3,819 persons located about 19 miles southeast of Erie, is not listed in the Table of Assignments. The Bee Bee Broadcasting Co. has filed an application for the use of Channel 272A (BPH-5396), assigned to Erie and available to Union City under the "25-mile rule". This application was granted on July 25, 1966, subject to a condition that the assigned channel may be changed as a result of any action which may be taken in the subject proceeding. WBEN states that Union City is about 15 miles within the 34 dbu (50 uv/m) contour of its FM station and since communities of less than 10,000 population are considered to receive service from such a signal, this community and others near it receive the WBEN-FM service. It urges that the use of Channel 272A at Union City would cause interference to this signal and result in the loss of service in Corry and Titusville, Pa., as well as in Union City. Petitioner contends that its proposal would have no more effect on the Erie assignments than would the Bee Bee application for 272A, that the interference which would result to WBEN-FM would

be avoided, and that the same number of assignments in the general area would be maintained.

4. While FM stations are not protected at spacings beyond the minimums specified (§ 73.209) the subject proposal would remove a potential source of interference without reducing the number of assignments in the area. We therefore are of the view that comments from interested parties should be invited on the WBEN proposal as outlined above. In the event the proposal is adopted, the outstanding authorization held by The Bee Bee Broadcasting Co. for a new FM station at Union City will be modified to specify Channel 292A instead of 272A.²

5. RM-1014. Harrisonville, Mo. On August 11, 1966, George Vowels, a prospective applicant for a new FM station at Harrisonville, Mo., filed a request for rule making to assign Channel 264 to that community without any other changes in the Table. Petitioner states that Harrisonville has a population of 3,510, and that Cass County, in which it is located (and of which it is the county seat) has a population of 29,702. He submits that there are no broadcast facilities within the county and that the residents depend on radio service from without the area. Finally, petitioner urges that there are no Class A channels which can be assigned to Harrisonville without conflicting with other stations and assignments (the city is fairly close to Kansas City), and that the only channel which will conform to all the separation requirements of the rules is Class C Channel 264.

6. Normally, communities the size of Harrisonville are assigned Class A FM channels. However, in view of the fact that no Class A channels are available for assignment to this community, comments are invited on petitioner's proposal for a Class C assignment.

7. RM-986. Marion, Va. In a petition filed on June 15, 1966, and amended on August 4, 1966, Emerald Sound, Inc., licensee of Station WOLD(AM), Marion, Va., requests rule making to add the assignment of Channel 272A to Marion as follows:

City	Channel No.	
	Present	Proposed
Marion, Va.	230	230, 272A

Marion is a community of 8,385 persons, the county seat of Smyth County, which has a population of 31,066. Station WMEV-FM operates on Channel 230. There are also two daytime-only AM stations in the community, WOLD and

² In effect, all WBEN seeks in this case is to achieve the same result as if Bee Bee had selected Erie Channel 292A, instead of 272A, for use at Union City. Under these circumstances we believe the proposal warrants consideration. However, as we have mentioned before, FM stations are not generally entitled to such wide-area protection; and we do not contemplate any nonuse of Channel 272A in Erie or elsewhere in the area if there is demand for it.

WMEV, licensed to petitioner and to the FM licensee respectively. Emerald submits that Marion has no local newspaper and therefore the people are dependent upon radio for local news and civic affairs items, that there is a need for additional nighttime service, and that it will apply for a new FM station in the event the proposal is adopted. In an engineering statement Emerald shows that in the area in which the use of Channel 272A would be precluded upon its assignment to Marion there are four communities of over 1,000 population (Chilhowie, Saltville, Richlands, and Tazewell) which do not have FM assignments, but that two other Class A assignments (Channels 261A and 285A) would still be available for the future needs of such communities. No potential assignments on adjacent channels would be precluded.

8. We are of the view that comments should be invited on petitioner's proposal as outlined above in order that all interested parties may submit their views and relevant data.

9. RM-1021. Hannibal, Mo. Mark Twain Broadcasting Co., licensee of Station KHMO(AM), Hannibal, Mo., in a petition filed on August 24, 1966, requests the substitution of Channel 225 for 254 at Hannibal by making one other needed change as follows:

City	Channel No.	
	Present	Proposed
Hannibal, Mo.	254	225
Fulton, Mo.	224A	249A

Petitioner points out that due to existing stations and assignments a new FM station on Channel 254 at Hannibal would have to be located about 12 miles out of town to meet the required spacings and that the proposed assignment represents a more optimum use of both channels since Channel 254 could be used in such other cities as Jacksonville, Ill., while Channel 225 can be used in the city of Hannibal itself.

10. We are of the view that comments should be invited on the petitioner's proposal above.

11. RM-1020. Mount Pleasant and Burlington, Iowa. In a petition filed on August 5, 1966, and supplemented on August 25, 1966, Edward R. Carney, Jr., prospective applicant for a new FM station in the Mount Pleasant-Burlington area, requests the change in designation of Channel 297 from Burlington, Iowa, to Mount Pleasant-Burlington, Iowa. Burlington has a population of 32,430 and its county (Des Moines) has a population of 44,605. There is an application on file for the sole FM assignment in the community, Channel 297. The application, BPH-5224 was filed by RB, Inc., licensee of Station KBUR(AM), Burlington, a Class IV station. There is one other AM station in Burlington, KYED, a daytime-only operation. Mount Pleasant, 26 miles northwest of Burlington, has a population of 5,843 and its county (Henry) has a population of 18,187.

There are no AM stations in the community nor is an FM channel assigned to it.

12. Petitioner states that the assignment of Channel 297 to the combined Mount Pleasant-Burlington area would allow the residents of Mount Pleasant to share in a much needed first local radio service. It submits that Mount Pleasant has grown at a much greater rate than Burlington, that there is a great need for a local station and the necessary support for such an operation, and that it is an important educational, business, and commercial center. Letters of support for the proposed station are submitted from a number of business people in the community. Finally, petitioner states that Channel 297 is the only Class C assignment available which will meet the mileage separation rules and provide service to both Mount Pleasant and Burlington.

13. The stated purpose of the subject proposal is to make Channel 297, presently assigned to Burlington alone, available by application to Mount Pleasant as well. Rule making is necessary since the former is more than 25 miles from the latter. Since Mount Pleasant does not have either an AM station or an FM assignment available to it, we are of the view that comments on the proposal should be invited in order that all interested parties may submit their views and relevant data.

14. RM-1019. Angola, Ind. In a petition filed on August 24, 1966, Steuben County Broadcasting Co., prospective applicant for a new FM station in Angola, Ind., requests the assignment of Channel 288A to Angola by its deletion from Fort Wayne, Ind., as follows:

City	Channel No.	
	Present	Proposed
Angola, Ind.		288A
Fort Wayne, Ind.	236, 247, 269A, 288A	236, 247, 269A

Angola, the county seat and largest community in Steuben County, has a population of 4,746 persons, while the county has 17,184. There are no AM or FM stations or assignments in the county. Fort Wayne has a population of 161,776.

³ On the last day for filing replies, RB, Inc., filed an opposition to the petition suggestion that either Channel 237A or 288A be assigned to Mount Pleasant. This opposition and counterproposal will be considered in the proceeding.

⁴ On Sept. 20, 1966, C. P. Broadcasters, Inc., applicant for a new FM station on Channel 288A at Auburn, Ind. (available to it under the "25-mile rule") filed an opposition and a motion to strike the subject petition. In view of the action taken herein, no further consideration will be given to the C. P. Broadcasters' pleadings, Steuben's reply and other related pleadings.

It has four AM stations and four FM assignments, two of which are in operation. Petitioner urges that Angola merits its first FM assignment by the means proposed in view of the multiple assignments in Fort Wayne and the fact that the shifting of Channel 288A to Angola would also make it available in the Peru and Wabash areas of Indiana.

15. While we agree that Angola merits a first FM assignment, we do not believe that this should be accomplished at the expense of Fort Wayne. Under the criteria used in setting up the FM Table of Assignments an attempt was made to assign from four to six Class B channels to a city the size of Fort Wayne. We were only able to make four FM assignments, including only two Class B channels. The claimed efficiency of the subject proposal is not determinative here since other assignments are available to Peru and Wabash, Ind. It appears that Channel 261A could be assigned to Angola without any other changes in the Table provided a site about 2-3 miles north of the community is used (to meet the required cochannel spacing to Bluffton). In view of this we are denying the Steuben County request and instead invite comments on the following:

City	Channel No.
Angola, Ind.	261A

16. Clanton, Ala. In addition to the changes proposed above requested by interested parties, the Commission wishes to make an additional change on its own motion. Station WKLF-FM in Clanton has recently commenced operation on Channel 249A and since its previous operation was on a short-spaced assignment (Channel 265A) we propose to delete the latter channel and reassign it to Selma, Ala. Clanton has a population of 5,683 persons, while Selma, with a population of 28,385, only has one FM assignment, presently in use. We invite comments therefore on the following proposal:

City	Channel No.	
	Present	Proposed
Clanton, Ala.	249A, 265A	249A
Selma, Ala.	261A	261A, 265A

17. Authority for the adoption of the amendments proposed herein is contained in sections 4(1), 303, and 307(b) of the Communications Act of 1934, as amended.

18. Pursuant to applicable procedures set out in § 1.415 of the Commission's rules, interested parties may file comments on or before November 21, 1966, and reply comments on or before December 2, 1966. All submissions by parties to this proceeding or by persons acting in behalf of such parties must be made in written comments, reply comments or other appropriate pleadings.

19. In accordance with the provisions of § 1.419 of the rules, an original and 14 copies of all written comments, replies, pleadings, briefs, or other documents shall be furnished the Commission.

Adopted: October 20, 1966.

Released: October 21, 1966.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] BEN F. WAPLE,
Secretary.

[F.R. Doc. 66-11730; Filed, Oct. 26, 1966;
8:50 a.m.]

FEDERAL MARITIME COMMISSION

I 46 CFR Part 525 1

[Docket No. 65-5]

TIME LIMIT ON FILING OF OVERCHARGE CLAIMS

Request for Further Comment on Reopening Proceeding

On June 28, 1966, the Federal Maritime Commission issued a report and order in the subject proceeding in which it declined to promulgate at that time a proposed rule which would have prohibited the limitation of time within which claims for adjustment of freight charges may be presented to carriers to less than 2 years after date of shipment.

Ocean Freight Consultants, Inc. (OFC) petitioned on July 25, 1966, for a reopening of the rulemaking proceeding, the adoption of the proposed rule, and the institution of a Commission investigation or such further proceedings as may be necessary to outlaw the present practices of carriers with respect to claims for adjustment of freight charges.

The grounds raised in the petition for reopening are (1) that the Commission artificially limited itself to sections 14 and 18(b)(3) of the Shipping Act, 1916 (the Act) in reaching its determination; (2) that it failed to give proper weight to "evidence" submitted by OFC in response to Commission request; and (3) that the Commission failed to utilize the full scope of its rulemaking authority in this proceeding. Violations of the rules and the Act are also alleged.

The petitioner may, of course, file a complaint under section 22 of the Act and seek reparation for any harm caused him by violations of any of the Act's provisions. But if carrier-imposed time limitations are causing hardships not only to this petitioner but to other shippers, further proceedings might be required. Perhaps the failure to bring issues regarding difficulties arising from

³ Commissioners Bartley and Cox dissenting to the proposal for Erie, Pa.; Commissioner Loevinger absent.

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such rules to light by other interested shippers was due to the somewhat limited scope of this proceeding. Therefore, in order to allow shippers, carriers and all interested parties to indicate their views on the full range of the rules' impact, we hereby request further comment on the question of whether to reopen this proceeding with its scope broadened to include the question of whether such rules are unlawful under any relevant section

of the Shipping Act, and if the proceeding is to be reopened, whether an evidentiary hearing should be held.

All comments filed should clearly indicate (1) the sections of the Act under which the existing rules are challenged and under which the proposed rule would be promulgated together with a full statement of the facts and law relied upon; and (2) the type of hearing required if the proceeding is to be reopened.

Interested parties should submit 15 copies of their comments to the Secretary, Federal Maritime Commission, Washington, D.C. 20573, on or before November 28, 1966.

By the Commission.

THOMAS LISI,
Secretary.

[F.R. Doc. 66-11716; Filed, Oct. 26, 1966;
8:48 a.m.]

Notices

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[Arizona 319]

ARIZONA

Notice of Proposed Withdrawal and Reservation of Lands

The Corps of Engineers, Department of the Air Force, has filed an application, serial number Arizona 319, for the withdrawal and reservation of the lands described below, from all forms of appropriation, including the mining and mineral leasing laws, subject to valid existing claims. The lands involved, concurrent with the proposed use of the applicant, will continue to be administered for multiple resource purposes to the best interest of the public.

The Department of the Air Force desires these lands as a restrictive area and for an azimuth survey marker site to be used in connection with national defense purposes.

For a period of 30 days from the date of publication of this notice, all persons who wish to submit comments, suggestions, or objections in connection with the proposed withdrawal, may present their views in writing to the undersigned officer of the Bureau of Land Management, Department of the Interior, 3022 Federal Building, Phoenix, Ariz. 85025.

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

The determination of the Secretary on the application will be published in the **FEDERAL REGISTER**. A separate notice will be sent to each interested party of record.

The lands involved in the application are:

GILA AND SALT RIVER MERIDIAN, ARIZONA

T. 12 S., R. 9 E.

Those portions of the east half of the east half of the southwest quarter of section 19; the southwest quarter of the southwest quarter of section 20; the northwest quarter of the northwest quarter of the northwest quarter of section 29, and of the north half of the north half of the northeast quarter of section 30, lying within the circumference of a circle, having a radius of 1,800 feet, the center of said circle being a point located S. 41°00'15" W., 1,895.18 feet from the quarter corner common to said sections 19 and 20, basis of bearings being Transverse Mercator Grid, Central Zone, Arizona.

The area described above aggregates approximately 52.17 acres in Pima County.

GLENDON E. COLLINS,
Acting State Director.

OCTOBER 21, 1966.

[F.R. Doc. 66-11680; Filed, Oct. 26, 1966;
8:45 a.m.]

[Arizona 329]

ARIZONA

Notice of Proposed Withdrawal and Reservation of Lands

The Forest Service, Department of Agriculture, has filed an application, serial number Arizona 329, for a protective withdrawal of the lands described below from location and entry under the mining laws, subject to existing valid claims.

The applicant desires the lands for the protection of scenic zone of roads and stream and public improvements within the Lynx Lake Recreation Area.

For a period of 30 days from the date of publication of this notice, all persons who wish to submit comments, suggestions, or objections in connection with the proposed withdrawal may present their views in writing to the undersigned officer of the Bureau of Land Management, Department of the Interior, 3022 Federal Building, Phoenix, Ariz. 85025.

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

The determination of the Secretary on the application will be published in the **FEDERAL REGISTER**. A separate notice will be sent to each interested party of record.

The lands involved in the application are:

GILA AND SALT RIVER MERIDIAN, ARIZONA

PRESCOTT NATIONAL FOREST

Walker Road Roadside Zone

A strip of land 300 feet on each side of the centerline of the Walker Road through the following legal subdivisions:

T. 13 N., R. 1 W.,

Sections 5, 6, and 8.

The area described aggregates approximately 97.91 acres.

Lynx Creek Streamside Zone

T. 12 1/2 N., R. 1 W..

Sec. 20, lots 1, 2, 3, and 4;

Secs. 20 and 21, M. S. No. 4532, 1661, and 4408, involving the null and void Good Hope placer claim.

T. 13 N., R. 1 W.,

Sec. 5, lots 9, 12, and 13, W 1/2 SE 1/4 and SE 1/2 NE 1/4;

Sec. 8, N 1/2 NE 1/4;

Sec. 16, lot 1 (except west 10 chains), lot 4, NE 1/4 lot 5, and E 1/2 SE 1/4 SW 1/4;

Sec. 21, lots 2, 3, and 4 (except west 10 chains), E 1/2 NW 1/4 SW 1/4 NE 1/4, E 1/2 SW 1/4 NE 1/4, SW 1/4 SE 1/4 NE 1/4, E 1/2 W 1/2 SE 1/4, and W 1/2 E 1/2 SE 1/4;

Sec. 28, E 1/2 W 1/2 NE 1/4, W 1/2 E 1/2 NE 1/4, NE 1/4 NW 1/4 SE 1/4, NW 1/4 NE 1/4 SE 1/4, S 1/2 NW 1/4 SE 1/4, and SW 1/4 SE 1/4;

Sec. 32, lot 15;

Sec. 33, lots 8, 9, 11, 13, 15, and 16.

The areas described within the streamside zone aggregate approximately 927.52 acres.

GLENDON E. COLLINS,
Acting State Director.

OCTOBER 21, 1966.

[F.R. Doc. 66-11708; Filed, Oct. 26, 1966;
8:47 a.m.]

[Nevada 051786]

NEVADA

Notice of Proposed Withdrawal and Reservation of Lands

OCTOBER 18, 1966.

The Federal Aviation Agency has filed the above application for the withdrawal of the lands described below, from all forms of appropriation under the public land laws, including the mining laws, but not from leasing under the mineral leasing laws.

The applicant desires the land for an addition to Air Navigation Site No. 265.

For a period of 30 days from the date of publication of this notice, all persons who wish to submit comments, suggestions, or objections in connection with the proposed withdrawal may present their views in writing to the undersigned officer of the Bureau of Land Management, Department of the Interior, Room 3008, Federal Building, 300 Booth Street, Reno, Nev. 89502.

The Department's regulations (43 CFR 2311.1-3(c)) provide that the authorized officer of the Bureau of Land Management will undertake such investigations as are necessary to determine the existing and potential demand for the lands and their resources. He will also undertake negotiations with the applicant agency with the view of adjusting the application to reduce the area to the minimum essential to meet the applicant's needs, to provide for the maximum concurrent utilization of the lands for purposes other than the applicant's, to eliminate lands needed for purposes more essential than the applicant's and to reach agreement on the concurrent management of the lands and their resources.

The authorized officer will also prepare a report for consideration by the Secretary of the Interior who will determine whether or not the lands will be withdrawn as requested by the applicant agency.

The determination of the Secretary on the application will be published in the **FEDERAL REGISTER**. A separate notice will be sent to each interested party of record.

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

The lands involved in the application are:

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MOUNT DIABLO MERIDIAN, NEVADA

T. 41 N., R. 35 E.

Sec. 27, E $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ S $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$.

The area described contains 32.5 acres.

DANIEL P. BAKER,
Manager.

[F.R. Doc. 66-11709; Filed, Oct. 26, 1966;
8:48 a.m.]

OREGON

Notice of Proposed Withdrawal and Reservation of Lands

OCTOBER 19, 1966.

The Forest Service, U.S. Department of Agriculture, has filed an application, Serial Number Oregon 461, for the withdrawal of the public lands described below, from all forms of appropriation under the mining laws (Chap. 2, 30 U.S.C.) but not from leasing under the mineral leasing laws.

The applicant desires the land in order to protect the Pearson Guard Station Administrative Site for public and administrative use and to safeguard the Government's present and future investments in the area.

For a period of 30 days from the date of publication of this notice, all persons who wish to submit comments, suggestions, or objections in connection with the proposed withdrawal may present their views in writing to the undersigned office of the Bureau of Land Management, Department of the Interior, 729 Northeast Oregon Street (Post Office Box 2965), Portland, Oreg. 97208.

The authorized office of the Bureau of Land Management will undertake such investigations as are necessary to determine the existing and potential demand for the lands and their resources. He will also undertake negotiations with the applicant agency with the view of adjusting the application to reduce the area to the minimum essential to meet the applicant's needs, to provide for the maximum concurrent utilization of the lands for purposes other than the applicant's, to eliminate lands needed for purposes more essential than the applicant's, and to reach agreement on the concurrent management of the lands and their resources.

He will also prepare a report for consideration by the Secretary of the Interior who will determine whether or not the lands will be withdrawn as requested by the Forest Service.

The determination of the Secretary on the application will be published in the FEDERAL REGISTER. A separate notice will be sent to each interested party of record.

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

The lands involved in the application are:

WILLAMETTE MERIDIAN

UMATILLA NATIONAL FOREST

Pearson Guard Station Administrative Site
T. 6 S., R. 33 E.,
Sec. 21, N $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ and N $\frac{1}{2}$ S $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$.

The area described aggregates 30 acres.

VIRGIL O. SEISER,
Chief, Branch of Lands.

[F.R. Doc. 66-11710; Filed, Oct. 26, 1966;
8:48 a.m.]

CHIEF, DIVISION OF ADMINISTRATION, SOCORRO DISTRICT, N. MEX.

Redelegation of Authority

In accordance with section 3.1 of Bureau Order No. 701 of July 23, 1964 (F.R. Doc. 64-7492; 29 F.R. 10526), as amended, the Chief, Division of Administration of the Socorro District, N. Mex., is authorized to perform in accordance with existing policies and regulations of this Department and under the direct supervision of the district manager, the functions listed below, subject to the limitations set forth in Bureau Order No. 701, as amended.

- (1) Section 3.2(c): Copies of records.
- (2) Section 3.3(b): Contributions, donations, and refunds.

- (3) Section 3.3(c): Repayments.

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

VIRGIL A. PATE,
District Manager.

Approved: October 21, 1966.

W. J. ANDERSON,
State Director.

[F.R. Doc. 66-11690; Filed, Oct. 26, 1966;
8:45 a.m.]

AREA MANAGERS, SOCORRO DISTRICT, N. MEX.

Redelegation of Authority

OCTOBER 21, 1966.

In accordance with Bureau Order No. 701 of July 23, 1964 (F.R. Doc. 64-7492; 29 F.R. 10526), as amended, the Area Managers of the Jornada, Salt Lake, and San Augustine Resource Areas of the Socorro District, N. Mex., are authorized to perform in their respective areas of responsibility, in accordance with existing policies and regulations of this Department and under the direct supervision of the district manager, the functions listed below, subject to the limitations set forth in Bureau Order No. 701, as amended (including redelegations made by the State Director in accordance with Part I, section 1.1(a), together with any limitations specified below.)

- (1) Section 3.3(d)—Trespass: Determine liability and accept damages for trespass on the public land and dispose of resources in trespass cases for not less than the appraised value thereof when the amount involved does not exceed \$500.

- (2) Section 3.7(a): Licenses to graze or trail livestock.

- (3) Section 3.7(a)(3): Permits or cooperative agreements to construct and/or maintain range improvements and determine the value of such improvements.

- (4) Section 3.7(b): Grazing leases.

- (5) Section 3.7(d): Soil and moisture conservation.

- (6) Section 3.7(e): Controlled brush burning in accordance with plans and specifications approved by the State Director.

- (7) Section 3.8(a): Dispose of or permit the free use of forest products when authorized by law on lands under the jurisdiction of the Bureau of Land Management under applicable portions of 43 CFR Part 5400. This authority does not include the approval of any sale of forest products exceeding \$100 in value.

- (8) Section 3.9(g): Material other than forest products not exceeding \$100 in value.

- (9) Section 3.9(o)(1): Special land use permits for public lands within the area, under 43 CFR Subpart 2236.

The district manager may at any time temporarily reserve, restrict, or withhold any portion of the above delegated authority through the use of Form 1213-1, District Office Authority and Responsibility Guides.

This redelegation will become effective upon publication in the FEDERAL REGISTER.

VIRGIL A. PATE,
District Manager.

Approved: October 21, 1966.

W. J. ANDERSON,
State Director.

[F.R. Doc. 66-11691; Filed, Oct. 26, 1966;
8:45 a.m.]

CHIEF, DIVISION OF ADMINISTRATION, ROSWELL DISTRICT, N. MEX.

Redelegation of Authority

In accordance with section 3.1 of Bureau Order No. 701 of July 23, 1964 (F.R. Doc. 64-7492; 29 F.R. 10526), as amended, the Chief, Division of Administration of the Roswell District, N. Mex., is authorized to perform in accordance with existing policies and regulations of this Department and under the direct supervision of the district manager, the functions listed below, subject to the limitations set forth in Bureau Order No. 701, as amended.

- (1) Section 3.2(c): Copies of records.

- (2) Section 3.3(b): Contributions, donations, and refunds.

- (3) Section 3.3(c): Repayments.

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

WILLIAM A. CAMPBELL,
District Manager.

Approved: October 21, 1966.

W. J. ANDERSON,
State Director.

[F.R. Doc. 66-11692; Filed, Oct. 26, 1966;
8:45 a.m.]

AREA MANAGERS, ROSWELL DISTRICT, N. MEX.

Redelegation of Authority

OCTOBER 21, 1966.

In accordance with Bureau Order No. 701 of July 23, 1964 (F.R. Doc. 64-7492;

NOTICES

29 F.R. 10526), as amended, the Area Managers of the Carlsbad and Roswell Resource Areas of the Roswell District, N. Mex., are authorized to perform in their respective areas of responsibility, in accordance with existing policies and under the direct supervision of the district manager, the functions listed below, subject to the limitations set forth in Bureau Order No. 701, as amended (including redelegations made by the State Director in accordance with Part I, section 1.1(a), together with any limitations specified below).

(1) Section 3.3(d): Trespass: Determine liability and accept damages for trespass on the public land and dispose of resources in trespass cases for not less than the appraised value thereof when the amount involved does not exceed \$500.

(2) Section 3.7(a): Licenses to graze or trail livestock.

(3) Section 3.7(a) (3): Permits or cooperative agreements to construct and/or maintain range improvements and determine the value of such improvements.

(4) Section 3.7(b): Grazing leases.

(5) Section 3.7(d): Soil and moisture conservation.

(6) Section 3.7(e): Controlled brush burning in accordance with plans and specifications approved by the State Director.

(7) Section 3.8(a): Dispose of or permit the free use of forest products when authorized by law on lands under the jurisdiction of the Bureau of Land Management under applicable portions of 43 CFR Part 5400. This authority does not include the approval of any sale of forest products exceeding \$100 in value.

(8) Section 3.9(g): Material other than forest products not exceeding \$100 in value.

(9) Section 3.9(o)(1): Special land use permits for public lands within the area, under 43 CFR Subpart 2236.

The district manager may at any time temporarily reserve, restrict, or withhold any portion of the above delegated authority through the use of Form 1213-1, District Office Authority and Responsibility Guides.

This redelegation will become effective upon publication in the *FEDERAL REGISTER*.

WILLIAM A. CAMPBELL,
District Manager.

Approved: October 21, 1966.

W. J. ANDERSON,
State Director.

[F.R. Doc. 66-11693; Filed, Oct. 26, 1966;
8:45 a.m.]

CHIEF, DIVISION OF ADMINISTRATION, ALBUQUERQUE DISTRICT, N. MEX.

Redelegation of Authority

In accordance with section 3.1 of Bureau Order No. 701 of July 23, 1964 (F.R. Doc. 64-7492; 29 F.R. 10526), as amended, the Chief, Division of Administration of the Albuquerque District,

N. Mex., is authorized to perform in accordance with existing policies and regulations of this Department and under the direct supervision of the district manager, the functions listed below, subject to the limitations set forth in Bureau Order No. 701, as amended.

(1) Section 3.2(c): Copies of records.

(2) Section 3.3(b): Contributions, donations, and refunds.

(3) Section 3.3(c): Repayments.

This order will become effective upon publication in the *FEDERAL REGISTER*.

WARREN J. GRAY,
District Manager.

Approved: October 21, 1966.

W. J. ANDERSON,
State Director.

[F.R. Doc. 66-11694; Filed, Oct. 26, 1966;
8:46 a.m.]

AREA MANAGERS, ALBUQUERQUE DISTRICT, N. MEX.

Redelegation of Authority

OCTOBER 21, 1966.

In accordance with Bureau Order No. 701 of July 23, 1964 (F.R. Doc. 64-7492; 29 F.R. 10526), as amended, the Area Managers of the Chaco, Las Vegas, Rio Grande, Rio Puerco, and San Juan Resource Areas of the Albuquerque District, N. Mex., are authorized to perform in their respective areas of responsibility, in accordance with existing policies and regulations of this Department and under the direct supervision of the district manager, the functions listed below, subject to the limitations set forth in Bureau Order No. 701, as amended (including redelegations made by the State Director in accordance with Part I, section 1.1(a), together with any limitations specified below).

(1) Section 3.3(d): Trespass: Determine liability and accept damages for trespass on the public land and dispose of resources in trespass cases for not less than the appraised value thereof when the amount involved does not exceed \$500.

(2) Section 3.7(a): Licenses to graze or trail livestock.

(3) Section 3.7(a) (3): Permits or cooperative agreements to construct and/or

maintain range improvements and determine the value of such improvements.

(4) Section 3.7(b): Grazing leases.

(5) Section 3.7(d): Soil and moisture conservation.

(6) Section 3.7(e): Controlled brush burning in accordance with plans and specifications approved by the State Director.

(7) Section 3.8(a): Dispose of or permit the free use of forest products when authorized by law on lands under the jurisdiction of the Bureau of Land Management under applicable portions of 43 CFR Part 5400. This authority does not include the approval of any sale of forest products exceeding \$100 in value.

(8) Section 3.9(g): Material other than forest products not exceeding \$100 in value.

(9) Section 3.9(o)(1): Special land use permits for public lands within the area, under 43 CFR Subpart 2236.

The district manager may at any time temporarily reserve, restrict or withhold any portion of the above delegated authority through the use of Form 1213-1, District Office Authority and Responsibility Guides.

This redelegation will become effective upon publication in the *FEDERAL REGISTER*.

WARREN J. GRAY,
District Manager.

Approved: October 21, 1966.

W. J. ANDERSON,
State Director.

[F.R. Doc. 66-11695; Filed, Oct. 26, 1966;
8:46 a.m.]

NEVADA

Notice of Public Sale

OCTOBER 21, 1966.

Under the provisions of the Public Land Sale Act of September 19, 1964 (78 Stat. 988, 43 U.S.C. 1421-1427), there will be offered to the highest bidder, but at not less than the appraised value and proportionate share of publication cost, at a public sale to be held at 9 a.m., local time, on Wednesday, November 30, 1966, in the Las Vegas High School Auditorium, Ninth and Clark, Las Vegas, Nev., the tracts of land described below:

Tract No.	Acreage	Rights-of-way width-location	Appraised value per tract	Legal description
1	1.25	30' E.	20,000	T.3 S., R.61 E., MD Mer.
2	2.5	50' N., 30' E.	10,000	Sec. 17: S1/4 NE1/4 NW1/4 NW1/4 Sec. 19:
3	2.5	50' N., 30' W.	10,000	NE1/4 NW1/4 NE1/4 NW1/4
4	2.5	50' N., 30' E.	10,000	NE1/4 NE1/4 NW1/4 NW1/4
5	5.0	30' W., 30' S., 40' E.	18,000	S1/4 NE1/4 NE1/4 NW1/4
6	2.5	30' W., 30' S.	5,000	SW1/4 SE1/4 NW1/4 NW1/4
7	2.5	40' N., 30' W.	10,000	NW1/4 NE1/4 NE1/4 SW1/4
8	5.0	40' N., 30' E., 30' W.	20,000	N1/2 NW1/4 NE1/4 SW1/4
9	2.5	30' N., 30' E.	10,000	NE1/4 SW1/4 NE1/4 SE1/4
10	5.0	100' S., 30' W., 30' N.	27,500	W1/4 SE1/4 SE1/4 SE1/4
11	2.5	100' S., 30' E.	12,500	SE1/4 SE1/4 SE1/4 SE1/4 Sec. 20:
12	2.5	30' S., 30' E.	12,500	SE1/4 NW1/4 NW1/4 SW1/4
13	2.5	30' N., 30' E.	12,500	NE1/4 SW1/4 NW1/4 SW1/4 Sec. 24:
14	2.5	30' E., 30' S.	7,500	SE1/4 SW1/4 NW1/4 SW1/4
15	2.5	30' E., 30' S.	4,000	Sec. 29:
16	2.5	30' N., 30' E.	4,000	SE1/4 NE1/4 NW1/4 SW1/4
17	2.5	30' E., 30' S.	10,000	SE1/4 NE1/4 SW1/4 NW1/4

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Tract No.	Acreage	Rights-of-way width-location	Appraised value per tract	Legal description
18	5.0	30' E., 30' W., 40' S.	25,000	S ₁ SE ₁ SW ₁ NW ₁ .
19	2.5	30' W., 30' S.	10,000	SW ₁ NW ₁ SE ₁ NW ₁ .
20	2.5	30' E., 30' S.	10,000	SE ₁ NE ₁ SW ₁ NW ₁ .
21	2.5	50' N., 30' E.	2,500	Sec. 30: Lot 5.
22	1.18	50' N., 66 $\frac{1}{2}$ ' W.	1,250	Lot 6.
23	2.5	30' E., 30' S.	10,000	SE ₁ NW ₁ NW ₁ NE ₁ .
24	2.5	30' N., 30' W.	10,000	NW ₁ NE ₁ SE ₁ NE ₁ .
25	2.5	30' E., 30' S.	10,000	SE ₁ NW ₁ SE ₁ NE ₁ .
26	2.5	30' E., 30' N.	10,000	NE ₁ SW ₁ SE ₁ NE ₁ .
27	2.5	30' E., 40' S.	10,000	SE ₁ SW ₁ SE ₁ NE ₁ .
28	5.0	50' N., 40' E.	30,000	E ₁ NE ₁ NE ₁ NW ₁ .
29	2.5	40' E., 30' N.	12,500	NE ₁ SE ₁ NE ₁ NW ₁ .
30	2.5	30' E., 30' S.	8,500	SE ₁ SE ₁ NW ₁ NW ₁ .
31	2.5	30' W., 30' N.	8,500	NW ₁ NW ₁ SE ₁ NW ₁ .
32	2.5	30' S., 30' E.	8,500	SE ₁ NW ₁ SE ₁ NW ₁ .
33	2.5	50' E., 30' S.	12,000	SE ₁ NE ₁ NE ₁ SE ₁ .
34	2.5	30' W., 30' S.	10,000	SW ₁ NW ₁ SE ₁ NE ₁ .
35	10.0	30' N., 30' S.	40,000	E ₁ SW ₁ NE ₁ SE ₁ . W ₁ SE ₁ NE ₁ SE ₁ . NW ₁ NW ₁ SE ₁ SE ₁ .
36	2.5	30' N., 30' W.	10,000	Sec. 31: E ₁ NE ₁ SW ₁ NE ₁ NE ₁ .
37	1.25	30' N., 30' E.	4,000	E ₁ SW ₁ NW ₁ NE ₁ NE ₁ .
38	1.25	30' S.	5,000	E ₁ SE ₁ NE ₁ NW ₁ SE ₁ .
39	1.25	30' S., 30' E.	3,000	E ₁ SW ₁ NW ₁ SE ₁ .
40	1.25	30' S.	3,000	Sec. 32: Lot 4. Lot 16. SE ₁ NW ₁ SE ₁ SE ₁ . Lot 37. W ₁ NW ₁ NW ₁ NW ₁ NW ₁ NW ₁ .
41	0.63	30' W.	7,500	SW ₁ NE ₁ NW ₁ NW ₁ .
42	0.635	30' W.	7,500	NE ₁ SW ₁ NW ₁ NW ₁ .
43	2.5	30' S., 30' E.	10,000	Sec. 28: W ₁ SE ₁ SE ₁ SW ₁ .
44	5.0	30' N., 50' W., 30' E.	20,000	E ₁ SW ₁ SE ₁ SW ₁ .
45	1.25	50' N., 50' W.	5,000	Sec. 8: W ₁ SW ₁ SE ₁ SW ₁ .
46	2.5	30' W., 30' S.	10,000	T. 22S., R. 61E., MD Mer.
47	2.5	30' N., 30' E.	10,000	T. 15S., R. 66E., MD Mer.
48	1.25	30' S.	6,000	
49	1.25	30' S., 30' E.	6,000	
50	2.5	30' N., 30' W.	10,000	
51	1.25	30' S., 30' W.	6,000	
52	1.25	30' S., 30' E.	6,000	
53	1.25	50' N.	7,500	
54	10.00	50' S., 30' N.	12,000	Sec. 7: NW ₁ NE ₁ , SE ₁ NE ₁ .
55	5.0		10,000	
56	120.0		3,600	

¹ (S₁ of Lot 34).

The lands will be sold subject to all valid existing rights and reservations for rights-of-way. Reservations will be made to the United States for ditches and canals in accordance with the Act of August 30, 1890 (26 Stat. 391; 43 U.S.C. 945). All mineral rights are to be reserved to the United States and withdrawn from appropriation under the public land laws, including the general mining laws.

Bids may be made by the principal or his agent, either personally at the sale or by mail. Bids for a parcel must be for all the lands in the parcel. Bids sent by mail will be considered only if received at the Las Vegas District Office, 1859 North Decatur Boulevard, Las Vegas, Nev. 89107, prior to 4:00 p.m., on Tuesday, November 29, 1966. Bids prior to the public auction must be submitted in sealed envelopes, accompanied by certified checks, postal money orders, bank drafts, or cashier's checks, made payable to the Bureau of Land Management, for the full amount of the bid, which may not be less than the appraised value and share of publication cost. The envelopes must be marked in the lower left-hand corner "Publication Sale Bid, Parcel No. _____, sale held November 30, 1966."

The authorized officer shall publicly declare the highest qualifying sealed bid received. Oral bids shall then be in-

vited in increments specified by the authorized officer. After oral bids are received, the authorized officer shall declare the highest qualifying bid. The person declared to have entered the highest qualifying bid shall be allowed until 4:00 p.m., on Wednesday, November 30, 1966, to submit a guaranteed remittance in the form of a certified check, postal money order, bank draft, or cashier's check for the full amount of the bid; no personal checks will be accepted. The publication cost allocated to each parcel will be \$1.

All bids, sealed and oral, must be accompanied by a certified statement indicating that the principal is a citizen or otherwise a national of the United States (or who has declared his intention to become a citizen) aged 21 years or more. A partnership or association must show that each of the members is a qualified individual, as stated above. Agents must show that their principal is qualified as above.

Parcels not sold will be reoffered at a public auction to be held the first Wednesday of each month, commencing December 7, 1966, at the Las Vegas District Office, 1859 North Decatur Boulevard, Las Vegas, Nev. 89107, until the parcels are sold or the sale terminated.

Any adverse claimants of the above-described land should file their claims,

or objections, with the undersigned on or before the time designated for sale.

The lands described in this notice have been segregated from all forms of appropriation, including locations under the general mining laws, except for sale under this Act, from the date of the Proposed Classification Decision. Inquiries concerning this sale shall be addressed to the Land Office Manager, Bureau of Land Management, Room 3008, Federal Building, 300 Booth Street, Reno, Nev. 89502.

Daniel P. Baker,
Manager, Nevada Land Office.

By: A. JOHN HILLSAMER,
Acting Manager.

[F.R. Doc. 66-11700; Filed, Oct. 26, 1966;
8:46 a.m.]

Office of the Secretary PONCA TRIBE OF NATIVE AMERICANS OF NEBRASKA

Notice of Termination of Federal Trust Relationship and of Supervision Over Affairs of Individual Members

Pursuant to the provisions of section 10 of the Act of September 5, 1962 (76 Stat. 429), it is hereby proclaimed that the distribution of the assets of the Ponca Tribe of Native Americans of Nebraska has been completed and the Federal trust relationship to the Ponca Tribe of Native Americans of Nebraska and its individual members is terminated. Hereafter, the tribe and the individual members whose names appear on the membership roll of the Ponca Tribe of Native Americans of Nebraska as prepared pursuant to the Act of September 5, 1962 (76 Stat. 429), and as closed and made final as of July 21, 1965 (30 F.R. 9114), shall not be entitled to any of the special services performed by the United States for Indians or Indian tribes because of their status as Indians; all statutes of the United States which affect Indians or Indian tribes because of their status as Indians shall be no longer applicable to the tribe or its members; and the laws of the several States shall apply to the tribe and its members in the same manner as they apply to other persons or citizens within their jurisdiction. All restrictions and tax exemptions applicable to trust or restricted lands or interests therein owned by the Indians who are affected by this notice are terminated.

Nothing in this proclamation shall affect the status of any member of the Ponca Tribe of Native Americans of Nebraska as a citizen of the United States.

Termination of the Federal trust relationship to the Ponca Tribe of Native Americans of Nebraska and of supervision over the affairs of the individual members thereof becomes effective as of the date of publication of this proclamation in the FEDERAL REGISTER.

CHARLES F. LUCE,
Acting Secretary of the Interior.

OCTOBER 18, 1966.

[F.R. Doc. 66-11687; Filed, Oct. 26, 1966;
8:45 a.m.]

DEPARTMENT OF THE TREASURY

Fiscal Service

[Dept. Circ. 570, 1966 Rev., Supp. No. 9]

RANGER INSURANCE CO.

Change of Name of Company

Export Insurance Co., Houston, Tex., a New York corporation, has formally changed its name to Ranger Insurance Co., effective July 29, 1966. A copy of Certificate of Amendment of the Certificate of Incorporation of Export Insurance Co. approved by the Insurance Department of the State of New York on July 29, 1966, changing the name of Export Insurance Co. to Ranger Insurance Co., has been received and filed in the Treasury.

A new Certificate of Authority as an acceptable surety on Federal bonds, dated July 29, 1966, has been issued by the Secretary of the Treasury to the Ranger Insurance Co., Houston, Tex., under the Act of Congress approved July 30, 1947 (6 U.S.C. 6-13), to replace the Certificate issued June 1, 1966, to the Company under its former name, Export Insurance Co. The underwriting limitation of \$412,000 previously established for the Company remains unchanged.

The change in name of Export Insurance Co. does not affect its status or liability with respect to any obligation in favor of the United States or in which the United States has an interest, which it may have undertaken pursuant to the Certificate of Authority issued by the Secretary of the Treasury.

Certificates of Authority expire on May 31 each year, unless sooner revoked and new Certificates are issued on June 1, so long as the companies remain qualified (31 CFR Part 223). A list of qualified companies is published annually as of June 1, in Department Circular 570, with details as to underwriting limitations, areas in which licensed to transact fidelity and surety business and other information. Copies of the Circular, when issued, may be obtained from the Treasury Department, Bureau of Accounts, Surety Bonds Branch, Washington, D.C. 20226.

Dated: October 21, 1966.

[SEAL] JOHN K. CARLOCK,
Fiscal Assistant Secretary.[F.R. Doc. 66-11712; Filed, Oct. 26, 1966;
8:48 a.m.]

DEPARTMENT OF AGRICULTURE

Commodity Credit Corporation

[Amdt. 2]

SALES OF CERTAIN COMMODITIES

October Sales List

Pursuant to the policy of the Commodity Credit Corporation issued October 12, 1954 (19 F.R. 6669) and subject to the conditions stated therein, the CCC Monthly Sales List for October 1966, as

amended, is further amended as set forth below:

The Export Section for wheat is amended by adding to Item A, covering Announcement GR-345 sales, the following sentence: "Hard Red Spring Wheat will not be sold at East Coast ports."

The Export Section for wheat is further amended by adding to Item C(3), covering GR-261 sales, the following sentence: "Hard Red Spring wheat will be sold at East Coast ports for export commodity certificates and buyer must show export from an East Coast port."

(Sec. 4, 62 Stat. 1070, as amended; 15 U.S.C. 714b. Interpret or apply sec. 407, 63 Stat. 1066; sec. 105, 63 Stat. 1051, as amended by 76 Stat. 612; secs. 303, 306, and 307, 76 Stat. 614-617; 7 U.S.C. 1441 (note).)

Signed at Washington, D.C., on October 21, 1966.

H. D. GODFREY,
Executive Vice President,
Commodity Credit Corporation.

[F.R. Doc. 66-11703; Filed, Oct. 26, 1966;
8:47 a.m.]

Name of establishment	Establishment No.	Cattle	Calves	Sheep	Goats	Swine	Horses
Camp Packing Co., Inc.	174	(*)					
Azalea-Meats of Georgia, Inc.	348	(*)					
New establishments reporting: 2.							
Swift & Co.	3F		(*)				
Stockmen's Meat Packing Co., Inc.	258	(*)		(*)			
Chino Valley Meat Packing Co., Inc.	336		(*)				
Samuels E-Tex Packing Co.	353	(*)					
Middletown Beef Co., Inc.	483			(*)			
McCook Packing Corp.	660	(*)					
Baum's Meat Packing	792	(*)					
Bristol Packing Co.	828			(*)			
Siouxland Dressed Beef Co.	857F						
Wells and Davies, Inc.	860		(*)				
Species Added: 12.							

Done at Washington, D.C., this 21st day of October 1966.

R. K. SOMERS,
Deputy Administrator, Consumer Protection.

[F.R. Doc. 66-11705; Filed, Oct. 26, 1966; 8:47 a.m.]

Office of the Secretary

IOWA AND TEXAS

Designation of Areas for Emergency Loans

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

	IOWA	TEXAS
Wright.		
Bell.	Terry.	
Cochran.	Travis.	
Falls.	Val Verde.	
Terrell.		

Pursuant to the authority set forth above, emergency loans will not be made in the above-named counties after June 30, 1967, except to applicants who previously received emergency or special

Consumer and Marketing Service

HUMANELY SLAUGHTERED LIVESTOCK

Identification of Carcasses; Changes in Lists of Establishments

Pursuant to section 4 of the Act of August 27, 1958 (7 U.S.C. 1904), and the statement of policy thereunder in 9 CFR 381.1, the lists (31 F.R. 9557, 10288, 11771, and 12651) of establishments which are operated under Federal inspection pursuant to the Meat Inspection Act (21 U.S.C. 71 et seq.) and which use humane methods of slaughter and incidental handling of livestock are hereby amended as follows:

The reference to calves with respect to Utica Veal Co., Inc., Establishment 88 is deleted. The reference to sheep with respect to Purnell's Packing Co., Establishment 738 is deleted.

The following table lists species at additional establishments and additional species at previously listed establishments that have been reported as being slaughtered and handled humanely.

Name of establishment	Establishment No.	Cattle	Calves	Sheep	Goats	Swine	Horses
Camp Packing Co., Inc.	174	(*)					
Azalea-Meats of Georgia, Inc.	348	(*)					
New establishments reporting: 2.							
Swift & Co.	3F		(*)				
Stockmen's Meat Packing Co., Inc.	258	(*)		(*)			
Chino Valley Meat Packing Co., Inc.	336		(*)				
Samuels E-Tex Packing Co.	353	(*)					
Middletown Beef Co., Inc.	483			(*)			
McCook Packing Corp.	660	(*)					
Baum's Meat Packing	792	(*)					
Bristol Packing Co.	828			(*)			
Siouxland Dressed Beef Co.	857F						
Wells and Davies, Inc.	860		(*)				
Species Added: 12.							

livestock loan assistance and who can qualify under established policies and procedures.

Done at Washington, D.C., this 24th day of October 1966.

ORVILLE L. FREEMAN,
Secretary.

[F.R. Doc. 66-11706; Filed, Oct. 26, 1966;
8:47 a.m.]

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Food and Drug Administration

ATLAS CHEMICAL INDUSTRIES, INC.

Notice of Filing of Petition for Food Additives

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(b)(5), 72 Stat. 1786; 21 U.S.C. 348 (b)(5)), notice is given that a petition (FAP 7B2104) has been filed by Atlas Chemical Industries, Inc., Wilmington, Del. 19899, proposing that § 121.2541

NOTICES

Emulsifiers and/or surface-active agents be amended to provide for the safe use of sorbitan monolaurate (saponification number 153-170, acid number 4-10, hydroxyl number 330-360) as an emulsifier and/or surface-active agent in the manufacture of articles or components of articles intended for use in contact with food. The petition also proposes that references to sorbitan monolaurate be deleted from §§ 121.2506, 121.2507, 121-2525, 121.2531, and 121.2557 since the proposed amendment to § 121.2541, would provide for use of the additive as contemplated.

Dated: October 19, 1966.

J. K. KIRK,
Associate Commissioner
for Compliance.

[F.R. Doc. 66-11718; Filed, Oct. 26, 1966;
8:48 a.m.]

DOW CHEMICAL CO.

Notice of Filing of Petition for Food Additives

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(b)(5), 72 Stat. 1786; 21 U.S.C. 348(b)(5)), notice is given that a petition (FAP 7A2105) has been filed by the Dow Chemical Co., Biochemical Research Laboratory, 1803 Building, Midland, Mich. 48640, proposing an amendment to § 121.1148 *Ion-exchange resins* to provide for the safe use of cross-linked epichlorohydrin ammonia resin in the purification of foods, including potable water.

Dated: October 19, 1966.

J. K. KIRK,
Associate Commissioner
for Compliance.

[F.R. Doc. 66-11719; Filed, Oct. 26, 1966;
8:48 a.m.]

GEIGY CHEMICAL CORP.

Notice of Filing of Petition Regarding Pesticides

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 408(d)(1), 68 Stat. 512; 21 U.S.C. 346a(d)(1)), notice is given that a petition (PP 7F0534) has been filed by Geigy Chemical Corp., Ardsley, N.Y. 10502, proposing the establishment of tolerances for residues of the herbicide simazine (2-chloro-4,6-bis(ethylamino)-s-triazine) in or on raw agricultural commodities, as follows:

Ten parts per million in or on asparagus.

One part per million in or on almonds, apples, artichokes, avocados, blackberries, blueberries, boysenberries, cherries, corn, cranberries, currents, dewberries, grapefruit, grapes, lemons, loganberries, macadamia nuts, olives, oranges, peaches, pears, pineapples, plums, raspberries, strawberries, sugarcane, and walnuts.

The analytical method proposed in the petition for determining residues of simazine is that of conversion of simazine to its hydroxy analog which is then measured spectrophotometrically.

Dated: October 20, 1966.

J. K. KIRK,
Associate Commissioner
for Compliance.

[F.R. Doc. 66-11720; Filed, Oct. 26, 1966;
8:49 a.m.]

W. H. MINER, INC.

Notice of Filing of Petition for Food Additives

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(b)(5), 72 Stat. 1786; 21 U.S.C. 348(b)(5)), notice is given that a petition (FAP 7A2109) has been filed by W. H. Miner, Inc., Rookery Building, 209 South La Salle Street, Chicago, Ill. 60604, proposing an amendment to § 121.1088 *Boiler water additives* to provide for the safe use of sodium glucoheptonate as a boiler water additive in the preparation of steam that will contact food.

Dated: October 20, 1966.

J. K. KIRK,
Associate Commissioner
for Compliance.

[F.R. Doc. 66-11721; Filed, Oct. 26, 1966;
8:49 a.m.]

MONSANTO CO.

Notice of Filing of Petition Regarding Pesticides

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 408(d)(1), 68 Stat. 512; 21 U.S.C. 346a(d)(1)), notice is given that a petition (PP 7F0524) has been filed by Monsanto Co., 800 North Lindbergh Boulevard, St. Louis, Mo. 63166, proposing the establishment of a tolerance of 0.1 part per million for residues of the herbicide 2-chloro-N-isopropylacetanilide in or on the raw agricultural commodities cottonseed and sweet corn.

The analytical method proposed in the petition for determining residues of the herbicide is that of gas liquid chromatography, in which the amount of residue present is determined by the amount of N-isopropylaniline recovered from strong hydrolysis of the crop extract.

Dated: October 20, 1966.

J. K. KIRK,
Associate Commissioner
for Compliance.

[F.R. Doc. 66-11722; Filed, Oct. 26, 1966;
8:49 a.m.]

FEDERAL COMMUNICATIONS COMMISSION

[Docket Nos. 16826, 16827; FCC 66M-1424]

BRANCH ASSOCIATES, INC., AND ASCENSION PARISH BROADCASTING CO.

Order Regarding Procedural Dates

In re applications of Branch Associates, Inc., Houma, La.; Docket No. 16826, File No. BP-16701; R. E. Hook, trading as Ascension Parish Broadcasting Co., Donaldsonville, La.; Docket No. 16827, File No. BP-17035; for construction permits.

The Hearing Examiner having been informally advised by counsel for Branch Associates, Inc., that the applicants contemplate filing in the immediate future an agreement among themselves which, if approved, may obviate the need for hearing on some but not all of the designated issues;

It appearing, that it is appropriate under such circumstances to reconsider the procedures established to govern this hearing;

It is ordered, This 20th day of October 1966, that the procedural dates established by the Hearing Examiner's order of September 16, 1966, are set aside, and that a further prehearing conference shall convene on October 27, 1966, at 9 a.m., in the offices of the Commission at Washington, D.C.

Released: October 24, 1966.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] BEN F. WAPLE,
Secretary.

[F.R. Doc. 66-11731; Filed, Oct. 26, 1966;
8:50 a.m.]

[Docket Nos. 16944, 16945; FCC 66-932]

PRAIRIELAND BROADCASTERS AND RICHARD P. LAMOREAUX

Order Designating Applications for Consolidated Hearing on Stated Issues

In re applications of Stephen P. Bellinger, Joel W. Townsend, Ben H. Townsend, Morris E. Kemper, and James A. Mudd, doing business as Prairieland Broadcasters, Monmouth, Ill.; Docket No. 16944, File No. BPH-5296; Requests: 97.7 mc, No. 249; 3 kw; 81 ft.; Richard P. Lamoreaux, Monmouth, Ill.; Docket No. 16945, File No. BPH-5441; Requests: 97.7 mc, No. 249; 3 kw(H); 3kw(V); 210 ft.; for construction permits.

At a session of the Federal Communications Commission held at its offices in Washington, D.C., on the 20th day of October 1966;

1. The Commission has under consideration the above captioned and described applications which are mutually exclusive in that operation by the applicants as proposed would cause mutual destructive interference.

2. Consideration of the programming proposals is required because of the substantial and material difference between the proposals in the amount of AM programming to be duplicated. Prairieland Broadcasters proposes to duplicate its companion AM station 37.50 percent of the time, while Richard P. Lamoreaux proposes independent operation. Therefore, programming evidence will be admissible under the standard comparative issue.

3. The areas and populations to be served are markedly different in size and that for the purposes of comparison, the areas and populations within the respective 1 mv/m contours together with the availability of other FM services of at least 1 mv/m in such areas will be considered under the standard comparative issue for the purpose of determining whether a comparative preference should accrue to either of the applicants.

4. Each of the applicants is qualified to construct and operate as proposed. However, because of their mutual exclusivity, the Commission is unable to make the statutory finding that a grant of the subject applications would serve the public interest, convenience, and necessity, and is of the opinion that they must be designated for hearing in a consolidated proceeding on the issues set forth below.

It is ordered, That, pursuant to section 309(e) of the Communications Act of 1934, as amended, the applications are designated for hearing in a consolidated proceeding, at a time and place to be specified in a subsequent order, upon the following issues:

1. To determine which of the proposals would better serve the public interest.

2. To determine in the light of the evidence adduced pursuant to the foregoing issue, which of the applications for construction permit should be granted.

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

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

Released: October 24, 1966.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] BEN F. WAPLE,
Secretary.

[F.R. Doc. 66-11732; Filed, Oct. 26, 1966;
8:50 a.m.]

[Docket Nos. 16655, 16656; FCC 66M-1425]

**JONES T. SUDBURY AND NORTHWEST
TENNESSEE BROADCASTING CO.,
INC.**

**Order Scheduling Further Prehearing
Conference**

In re applications of Jones T. Sudbury, Martin, Tenn.; Docket No. 16655, File No. BPH-5067; Northwest Tennessee Broadcasting Co., Inc., Martin, Tenn.; Docket No. 16656, File No. BPH-5174; for construction permits.

At the prehearing conference in the above-entitled proceeding held on July 18, 1966, it was decided to continue the further prehearing conference until after the Review Board had acted on the then pending petitions to modify and enlarge issues. The Review Board has now disposed of such petitions.

A further prehearing conference will be held on Friday, October 28, 1966, beginning at 9 a.m., in the offices of the Commission, Washington, D.C. The matters to be considered will include but will not be limited to those which are based on new issues which have been promulgated by the Review Board.

It is so ordered. This the 21st day of October 1966.

Released: October 24, 1966.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] BEN F. WAPLE,
Secretary.

[F.R. Doc. 66-11733; Filed, Oct. 26, 1966;
8:50 a.m.]

FEDERAL MARITIME COMMISSION

[Independent Ocean Freight Forwarder
License 473]

**AFRO-ASIAN FORWARDING CO.,
INC.**

Revocation of License

Whereas, Afro-Asian Forwarding Co., Inc., 20 Pearl Street, New York, N.Y. 10004, has ceased to operate as an independent ocean freight forwarder; and

Whereas, by letter dated October 13, 1966, Afro-Asian Forwarding Co., Inc., has requested the cancellation of its Independent Ocean Freight Forwarder License No. 473.

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. 473 of Afro-Asian Forwarding Co., Inc., be and is hereby revoked, effective this date.

It is further ordered, That Independent Ocean Freight Forwarder License No. 473 be returned to the Commission for cancellation.

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. 66-11715; Filed, Oct. 26, 1966;
8:48 a.m.]

[Docket No. 66-55; Agreement 2846-15]

**WEST COAST OF ITALY, SICILIAN,
AND ADRIATIC PORTS/NORTH AT-
LANTIC RANGE CONFERENCE**

Order of Investigation and Hearing

The member lines of the West Coast of Italy, Sicilian, and Adriatic Ports/North Atlantic Range Conference have filed with the Commission for approval, pursuant to section 15 of the Shipping Act, 1916, an agreement, which has been assigned Federal Maritime Commission Number 2846-15, to amend the basic agreement to provide for an increase in the amount of the admission fee from \$3,000 to \$10,000.

It appearing that Agreement 2846-15 may establish an unreasonable and unequal term or condition for admission and readmission to Conference membership of other qualified carriers in the trade, or could be detrimental to the commerce of the United States or otherwise in contravention of the statutory requirements of section 15 of the Shipping Act, 1916, and in order that a record may be developed upon which the Commission may determine whether to approve, disapprove, or modify Agreement 2846-15;

Now, therefore, it is ordered, That, pursuant to sections 15 and 22 of the Shipping Act, 1916, an investigation be and is hereby instituted to determine whether Agreement 2846-15 should be approved, disapproved, or modified.

It is further ordered, That the West Coast of Italy, Sicilian, and Adriatic Ports/North Atlantic Range Conference and the member lines thereof, as listed below, are hereby made respondents in this proceeding; and

It is further ordered, That this matter be assigned for public hearing before an examiner of the Commission's Office of Hearing Examiners and that the hearing be held at a date and place to be determined and announced by the presiding examiner; and

It is further ordered, That notice of this order be published in the FEDERAL REGISTER and that a copy thereof and notice of hearing be served upon respondents; and

It is further ordered, That any person other than respondents, who desires to become a party to this proceeding and participate therein, shall file a petition to intervene with the Secretary, Federal Maritime Commission, Washington, D.C. 20573, on or before November 8, 1966, with copy to parties.

And it is further ordered, That all future notices issued by or on behalf of the Commission in this proceeding, in-

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cluding notice of time and place of hearing or prehearing conference, shall be mailed directly to all parties of record.

By the Commission.

[SEAL]

THOMAS LISI,
Secretary.

APPENDIX A

Mr. G. Ravera, Secretary, The West Coast of Italy, Sicilian, and Adriatic Ports/North Atlantic Range Conference, Vico San Luca, 4, Genoa, Italy.

American Export Isbrandtsen Lines, Inc., 26 Broadway, New York, N.Y. 10004.

American President Lines, Ltd., 601 California Street, San Francisco, Calif. 94108.

Compagnie Fabre Societe Generale de Transports Maritimes, Black Diamond Steamship Co., 2 Broadway, New York, N.Y. 10004.

Concordia Line, Boise-Griffin Steamship Co., Inc., General Agents, 90 Broad Street, New York, N.Y. 10004.

Giacomo Costa Fu Andrea (Costa Line), Overseas Consolidated Co., Ltd., General Agents, 26 Broadway, New York, N.Y. 10004.

Hansa Line—Deutsche Dampfschiffahrts, Gesellschaft "Hansa", F. W. Hartmann & Co., Inc., General Agents, 21 West Street, New York, N.Y. 10006.

Hellenic Lines, Ltd., 39 Broadway, New York, N.Y. 10006.

"Italia" Societa per Azioni de Navigazione (Italian Line), 1 Whitehall Street, New York, N.Y. 10004.

Jugoslavenska Linijska Plovilba (Jugolinija), Crossocean Shipping Co., Inc., General Agents, 17 Battery Place, New York, N.Y. 10004.

Moller-Maersk Line, A.P., Moller Steamship Co., Inc., General Agents, 67 Broad Street, New York, N.Y. 10004.

Prudential Lines, Inc., 1 Whitehall Street, New York, N.Y. 10004.

Van Nievelt Goudriaan & Co's Stoomvaart Maatschappij N.V. (Constellation Line), Constellation Navigation, Inc., General Agents, 85 Broad Street, New York, N.Y. 10004.

Villain & Fassio e Compagnia Internazionale Di Genova (Fassio Line), Norton, Lilly & Co., Inc., General Agents, 26 Beaver Street, New York, N.Y. 10004.

Zim Israel Navigation Co., Ltd., Mediterranean Agencies, Inc., General Agents, 42 Broadway, New York, N.Y. 10004.

[F.R. Doc. 66-11717; Filed, Oct. 26, 1966; 8:48 a.m.]

FEDERAL POWER COMMISSION

[Docket Nos. RI67-98, etc.]

HUNT OIL CO. ET AL.

Order Providing for Hearings on and Suspension of Proposed Changes in Rates¹

OCTOBER 19, 1966.

The Respondents named herein have filed proposed increased rates and charges of currently effective rate schedules for sales of natural gas under Commission jurisdiction, as set forth below.

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

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

APPENDIX A

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

The Commission orders:

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

(B) Pending hearings and decisions thereon, the rate supplements herein are suspended and their use deferred until date shown in the "Date Suspended Until" column, and thereafter until made effective as prescribed by the Natural Gas Act.

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

(D) Notices of intervention or petitions to intervene may be filed with the Federal Power Commission, Washington, D.C., 20426, in accordance with the rules of practice and procedure (18 CFR 1.8 and 1.37(f)) on or before December 7, 1966.

By the Commission.

[SEAL]

JOSEPH H. GUTRIDE,
Secretary.

Docket No.	Respondent	Rate schedule No.	Supplement No.	Purchaser and producing area	Amount of annual increase	Date filing tendered	Effective date unless suspended	Date suspended until—	Cents per Mcf		Rate in effect subject to refund in docket No.
									Rate in effect	Proposed increased rate	
RI67-98...	Hunt Oil Co. (Operator) et al., 1401 Elm St., Dallas, Tex. 75202.	28	16	Texas Eastern Transmission Corp. (Greenwood-Waskom Field, Caddo Parish, La.) (Northern Louisiana).	\$1,846	9-26-66	2 11- 1-66	4- 1-67	\$17.2366	\$17.4417	RI66-127.
				do	406	9-26-66	2 11- 1-66	4- 1-67	15.3378	\$15.5410	
RI67-99...	Hunt Oil Co.	38	10	Texas Eastern Transmission Corp. (Woodlawn Field, Harrison County, Tex.) (R.R. District No. 6).	61	9-26-66	2 11- 1-66	4- 1-67	15.3378	\$15.5410	RI66-127.
RI67-100...	Hassie Hunt Trust (Operator) et al., 1401 Elm St., Dallas, Tex. 75202.	4	21	Texas Eastern Transmission Corp. (Northeast Lishon Field, Claiborne Parish, La.) (Northern Louisiana).	3,078	9-26-66	2 11- 1-66	4- 1-67	\$17.2365	\$17.4417	RI66-130.
RI67-101...	Lamar Hunt, 1401 Elm St., Dallas, Tex. 75202.	9	14	Texas Eastern Transmission Corp. (Lucky Field, Bienville Parish, La.) (Northern Louisiana).	1	9-26-66	2 11- 1-66	4- 1-67	\$17.2365	\$17.4417	RI66-134.
RI67-102...	Lamar Hunt Trust Estate et al., 1401 Elm St., Dallas, Tex. 75202.	8	14	do	656	9-26-66	2 11- 1-66	4- 1-67	\$17.2365	\$17.4417	RI66-135.
RI67-103...	Nelson Bunker Hunt Trust Estate, 1401 Elm St., Dallas, Tex. 75202.	7	14	do	410	9-26-66	2 11- 1-66	4- 1-67	\$17.2366	\$17.4417	RI66-135.
RI67-104...	William Herbert Hunt Trust Estate, 1401 Elm St., Dallas, Tex. 75202.	10	14	do	615	9-26-66	2 11- 1-66	4- 1-67	\$17.2366	\$17.4417	RI66-125.
RI67-105...	Shell Oil Co., 50 West 50th St., New York, N.Y. 10020.	303	2	Natural Gas Pipeline Co. of America (Northwest Chester Field, Woodward County, Okla.) (Panhandle Area).	1,242	9-23-66	2 11-15-66	4-15-67	\$17.0	\$19.5	
RI67-106...	Rounds & Stewart Natural Gasoline Co., Inc. (Operator), Union Center Bldg., Wichita, Kans. 67202.	1	3	Cities Service Gas Co., (East Antelope, Antelope Klenda, and Hillsboro Fields, Marion County, Kans.).	14,000	9-26-66	2 10-27-66	3-27-67	\$15.0	\$16.0	
RI67-107...	Frederick C. & Ferris F. Hamilton d.b.a. Hamilton Brothers, Ltd., 1517 Denver Club Bldg., Denver, Colo. 80202.	13	6	Kansas-Nebraska Natural Gas Co., Inc. (Camrick Field, Texas County, Okla.) (Panhandle Area).	665	9-29-66	2 11- 1-66	4- 1-67	\$17.8	\$18.0	RI66-133.

See footnotes at end of table.

Docket No.	Respondent	Rate schedule No.	Supplement No.	Purchaser and producing area	Amount of annual increase	Date filing tendered	Effective date unless suspended	Date suspended until—	Cents per Mcf		Rate in effect subject to refund in docket Nos.
									Rate in effect	Proposed increased rate	
RI67-108...	Humble Oil & Refining Co., Post Office Box 2180, Houston, Tex. 77001.	278	3	Natural Gas Pipeline Co. of America (Joiner City Plant, Carter County, Okla.) (Oklahoma "Other" Area).	12,000	9-30-66	12-1-66	5-1-67	15.0	17.0	18.0
RI67-109...	Russell Maguire (Operator) et al., 4200 First National Bank Bldg., Dallas, Tex. 75202. Attn: Mr. Max F. Powell.	2	12	Texas Eastern Transmission Corp. (Alco-Mag Field, Harris County, Tex.) (R.R. District No. 3).	2,160	9-23-66	11-1-66	4-1-67	16.0	17.0	16.2

¹ The stated effective date is the effective date requested by Respondent.

² Periodic rate increase.

³ Pressure base is 15,025 p.s.i.a.

⁴ Includes 1.75 cents tax reimbursement.

⁵ Pressure base is 14.65 p.s.i.a.

⁶ Subject to a downward B.T.U. adjustment.

Humble Oil & Refining Co. (Humble) requests that should the Commission suspend its rate filing that the suspension period be shortened to 1 day. Good cause has not been shown for granting Humble's request for limiting to 1 day the suspension period with respect to its rate filing and such request is denied.

Round & Stewart Natural Gasoline Co., Inc. (Operator) (Round & Stewart) requests a retroactive effective date of June 30, 1966, for its proposed rate increase. Good cause has not been shown for waiving the 30-day notice requirement provided in section 4(d) of the Natural Gas Act to permit an earlier effective date for Round & Stewart's rate filing and such request is denied.

All of the producers' proposed increased rates and charges exceed the applicable area price levels for increased rates as set forth in the Commission's statement of general policy No. 61-1, as amended (18 CFR 2.56).

[F.R. Doc. 66-11616; Filed, Oct. 26, 1966; 8:45 a.m.]

[Docket No. CP67-99]

CITIES SERVICE GAS CO.

Notice of Application

October 20, 1966.

Take notice that on October 17, 1966, Cities Service Gas Co. (Applicant), Post Office Box 25128, Oklahoma City, Okla. 73125, filed in Docket No. CP67-99 a "budget-type" application pursuant to section 7(c) of the Natural Gas Act and § 157.7(c) of the regulations under the Act for a certificate of public convenience and necessity authorizing the construction during the calendar year 1967 and the operation of certain natural gas transportation and sales facilities, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Applicant proposes to augment its ability to act with reasonable dispatch during the calendar year 1967 in establishing new delivery points for the sale of presently authorized volumes of natural gas to existing distributors in existing market areas at filed rates for resale by them pursuant to proper local and State authorizations, for direct sales of natural gas to consumers, and to make necessary miscellaneous rearrangements on its system.

Applicant states that the maximum delivery to any one customer will not exceed 100,000 Mcf of natural gas annually, and

that the gas will not be used for boiler fuel purposes, as defined by § 157.7(c)(9) of the regulations under the Act.

The total estimated cost of the proposed facilities will not exceed \$300,000, which cost will be paid out of treasury cash. No one project will cost over \$5,000.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington, D.C. 20426, in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) and the regulations under the Natural Gas Act (§ 157.10) on or before November 18, 1966.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act and the Commission's rules of practice and procedure, a hearing will be held without further notice before the Commission on this application if no protest or petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate is required by the public convenience and necessity. If a protest or petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

JOSEPH H. GUTRIDE,
Secretary.

[F.R. Doc. 66-11682; Filed, Oct. 26, 1966; 8:45 a.m.]

[Docket No. CP67-97]

COLUMBIA GULF TRANSMISSION CO. ET AL.

Notice of Application

OCTOBER 20, 1966.

Take notice that on October 14, 1966, Columbia Gulf Transmission Co. (Columbia Gulf), Post Office Box 683, Houston, Tex. 77001, United Fuel Gas Co. (United Fuel), Post Office Box 1273, Charleston, W. Va., 25325, and Kentucky Gas Transmission Corp. (Kentucky Gas),

¹ The stated effective date is the first day after expiration of the statutory notice.

² Includes 1.75 cents compression charge deducted by buyer for gas produced from the Curtis Ross No. 1 Well only.

³ Respondent is filing from initial certificated rate to first contractual periodic increase. (Initial contract rate of 17.0 cents has not been filed for.)

⁴ Includes 0.5 cent per Mcf for facilities amortization deducted by buyer.

Post Office Box 1273, Charleston, W. Va. 25325, filed in Docket No. CP67-97 a joint application pursuant to section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the construction and operation of certain natural gas facilities for the transportation and sale for resale of natural gas in interstate commerce, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Specifically, the Applicants request the following:

(1) Authorization for Columbia Gulf to construct and operate a main line tap on each of its two transmission lines and a measuring and regulating station, together with all appurtenant facilities, at a point on its main line transmission system near Kingston, Madison County, Ky., and to deliver volumes of gas through said facilities directly to Kentucky Gas for the account of United Fuel;

(2) Authorization for United Fuel to establish a new point of delivery to Kentucky Gas;

(3) Authorization for Kentucky Gas to deliver to Delta Natural Gas Co., Inc. (Delta) volumes of natural gas at such new delivery point near Kingston, Madison County, Ky., for resale by Delta in the unincorporated communities of Kingston and Terrill, Ky., and environs.

Columbia Gulf estimates that the cost of constructing the proposed facilities will be \$36,700, which cost will be paid from cash on hand.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington, D.C. 20426, in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) and the regulations under the Natural Gas Act (§ 157.10) on or before November 17, 1966.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act and the Commission's rules of practice and procedure, a hearing will be held without further notice before the Commission on this application if no protest or petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a

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grant of the certificate required by the public convenience and necessity. If a protest or petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicants to appear or be represented at the hearing.

JOSEPH H. GUTRIDE,
Secretary.

[F.R. Doc. 66-11683; Filed, Oct. 26, 1966;
8:45 a.m.]

[Docket No. E-7315]

GULF STATES UTILITIES CO.

Notice of Application

OCTOBER 20, 1966.

Take notice that on October 14, 1966, Gulf States Utilities Co. (Applicant) filed an application with the Federal Power Commission seeking authority pursuant to section 204 of the Federal Power Act authorizing the Applicant to issue unsecured promissory notes to commercial banks and unsecured promissory notes in the form of commercial paper to commercial paper dealers up to an aggregate principal amount of \$31 million.

Applicant is incorporated under the laws of the State of Texas with its principal business office at Beaumont, Tex., and is qualified to carry on its business in the States of Texas and Louisiana and is engaged principally in the business of generating, transmitting, distributing, and selling electric energy in Southeastern Texas and in south-central Louisiana.

Applicant expects to execute prior to December 31, 1966 loan agreements with Irving Trust Co. and the Chase Manhattan Bank to cover a portion of the 1967 interim financing requirements. Copies of these loan agreements will be filed as exhibits to this application. The interest rate on all borrowings under these loan agreements will be at the prime rate of the lender in effect at the time of each borrowing. The applicant also plans to issue unsecured promissory notes in the form of commercial paper at a discount to well-established investment banking firms that are engaged in the business of buying and selling commercial paper. The investment banking firms will, in turn, offer the commercial paper for sale to the investing public at a price that will provide the buyer with a lower interest yield than the interest cost to the Company. The interest cost or discount rate of issuing the commercial paper will be determined at the time it is issued. All commercial paper will have a maturity of not more than 9 months from the date of its issuance and the aggregate amount to be outstanding at any one time will not exceed the sum of (1) the dollar amount of the Company's receivables arising out of the sale of electricity, gas and merchandise, and (2) the dollar amount of the Company's fuel supply. As of August 31, 1966, the

sum of these items for the Company totaled \$14,418,438.

According to the application the proceeds from the borrowings under the loan agreements and from the issuance of commercial paper will be used to provide working capital and funds for corporate transactions.

Any person desiring to be heard or to make any protest with reference to said application should on or before November 9, 1966, file with the Federal Power Commission, Washington, D.C. 20426, petitions or protests in accordance with the requirements of the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10). The application is on file and available for public inspection.

JOSEPH H. GUTRIDE,
Secretary.

[F.R. Doc. 66-11684; Filed, Oct. 26, 1966;
8:45 a.m.]

[Docket No. CI67-2871]

SUPERIOR OIL CO.

Notice Postponing Hearing and Extending Time

OCTOBER 13, 1966.

Upon consideration of the motion filed by Staff Counsel, on October 10, 1966, in the above-designated proceeding, requesting postponement of the hearing set for November 15, 1966, by paragraph (A) of the order issued September 14, 1966, and further requesting deferral of the date within which Superior Oil Co. shall file and serve its case in chief as required by paragraph (D) of said order;

Notice is hereby given that commencement of the aforementioned hearing is postponed to January 10, 1967, and the date within which Superior shall file and serve its case in chief is extended to and including December 10, 1966.

JOSEPH H. GUTRIDE,
Secretary.

[F.R. Doc. 66-11685; Filed, Oct. 26, 1966;
8:45 a.m.]

[Docket No. CP67-107]

NORTHERN NATURAL GAS CO.

Notice of Application

OCTOBER 21, 1966.

Take notice that on October 20, 1966, Northern Natural Gas Co. (Applicant), 2223 Dodge Street, Omaha, Nebr. 68102, filed in Docket No. CP67-107 an application pursuant to section 7(b) and section 7(c) of the Natural Gas Act for permission and approval to abandon certain natural gas facilities and for a certificate of public convenience and necessity authorizing the construction and operation of other facilities, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Specifically, Applicant proposes to abandon and remove approximately 1,635 feet of its Ralston, Nebr., branchline and to install as a replacement approximately 2,260 feet of 4-inch line. Such action

has been made necessary by the development of a residential subdivision over the present location of the pipeline by the Ponderosa Development Co. (Ponderosa).

The total estimated cost of the relocation is \$11,017, which cost to Applicant will be reimbursed by Ponderosa.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington, D.C. 20426, in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) and the regulations under the Natural Gas Act (§ 157.10) on or before November 10, 1966.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act and the Commission's rules of practice and procedure, a hearing will be held without further notice before the Commission on this application if no protest or petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate and permission and approval for the proposed abandonment are required by the public convenience and necessity. If a protest or petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

JOSEPH H. GUTRIDE,
Secretary.

[F.R. Doc. 66-11707; Filed, Oct. 26, 1966;
8:47 a.m.]

SECURITIES AND EXCHANGE COMMISSION

[812-2023]

HERCULES INTERNATIONAL FINANCE CORP.

Notice of Filing of Application for Order Exempting Company From All Provisions of the Act

OCTOBER 21, 1966.

Notice is hereby given that Hercules International Finance Corp. ("applicant"), Wilmington, Del., a Delaware corporation, has filed an application pursuant to section 6(c) of the Investment Company Act of 1940 ("Act") for an order exempting it from all provisions of the Act and the rules and regulations thereunder. All interested persons are referred to the application on file with the Commission for a statement of the representations therein, which are summarized below.

The applicant was organized by Hercules Inc. ("Hercules") under the laws of the State of Delaware on October 14,

1966. The authorized capital stock of applicant consists of 1,000 shares of common stock without par value. All of such stock is to be purchased by Hercules for \$6 million in cash. Any additional securities which applicant may issue, other than debt securities, will be issued only to Hercules or to a wholly owned subsidiary of Hercules. Hercules will not dispose of any of applicant's securities which it has acquired, except to applicant or to another wholly owned subsidiary of Hercules.

Hercules is primarily engaged, directly and indirectly through 18 majority-owned subsidiaries, both domestic and foreign, in the manufacture and sale of chemicals, products made from chemicals, explosives, blasting supplies, protein products, polyolefin films and fibers, and molding powders and plasticizers.

The applicant has been organized in order to raise funds abroad for financing Hercules' expanding foreign operations while at the same time, providing assistance in improving the balance of payments position of the United States in compliance with the voluntary cooperation program instituted by the President in February 1965.

Applicant intends to issue and sell \$25 million of its Guaranteed Notes due December 1, 1971 ("Notes"). Hercules will guarantee the principal, interest payments and premium, if any, on the Notes. Any additional debt securities of the applicant which may be issued to or held by the public will be guaranteed by Hercules in a manner substantially similar to the guarantee of the Notes.

Applicant intends to invest its assets in stock or debt obligations of foreign corporations a majority of whose voting securities are owned directly or indirectly by Hercules and which are primarily engaged in the businesses described above in which Hercules and its subsidiaries now engage or in the business of selling products made by Hercules in the United States or by one of Hercules' subsidiaries and bearing Hercules' trademarks or brands. Prior to making investments in Hercules' majority-owned subsidiaries and in connection with changes in long-term investments, applicant will make interim investments in obligations of foreign governments or financial institutions, including interest bearing deposits in foreign banks. The applicant will not acquire the securities representing interim investments and loans for purpose of sale or distribution and will not trade in such securities.

The Notes are to be sold through a group of Underwriters for offering outside the United States. The Notes are to be offered and sold under conditions which are intended to assure that the Notes will not be offered or sold in the United States, its territories or possessions or to nationals or citizens or residents of the United States, its territories or possessions. The contracts relating to such offer and sale will contain various provisions intended to assure that the Notes will not be purchased by nationals or residents of the United States, its territories or possessions.

Any additional debt securities of applicant which may be sold to the public in the future will be sold under the substantially similar conditions.

Counsel has advised the applicant that U.S. persons (as defined in the Interest Equalization Tax Act) will be required to report and pay the interest equalization tax with respect to acquisition of the Notes, except where a specific statutory exemption is available. The applicant will apply to the Internal Revenue Service for a ruling to this effect prior to the sale of the Notes. Thus, by financing its foreign operations through the applicant rather than through the sale of its own debt obligations, Hercules will utilize an instrumentality, the acquisition of whose debt obligations by U.S. persons would, generally, subject such persons to the interest equalization tax, thereby discouraging them from purchasing such debt obligations.

Applicant submits that it is appropriate in the public interest and consistent with the protection of investors and the purposes fairly intended by the policies and provisions of the Act for the Commission to enter an order exempting applicant from each and every provision of the Act for the following reasons: (1) A principal purpose of the applicant is to assist in improving the balance of payments program of the United States by serving as a vehicle through which Hercules may obtain funds in foreign countries for its foreign operations; (2) the applicant will not deal or trade in securities; (3) the public policy underlying the Act is not applicable to the applicant and the security holders of the applicant do not require the protection of the Act, because the payment of the Notes, which is guaranteed by Hercules, does not depend on the operations or investment policy of the applicant, for the Noteholders may ultimately look to the business enterprise of Hercules rather than solely to that of the applicant; (4) none of the securities other than debt securities of the applicant will be held by any person other than Hercules or a wholly owned subsidiary of Hercules; (5) the Notes will be offered and sold abroad to foreign nationals under circumstances designed to prevent any reoffering or resale in the United States, its territories or possessions or to any U.S. national, citizen, or resident in connection with such offering; and (6) the burden of the Interest Equalization Tax will tend to discourage purchase of the Notes by any U.S. person.

Notice is hereby given that any interested person may, not later than November 1, 1966, at 5:30 p.m., submit to the Commission in writing a request for a hearing on the matter accompanied by a statement as to the nature of his interest, the reasons for such request and the issues of fact or law proposed to be controverted, or he may request that he be notified if the Commission shall order a hearing thereon. Any such communication should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request shall be served personally or by

mail (airmail if the person being served is located more than 500 miles from the point of mailing) upon applicant at the address stated above. Proof of such service (by affidavit or in case of an attorney at law by certificate) shall be filed contemporaneously with the request. At any time after said date, as provided by Rule 0-5 of the rules and regulations promulgated under the Act, an order disposing of the application herein may be issued by the Commission upon the basis of the information stated in said application, unless an order for hearing upon said application shall be issued upon request or upon the Commission's own motion.

For the Commission (pursuant to delegated authority).

[SEAL]

ORVAL L. DUBOIS,
Secretary.

[F.R. Doc. 66-11696: Filed, Oct. 26, 1966;
8:46 a.m.]

INTERSTATE COMMERCE COMMISSION

[Notice 982]

MOTOR CARRIER, BROKER, WATER CARRIER AND FREIGHT FORWARDER APPLICATIONS

OCTOBER 21, 1966.

The following applications are governed by Special Rule 1.247¹ of the Commission's general rules of practice (49 CFR, as amended), published in the FEDERAL REGISTER issue of April 20, 1966, effective May 20, 1966. These rules provide, among other things, that a protest to the granting of an application must be filed with the Commission within 30 days after date of notice of filing of the application is published in the FEDERAL REGISTER. Failure seasonably to file a protest will be construed as a waiver of opposition and participation in the proceeding. A protest under these rules should comply with § 1.247(d)(3) of the rules of practice which requires that it set forth specifically the grounds upon which it is made, contain a detailed statement of protestant's interest in the proceeding (including a copy of the specific portions of its authority which protestant believes to be in conflict with that sought in the application, and describing in detail the method—whether by joinder, interline, or other means—by which protestant would use such authority to provide all or part of the service proposed), and shall specify with particularity the facts, matters, and things relied upon, but shall not include issues or allegations phrased generally. Protests not in reasonable compliance with the requirements of the rules may be rejected. The original and one (1) copy of the protest shall be filed with the Commission, and a copy shall be served con-

¹ Copies of Special Rule 1.247 (as amended) can be obtained by writing to the Secretary, Interstate Commerce Commission, Washington, D.C. 20423.

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currently upon applicant's representative, or applicant if no representative is named. If the protest includes a request for oral hearing, such requests shall meet the requirements of § 1.247(d)(4) of the special rule, and shall include the certification required therein.

Section 1.247(f) of the Commission's rules of practice further provides that each applicant shall, if protests to its application have been filed, and within 60 days of the date of this publication, notify the Commission in writing (1) that it is ready to proceed and prosecute the application, or (2) that it wishes to withdraw the application, failure in which the application will be dismissed by the Commission.

Further processing steps (whether modified procedure, oral hearing, or other procedures) will be determined generally in accordance with the Commission's General Policy Statement Concerning Motor Carrier Licensing Procedures, published in the *FEDERAL REGISTER* issue of May 3, 1966. This assignment will be by Commission order which will be served on each party of record.

The publications hereinafter set forth reflect the scope of the applications as filed by applicants, and may include descriptions, restrictions, or limitations which are not in a form acceptable to the Commission. Authority which ultimately may be granted as a result of the applications here noticed will not necessarily reflect the phraseology set forth in the application as filed, but also will eliminate any restrictions which are not acceptable to the Commission.

No. MC 730 (Sub-No. 273), filed September 30, 1966. Applicant: PACIFIC INTERMOUNTAIN EXPRESS CO., a corporation, 1417 Clay Street, Oakland, Calif. 94604. Applicant's representative: Alfred G. Krebs (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, livestock, commodities in bulk, and those requiring special equipment), between junction U.S. Highways 40 and 42 and Cambridge, Ohio; from junction U.S. Highways 40 and 42, at or near Lafayette, Ohio, over U.S. Highway 40 (Interstate Highway 70), to Cambridge, Ohio, and return over the same route, serving no intermediate points, but serving junction U.S. Highways 40 and 42 for purposes of joinder only, and as an alternate route for operating convenience only. Note: Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Akron or Cleveland, Ohio.

No. MC 1753 (Sub-No. 3), filed October 6, 1966. Applicant: RENZ TRUCK LINES, INC., 231 Walnut Street, Pacific, Mo. 63069. Applicant's representative: Thomas P. Rose, Jefferson Building, Jefferson City, Mo. 65101. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those

of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading), serving the new generating plant of Union Electric Co. northeast of Labadie, in Franklin County, Mo., and all facilities, including substations, of Union Electric Co. located within 5 miles of the site of said new generating plant, as off-route points in connection with applicant's regular-route operations between Union, Mo., and National Stockyards, Ill. Note: If a hearing is deemed necessary, applicant requests it be held at Jefferson City or St. Louis, Mo.

No. MC 2900 (Sub-No. 143) (Correction), filed September 22, 1966, published in *FEDERAL REGISTER*, issue of October 13, 1966, and republished as corrected this issue. Applicant: RYDER TRUCK LINES, INC., 2050 Kings Road, Jacksonville, Fla. 32203. Applicant's representative: W. D. Beatenbough (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting:

General commodities (except those of unusual value, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading), (1) between Atlanta, Ga., and New Orleans, La., (a) from Atlanta, over U.S. Highway 29 to junction U.S. Highway 80 at or near Tuskegee, Ala., thence over U.S. Highway 80 to junction U.S. Highway 31 near Montgomery, Ala., thence over U.S. Highway 31 to junction U.S. Highway 90 at or near Mobile, Ala., and thence over U.S. Highway 90 to New Orleans, and (b) from Atlanta over Interstate Highway 85 to junction Interstate Highway 65 at or near Montgomery, Ala., thence over Interstate Highway 65 to junction Interstate Highway 10 at or near Mobile, Ala., thence over Interstate Highway 10 to New Orleans, and return over the same routes, as alternate routes for operating convenience only in (1) (a) and (b) above, serving no intermediate points; and (2) between Atlanta, Ga., and Baton Rouge, La., (a) from Atlanta, over U.S. Highway 29 to junction U.S. Highway 80, at or near Tuskegee, Ala., thence over U.S. Highway 80 to junction U.S. Highway 31, near Montgomery, Ala., thence over U.S. Highway 31 to junction U.S. Highway 90, at or near Mobile, Ala., thence over U.S. Highway 90 to junction U.S. Highway 190, thence over U.S. Highway 190 to Baton Rouge, and (b) from Atlanta, over Interstate Highway 85 to junction Interstate Highway 65, at or near Montgomery, Ala., thence over Interstate Highway 65 to junction Interstate Highway 10, at or near Mobile, Ala., thence over Interstate Highway 10 to junction Interstate Highway 12, thence over Interstate Highway 12 to Baton Rouge; and return over the same routes, as alternate routes for operating convenience only in (2) (a) and (b) above, serving no intermediate points. Note: Applicant requests the right to ingress and egress to, from, and between, points on route number (1) (a) on the one hand,

and, on the other, route number (1) (b); and points on route number (2) (a) on the one hand, and, on the other, route number (2) (b); over all roads and highways connecting said routes. The purpose of this republication is to show correct docket No. MC 2900 (Sub-No. 148), filed September 22, 1966, in lieu of MC 2900 (Sub-No. 149) as shown in the previous publication. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 2900 (Sub-No. 150), filed October 3, 1966. Applicant: RYDER TRUCK LINES, INC., Post Office Box 8418, Greensboro, N.C. 27410. Applicant's representative: Reagan Sayers and Clayte Binion, Post Office Drawer 17007, Fort Worth, Tex. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Chemicals*, in bulk from Luling, La., to points in the United States (except Alaska and Hawaii). Note: Applicant states it would tack the proposed authority at origin and destinations with its presently held authority. If a hearing is deemed necessary, applicant requests it be held at New Orleans, La.

No. MC 10761 (Sub-No. 202), filed October 6, 1966. Applicant: TRANS-AMERICAN FREIGHT LINES, INC., 1700 North Waterman Avenue, Detroit, Mich. 48209. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel, and iron and steel articles, and equipment, materials and supplies used in the manufacture or processing of iron and steel articles*, from Alton and Madison, Ill., to points in Michigan, Wisconsin, Ohio, and Indiana. Note: Applicant states joinder is intended at points within the St. Louis-East St. Louis commercial zone to points presently authorized under MC 10761 and subs thereto (not specified). If a hearing is deemed necessary, applicant requests it be held at St. Louis, Mo.

No. MC 13087 (Sub-No. 29), filed October 10, 1966. Applicant: STOCKBERGER TRANSFER & STORAGE, INC., 524 Second Street, SW., Mason City, Iowa 50401. Applicant's representative: William A. Landau, 1307 East Walnut Street, Des Moines, Iowa. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Malt beverages and related advertising matter*, from St. Louis, Mo., to Britt, Iowa. Note: If a hearing is deemed necessary, applicant requests it be held at Des Moines, Iowa.

No. MC 25869 (Sub-No. 73), filed October 11, 1966. Applicant: NOLTE BROS. TRUCK LINE, INC., 2509 "O" Street, Omaha, Nebr. Applicant's representative: Duane W. Acklie, Post Office Box 2028, Lincoln, Nebr. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel articles and supplies used by iron and steel manufacturers (other than oil field and pipeline commodities as defined by the Commission in T. E. Mercer and G. E. Mercer, Extension—Oil Field Commodities, 74 M.C.C. 459)*, between Chicago, Chicago

Heights, Waukegan, and Joliet, Ill., on the one hand, and, on the other, points in Iowa, Nebraska, Missouri, Kansas, South Dakota, and Colorado. NOTE: Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Omaha or Lincoln, Nebr.

No. MC 35628 (Sub-No. 272), filed October 12, 1966. Applicant: INTERSTATE MOTOR FREIGHT SYSTEM, a corporation, 134 Grandville SW, Grand Rapids, Mich. 49502. Applicant's representative: Leonard D. Verdier, Jr., 1 Vandenberg Center, Grand Rapids, Mich. 49502. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except class A and B explosives, household goods as defined by the Commission, and commodities in bulk), serving the plantsite of Essex Wire Corp. located at Purcell, Knox County, Ind. (approximately 5 miles south of Vincennes) as an off-route point in connection with applicant's regular route operations between Chicago, Ill., and Evansville, Ind., over U.S. Highway 41. *NOTE:* If a hearing is deemed necessary, applicant requests it be held at Indianapolis, Ind., or Chicago, Ill.

No. MC 52751 (Sub-No. 66), filed October 10, 1966. Applicant: ACE LINES, INC., 4143 East 43d Street, Des Moines, Iowa 50317. Applicant's representative: William A. Landau, 1307 East Walnut Street, Des Moines, Iowa 50306. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Iron and steel articles*, from Sterling and Rock Falls, Ill., to points in Kansas and Missouri; and (2) *refractory materials*, from Mexico, Mo., to Sterling and Rock Falls, Ill. Note: If a hearing is deemed necessary, applicant requests it be held at Des Moines, Iowa.

No. MC 52751 (Sub-No. 67), filed October 12, 1966. Applicant: ACE LINES, INC., 4143 East 43d Street, Des Moines, Iowa 50305. Applicant's representative: William A. Landau, 1307 East Walnut Street, Des Moines, Iowa 50306. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Agricultural chemicals*, other than in bulk, from the plant-site and warehouse facility of Monsanto Co., near Muscatine, Iowa (approximately 3 1/2 miles south of the Muscatine city limits), to points in Illinois, Indiana, Kansas, Michigan, Minnesota, Missouri, Nebraska, North Dakota, South Dakota, and Wisconsin. *NOTE:* If a hearing is deemed necessary, applicant requests it be held at Des Moines, Iowa.

No. MC 58813 (Sub-No. 83), filed October 7, 1966. Applicant: SELMAN'S EXPRESS, INC., 460 West 35th Street, New York, N.Y. 10001. Applicant's representative: Solomon Granett, 1350 Avenue of the Americas, New York, N.Y. 10019. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Materials and supplies used in the manufacture of wearing apparel*, between Greenville, S.C., on the one hand, and on the other

West Palm Beach, Jacksonville, Miami, and Hialeah, Fla. NOTE: Applicant states it has pending in MC 58813 (Subs 63 and 64), two applications seeking authority which includes the transportation of the same commodities, respectively, (1) between the New York, N.Y., commercial zone and points in South Carolina; and (2) between the New York, N.Y., commercial zone and points in Florida, and if the instant application and its Sub 63 (but not its Sub 64) is granted, then applicant intends to tack at Greenville with its Sub 63. If a hearing is deemed necessary, applicant requests it be held at New York, N.Y.

ques it to be held at New York, N.Y.
No. MC 59583 (Sub-No. 109), filed
October 6, 1966. Applicant: THE
MASON & DIXON LINES, INCOR-
PORATED, Eastman Road, Kingsport,
Tenn. 37662. Applicant's representative:
Clifford E. Sanders, 321 East Center
Street, Kingsport, Tenn. 37662. Author-
ity sought to operate as a *common car-
rier*, by motor vehicle, over regular
routes, transporting: *General commod-
ities* (except those of unusual value,
classes A and B explosives, household
goods as defined by the Commission,
commodities in bulk, commodities re-
quiring special equipment, and those in-
jurious or contaminating to other
lading), serving the plantsite of the Ten-
nessee Valley Authority located on the
north bank of the Tennessee River at
Brown's Ferry near Athens, Ala., as an
off-route point in connection with applic-
ant's presently held authorized author-
ity between Nashville, Tenn., and
Birmingham, Ala. NOTE: Common con-
trol may be involved. If a hearing is
deemed necessary, applicant requests it
be held at Washington, D.C., or Nash-
ville, Tenn.

No. MC 61403 (Sub-No. 162), filed October 5, 1966. Applicant: THE MASON AND DIXON TANK LINES, INC., Eastman Road, Kingsport, Tenn. 37662. Applicant's representative: W. C. Mitchell, 140 Cedar Street, New York, N.Y. 10006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Diketene*, in bulk, in tank vehicles, from Meadville, Pa., to Baltimore, Md., and Denver, Colo. NOTE: If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 61440 (Sub-No. 106), filed October 6, 1966. Applicant: LEE WAY MOTOR FREIGHT, INC., 3000 West Reno, Oklahoma City, Okla. 73108. Applicant's representative: Richard H. Champlin, Post Office Box 82488, Oklahoma City, Okla. 73108. Authority sought to operate as a common carrier, transporting: Iron and steel and iron and steel articles, and equipment, materials, and supplies used in the manufacture or processing of iron and steel articles, between Joliet and Waukegan, Ill., and points in the Chicago, Ill., commercial zone, as defined by the Commission on the one hand, and on the other, points in Alabama, Arkansas, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Michigan, Minnesota, Mississippi, Missouri, Nebraska,

North Dakota, Ohio, Oklahoma, Pennsylvania, South Dakota, Tennessee, Texas, and Wisconsin. NOTE: If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 64994 (Sub-No. 85), filed October 13, 1966. Applicant: HENNIS FREIGHT LINES, INC., Post Office Box 612, Winston-Salem, N.C. 27102. Applicant's representatives: Frank C. Phillips (same address as applicant) and Paul M. Daniell, Suite 1600, First Federal Building, Atlanta, Ga. 30303. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Prepared foodstuffs* (other than in bulk, in tank trailers), in trailers equipped with mechanical refrigeration units, from the plantsites of warehouses of The Pillsbury Co. at New Albany, Ind., and Louisville, Ky., to points in Alabama, Georgia, Illinois, Michigan, New York, North Carolina, Ohio, Pennsylvania, South Carolina, Tennessee, Virginia, and West Virginia. Note: If a hearing is deemed necessary, applicant requests it be held at Louisville, Ky., or Minneapolis, Minn.

No. MC 66512 (Sub-No. 5), filed October 7, 1966. Applicant: P & G MOTOR FREIGHT, INC., 450 Burnham Street, South Windsor, Conn. Applicant's representative: Reubin Kaminsky, 410 Asylum Street, Hartford, Conn. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Plastic coated materials*, from the plantsite of Pervel Industries, Inc. at Plainfield, Conn., to points in the New York-New York commercial zone and Bayway, East Newark, Kearney, Passaic, Harrison, Nutley, and Newark, N.J., and *materials, supplies, and equipment used in the manufacture of plastic coated materials*, on return. *NOTE: If a hearing is deemed necessary, applicant requests it be held at Hartford, Conn., or New York, N.Y.*

YORK, N.Y.
No. MC 75330 (Sub-No. 13) (Amendment), filed September 24, 1965, published FEDERAL REGISTER issue of October 14, 1965, amended October 7, 1966, and republished, as amended, this issue. Applicant: MORRIS DRAYING COMPANY, a corporation, 190 98th Avenue, Oakland, Calif. Applicant's representative: Daniel W. Baker, 405 Montgomery Street, San Francisco, Calif. 94104. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Buildings*, assembled or partially assembled, from Newark, Calif., to points in California, Oregon, Washington, Nevada, Arizona, Idaho, Montana, Wyoming, Utah, Colorado, New Mexico, and Texas. NOTE: The purpose of this republication is to clarify the proposed operation. If a hearing is deemed necessary, applicant requests it be held at San Francisco, Calif.

No. MC 76032 (Sub-No. 211), filed October 13, 1966. Applicant: NAVAJO FREIGHT LINES, INC., 1205 South Platte River Drive, Denver, Colo. 80223. Applicant's representative: Edward G. Bazelon, 39 South La Salle Street, Chicago, Ill. 60603. Authority sought to

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operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel, and iron and steel articles, and equipment, materials, and supplies* used in the manufacture or processing of iron and steel articles, between Joliet, Waukegan, and Chicago, Ill., and points in their respective commercial zones, on the one hand, and, on the other, points in Alabama, Arkansas, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Michigan, Minnesota, Mississippi, Missouri, Nebraska, North Dakota, Ohio, Oklahoma, Pennsylvania, South Dakota, Tennessee, Texas, and Wisconsin. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 95876 (Sub-No. 63), filed October 12, 1966. Applicant: ANDERSON TRUCKING SERVICE, INC., 203 Cooper Avenue North, St. Cloud, Minn. Applicant's representative: Donald A. Morken, 1000 First National Bank Building, Minneapolis, Minn. 55402. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Building materials, lumber, and millwork*, from Iron Mountain and Wakefield, Mich., and Birchwood, Dorchester, Laona, and Weyerhauser, Wis., to points in Iowa, Illinois, Kansas, Minnesota, Missouri, Nebraska, South Dakota, and Wisconsin. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Minneapolis, Minn.

No. MC 103654 (Sub-No. 121) filed October 6, 1966. Applicant: SCHIRMER TRANSPORTATION COMPANY, INCORPORATED, 1145 Homer Street, St. Paul, Minn. Applicant's representative: Grant J. Merritt, 1000 First National Bank Building, Minneapolis, Minn. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum products*, in bulk, in tank vehicle, from the site of the Williams Bros. Pipeline Co. terminal at or near Rochester, Minn., to points in Iowa and Wisconsin. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Minneapolis, Minn.

No. MC 105159 (Sub-No. 20), filed October 11, 1966. Applicant: LAWRENCE TRUCKING, INC., 1320 West Main Street, Red Wing, Minn. Applicant's representative: Donald B. Taylor, Post Office Box 5068, 3464 Minnehaha Avenue South, Minneapolis, Minn. 55406. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Feed and feed ingredients*, in bulk or bags from Red Wing, Minn., to points in Iowa, Michigan (Upper Peninsula), Minnesota, Nebraska, North Dakota, South Dakota, and Wisconsin. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Minneapolis, Minn.

No. MC 105159 (Sub-No. 21), filed October 11, 1966. Applicant: LAWRENCE TRUCKING, INC., 1320 West Main Street, Red Wing, Minn. Applicant's representative: Donald B. Taylor, Post Office Box 5068, 3464 Minnehaha

Avenue South, Minneapolis, Minn. 55406. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Antispalling compounds (vegetable oils and petroleum naphtha or mineral spirits combined)*, and (2) *vegetable oils*, in bulk, in tank vehicles, between Red Wing, Minn., and points in Minnesota. **NOTE:** Applicant states the proposed authority herein can or will be joined at Red Wing, Minn., with its presently authorized authority in its Sub 17 wherein it conducts operations from Red Wing to points in Illinois, Indiana, Kentucky, Iowa, Michigan, Missouri, Nebraska, North Dakota, Ohio, South Dakota, West Virginia, Wisconsin, and points in Pennsylvania, on and west of U.S. Highway 219. If a hearing is deemed necessary, applicant requests it to be held at Minneapolis, Minn.

No. MC 106086 (Sub-No. 15), filed October 3, 1966. Applicant: WINANS BROS. TRUCKING CO., a corporation, Post Office Box 910, Redding, Calif. Applicant's representative: Marvin Handler, 405 Montgomery Street, Suite 1401, San Francisco, Calif. 94104. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Wood chips*, from points in Amador, Butte, Calaveras, Colusa, El Dorado, Fresno, Glenn, Humboldt, Lake, Lassen, Madera, Marin, Mariposa, Mendocino, Merced, Napa, Nevada, Placer, Plumas, Sacramento, San Joaquin, Shasta, Sierra, Siskiyou, Solano, Sonoma, Stanislaus, Sutter, Tehama, Trinity, Tulare, Tuolumne, Yolo, and Yuba Counties, Calif., to Port of Sacramento, Sacramento, Calif., and Port of Stockton, Stockton, Calif. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at San Francisco, or Sacramento, Calif.

No. MC 106373 (Sub-No. 33), filed October 6, 1966. Applicant: THE SERVICE TRANSPORT CO., a corporation, 11910 Harvard Avenue, Cleveland, Ohio 44105. Applicant's representative: Carl L. Steiner, 39 South La Salle Street, Chicago, Ill. 60603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel, and iron and steel articles, and equipment, material, and supplies used in the manufacture or processing of iron and steel articles*, between points in the Chicago, Ill., commercial zone, on the one hand, and, on the other, points in Alabama, Arkansas, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Michigan, Minnesota, Mississippi, Missouri, Nebraska, North Dakota, Ohio, Oklahoma, Pennsylvania, South Dakota, Tennessee, Texas, and Wisconsin. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 106644 (Sub-No. 74), filed October 5, 1966. Applicant: SUPERIOR TRUCKING COMPANY, INC., 2770 Peyton Road NW, Chattahoochee Station, Atlanta, Ga. 30321. Applicant's representative: Otis E. Stovall (same address as applicant). Authority sought to operate as a *common carrier*, by motor ve-

hicle, over irregular routes, transporting: (1) *Asphalt or composition lumber (boards or sheets made from wood chips, ground wood, or sawdust)*, from the plant and warehouse sites of Dierks Forest, Inc., at or near Craig (McCurtain County) and Broken Bow (McCurtain County), Okla., to points in Alabama, Arkansas, Connecticut, Delaware, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Mississippi, Missouri, Nebraska, New Hampshire, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, South Carolina, Tennessee, Texas, Vermont, Virginia, West Virginia, Wisconsin, and the District of Columbia, (2) *gypsum wallboard, gypsum lath, and gypsum wallboard products*, from the plantsite of Dierks Forest, Inc., Briar (Howard County), Ark., to points in Alabama, Florida, Georgia, Illinois, Indiana, Kansas, Kentucky, Louisiana, Mississippi, Missouri, North Carolina, Ohio, Oklahoma, South Carolina, Tennessee, Texas, Virginia, and West Virginia, (3) *lumber and lumber products*, from Dierks (Howard County) and Mountain Pike (Garland County), Ark., to points in Alabama, Florida, Georgia, Illinois, Indiana, Kansas, Kentucky, Louisiana, Michigan, Mississippi, Missouri, New Jersey, New York, North Carolina, Ohio, Oklahoma, Pennsylvania, South Carolina, Tennessee, Texas, Virginia, and Wisconsin, (4) *lumber and lumber products*, from Wright City (McCurtain County), Okla., to points in Alabama, Arkansas, Florida, Georgia, Illinois, Indiana, Kansas, Kentucky, Louisiana, Michigan, Mississippi, Missouri, New York, New Jersey, North Carolina, Ohio, Pennsylvania, South Carolina, Tennessee, Texas, Virginia, and Wisconsin, and (5) *posts, poles, and piling and lumber*, treated and untreated, from the plantsite of Dierks Forest, Inc. at Process City (Sevier County), Ark., to points in Alabama, Florida, Georgia, Illinois, Indiana, Kansas, Kentucky, Michigan, Mississippi, Missouri, New Jersey, New York, North Carolina, Ohio, Oklahoma, Pennsylvania, South Carolina, Tennessee, Texas, and Virginia. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Little Rock, Ark., or Birmingham, Ala.

No. MC 106943 (Sub-No. 88), filed October 12, 1966. Applicant: EASTERN EXPRESS, INC., 1450 Wabash Avenue, Terre Haute, Ind. Applicant's representative: John E. Lesow, 3737 North Meridian Street, Indianapolis, Ind. 46208. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except classes A and B explosives, livestock, grain, petroleum products, in bulk, household goods as defined by the Commission, and commodities requiring special equipment), serving the plantsite of the Essex Wire Corp. located at or near Purcell, Knox County, Ind., as an off-route point in connection with applicant's presently authorized regular-route operations to and from Vincennes, Ind. **NOTE:** Applicant states the authority proposed herein can or will be joined with

its presently authorized authority in MC 106943 and subs (not specified). If a hearing is deemed necessary, applicant requests it be held at Indianapolis, Ind., Chicago, Ill., or Louisville, Ky.

No. MC 107757 (Sub-No. 27) (Amendment), filed August 23, 1966, published in FEDERAL REGISTER issue of September 14, 1966, amended and republished this issue. Applicant: M. C. SLATER, INC., Post Office Box 369, Granite City, Ill. Applicant's representative: Eugene L. Cohn, One North La Salle Street, Chicago, Ill. 60602. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Iron and steel articles, and equipment, materials, and supplies used in the manufacture and processing of iron and steel articles, between points in the St. Louis, Mo.-East St. Louis, Ill., commercial zone, as defined by the Commission, and Alton, Ill., on the one hand, and, on the other, points in Illinois, Indiana, Michigan, and Wisconsin. Note: The purpose of this amendment is to broaden the base area to include all points in the St. Louis, Mo.-East St. Louis, Ill., commercial zone in lieu of the specified points of Madison and Granite City, Ill., within said zone and to add Illinois to the radial area. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 108207 (Sub-No. 211), filed October 5, 1966. Applicant: FROZEN FOOD EXPRESS, a corporation, 318 Cadiz Street, Post Office Box 5888, Dallas, Tex. 75222. Applicant's representative: Paul M. Daniell, 1600 First Federal Building, Atlanta, Ga. 30303. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Prepared foodstuffs, in vehicles equipped with mechanical refrigeration (except in bulk in tank vehicles), from the plantsite and warehouse facilities of The Pillsbury Co. at New Albany, Ind., and Louisville, Ky., to points in Arkansas, Illinois, Iowa, Minnesota, Missouri, Nebraska, Wisconsin, and Memphis, Tenn. Note: If a hearing is deemed necessary, applicant requests it be held at Louisville, Ky., or Minneapolis, Minn.

No. MC 108393 (Sub-No. 5), filed October 10, 1966. Applicant: SIGNAL DELIVERY SERVICE, INC., 782 Industrial Drive, Elmhurst, Ill. 60126. Applicant's representative: J. A. Kunditz, 1050 Union Commerce Building, Cleveland, Ohio 44115. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: Such merchandise, articles, and commodities as are dealt in by mail-order houses and retail stores, and in connection therewith, such equipment, material, and supplies used in the conduct of such business, including returned shipments, (1) between Jamestown, N.Y., on the one hand, and, on the other, points in Erie, Warren, McKean, and Crawford Counties, Pa.; (2) between Albany, Colonie, Schenectady, and Amsterdam, N.Y., on the one hand, and, on the other, points in Berkshire County, Mass., and Bennington County, Vt.; and, (3) between Berkshire County, Mass., on the one hand, and, on the other, points in Bennington County, Vt., under

a continuing contract with Sears, Roebuck & Co. Note: If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Philadelphia, Pa.

No. MC 108884 (Sub-No. 13), filed October 12, 1966. Applicant: ROGERS AND RASPER, INC., Great Meadows, N.J. Applicant's representative: Bert Collins, 140 Cedar Street, New York, N.Y. 10006. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) Frozen foods, and (2) commodities, the transportation of which is partially exempt under the provisions of section 203 (b) (6) of the Interstate Commerce Act if transported in vehicles not used in carrying any other property, when moving in the same vehicle at the same time with frozen foods, from Gloucester and Boston, Mass., to New York, N.Y., points in Nassau, Suffolk, Westchester, Orange, Rockland, and Broome Counties, N.Y., points in Bergen, Essex, Hudson, Union, Morris, Warren, Passaic, Middlesex, Somerset, Monmouth, Ocean, Mercer, and Atlantic Counties, N.J., and points in Pennsylvania on and east of U.S. Highway 15 extending from the Pennsylvania-Maryland State line to the Pennsylvania-New York State line, and returned, rejected, and damaged shipments, of (1) and (2) above on return. Note: Applicant states it seeks no duplicating authority. If a hearing is deemed necessary, applicant requests it be held at New York, N.Y., or Boston, Mass.

No. MC 110420 (Sub-No. 535), filed October 10, 1966. Applicant: QUALITY CARRIERS, INC., 100 South Calumet Street, Burlington, Wis. Applicant's representative: Allan B. Torhorst (same address as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Animal and vegetable oils and blends thereof and shortening, in bulk in tank vehicles, from Rochester, N.Y., to points in Wisconsin. Note: If a hearing is deemed necessary, applicant requests it be held at Madison, Wis., or Chicago, Ill.

No. MC 110525 (Sub-No. 803), filed October 10, 1966. Applicant: CHEMICAL LEAMAN TANK LINES, INC., 520 East Lancaster Avenue, Downingtown, Pa. 19335. Applicant's representatives: Leonard A. Jaskiewicz, 1155 15th Street, Madison Building, Washington, D.C. 20005, and Edwin H. van Deusen (same address as applicant). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Fertilizer, fertilizer compounds, fertilizer ingredients, and fertilizer materials, dry, in bulk, from Cincinnati, Ohio, to points in Michigan. Note: If a hearing is deemed necessary, applicant requests it be held at Columbus, Ohio.

No. MC 111069 (Sub-No. 37), filed October 5, 1966. Applicant: COLDWAY CARRIERS, INC., Post Office Box 38, Clarksville, Ind. Applicant's representative: Rudy Yessin, Post Office Box 457, Frankfort, Ky. 40601. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: Coffee whitener (coffee pak), vegetable oil base, in $\frac{1}{2}$ -oz. containers, from

Louisville, Ky., to points in Georgia, Illinois, Indiana, Kentucky, Louisiana, Mississippi, Missouri, Ohio, Tennessee, and West Virginia under contract with Food Specialties of Kentucky. Note: If a hearing is deemed necessary, applicant requests it be held at Louisville, or Frankfort, Ky.

No. MC 111729 (Sub-No. 172), filed October 10, 1966. Applicant: AMERICAN COURIER CORPORATION, 222-17 Northern Boulevard, Bayside, N.Y. 11361. Applicant's representative: Russell S. Bernhard, 1625 K Street NW, Washington, D.C. 20006. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) Ophthalmic goods and commercial papers (excluding plant removals), between Cleveland, Ohio, on the one hand, and, on the other, points in Delaware, Montgomery and Philadelphia Counties, Pa., (2) business papers, records and audit, and accounting media of all kinds (excluding plant removals), between Dayton, Ohio, on the one hand, and, on the other, points in Indiana, Kentucky (except Louisville), Michigan (except Wayne, Oakland and Macomb Counties), and Pennsylvania, and (3) exposed and processed film and prints, complimentary replacement film, incidental dealer handling supplies consisting of labels, envelopes, and packaging materials, and advertising literature moving therewith (excluding motion picture film used primarily for commercial theater and television exhibition), between Des Plaines, Ill., and Menomonee Falls, Wis. Note: Applicant holds contract carrier authority in MC 112750 and subs, therefore dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Cleveland or Cincinnati, Ohio.

No. MC 111844 (Sub-No. 5), filed October 4, 1966. Applicant: DEAN BRENNAN, doing business as BRENNAN TRANSPORT, Route 4, Manitowoc, Wis. 54220. Applicant's representative: E. J. Gerrity, Post Office Box 914, Appleton, Wis. 54911. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: Vinegar, in bulk in tank trucks, from Manitowoc, Wis., to Baltimore, Md., and Omaha, Nebr., under contract with A. M. Richter & Sons Co., Manitowoc, Wis. Note: If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., Milwaukee or Madison, Wis.

No. MC 113410 (Sub-No. 62), filed October 11, 1966. Applicant: DAHLEN TRANSPORT, INC., 875 North Prior Avenue, St. Paul, Minn. 55104. Applicant's representative: Leonard Jaskiewicz, Madison Building, 1155 15th Street NW, Washington, D.C. 20005. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Petroleum products, in bulk, in tank vehicles, from Minneapolis and St. Paul, Minn., and points within 10 miles thereof, to points in Wisconsin. Note: If a hearing is deemed necessary, applicant requests it be held at Minneapolis, Minn.

NOTICES

No. MC 113678 (Sub-No. 266), filed October 7, 1966. Applicant: CURTIS, INC., 770 East 51st Avenue, Denver, Colo. 80216. Applicant's representative: Duane W. Acklie, Post Office Box 2028, Lincoln, Nebr. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, meat byproducts, and articles distributed by meat packinghouses*, (1) from Greeley, Colo., to points in Illinois, Indiana, Michigan, Ohio (except Cincinnati), New York (except New York City), Pennsylvania, Maryland (except Baltimore), New Jersey, Massachusetts (except Boston), and Connecticut (except New Haven); and, (2) from Denver, Colo., to points in Illinois, Indiana, Michigan, Ohio, New York (except New York City), Pennsylvania, Maryland (except Baltimore), New Jersey, Massachusetts (except Boston), Connecticut, and Wisconsin, and Davenport, Iowa. Note: Applicant indicates it could or would tack with its existing authority at Denver and Greeley, Colo., to provide a service to the area sought herein. If a hearing is deemed necessary, applicant requests it be held at Denver, Colo.

No. MC 113843 (Sub-No. 122), filed October 11, 1966. Applicant: REFRIGERATED FOOD EXPRESS, INC., 316 Summer Street, Boston, Mass. 02210. Applicant's representative: Joseph M. Cahill (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, and meat byproducts, and articles distributed by meat packinghouses*, as described in section A and C of appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766, from North Aurora, Ill., to points in Connecticut, Delaware, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York, Pennsylvania, Rhode Island, Vermont, and the District of Columbia. Note: Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 113855 (Sub-No. 142), filed October 10, 1966. Applicant: INTERNATIONAL TRANSPORT, INC., South Highway 52, Rochester, Minn. 55901. Applicant's representative: Gene P. Johnson, 502 First National Bank Building, Fargo, N. Dak. 58102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel, iron and steel articles, and equipment, material, and supplies used in the manufacture and processing of iron and steel articles, between Chicago, Ill., and points in its commercial zone, on the one hand, and, on the other, points in Alabama, Arkansas, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Michigan, Minnesota, Mississippi, Missouri, Nebraska, North Dakota, Ohio, Oklahoma, Pennsylvania, South Dakota, Tennessee, Texas, and Wisconsin*. Note: If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 113908 (Sub-No. 192), filed October 7, 1966. Applicant: ERICKSON TRANSPORT CORPORATION, 706 West Tampa, Box 3180, Springfield, Mo. Applicant's representative: Robert K. Allen (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fruit juice and fruit juice concentrate in bulk, in tank vehicles, from Chicago, Ill., to points in California, New Jersey, Tennessee, and Oklahoma*. Note: If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 114045 (Sub-No. 256), filed October 4, 1966. Applicant: TRANSCOLD EXPRESS, INC., Post Office Box 5842, Dallas, Tex. 75222. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, and meat byproducts*, from Dallas, Tex., to points in Louisiana and Mississippi. Note: If a hearing is deemed necessary, applicant requests it be held at Dallas, Tex.

No. MC 114045 (Sub-No. 257), filed October 4, 1966. Applicant: TRANSCOLD EXPRESS, INC., Post Office Box 5842, Dallas, Tex. 75222. Applicant's representative: James T. Moore (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Canned animal foods*, from Los Angeles, Calif., to points in Texas, Oklahoma, Arkansas, Louisiana, Mississippi, Alabama, Georgia, Tennessee, Missouri, Kansas, Iowa, Nebraska, Illinois, and Indiana. Note: If a hearing is deemed necessary, applicant requests it be held at Los Angeles, Calif., or Dallas, Tex.

No. MC 114789 (Sub-No. 16), filed October 7, 1966. Applicant: NATIONWIDE CARRIERS, INC., 721 Second Street SE, Minneapolis, Minn. Applicant's representative: Donald L. Stern, 630 City National Bank Building, Omaha, Nebr. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Floor coverings, stair treads, floor covering base, flooring cement, floorstone, tile, matting, counter tops, and moulding*, and (2) *tools, materials, and supplies used in installation, maintenance, and repair of the commodities in (1) above*, from points in Maine, Massachusetts, Connecticut, New York, New Jersey, Ohio, and Chicago, Ill., and points in its commercial zone, to points in Iowa, North Dakota, South Dakota, Wisconsin, and Minnesota, under a continuing contract with General Floor Coverings Co., Minneapolis, Minn. Note: Applicant has pending common carrier application in MC 117940 Sub 3, therefore, dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Minneapolis, Minn.

No. MC 115331 (Sub-No. 210), filed October 12, 1966. Applicant: TRUCK TRANSPORT, INCORPORATED, 707 Market Street, St. Louis, Mo. 63101. Applicant's representative: Thomas F. Kilroy, 913 Colorado Building, 1341 G Street NW, Washington, D.C. 20005. Note: If a hearing is deemed necessary, applicant requests it be held at Omaha, Nebr.

Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Agricultural chemicals*, other than in bulk, from the plantsite and warehouse facility of Monsanto Co., near Muscatine, Iowa (approximately 3½ miles south of Muscatine city limits) to points in Illinois, Indiana, Kansas, Michigan, Minnesota, Missouri, Nebraska, North Dakota, South Dakota, and Wisconsin. Note: If a hearing is deemed necessary, applicant requests it be held at St. Louis, Mo., or Chicago, Ill.

No. MC 115771 (Sub-No. 9), filed October 10, 1966. Applicant: PENBROOK HAULING COMPANY, INC., Post Office Box 1551, Harrisburg, Pa. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Trailers, semitrailers, and trailer chassis, and semitrailer chassis* (except those designed to be drawn by passenger automobiles), in initial movements in truckaway and driveway service, (2) *bodies and containers* (except containers having a capacity of 5 gallons or less or 9 cubic feet or less), (3) *materials, supplies, and parts used in the manufacture, assembly or servicing of the commodities described in (1) and (2) above* when moving in mixed loads with such commodities, and (4) *tractors*, in secondary driveway, only when drawing trailers, semitrailers or semitrailer chassis, moving in initial driveway service, from points in Lower Swatara Township, Dauphin County, Pa., to points in the United States (except Alaska and Hawaii), and (5) *refused, rejected and damaged shipments* of the commodities described hereinabove, on return, in connection with (1), (2), (3), and (4) above. Restriction: All of the proposed authority in (2) and (3) above will be restricted against the transportation of commodities which because of size or weight require the use of special equipment. Note: Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 115826 (Sub-No. 159), filed October 11, 1966. Applicant: W. J. DIGBY, INC., Post Office Box 5088 Terminal Annex, Denver, Colo. 80217. Applicant's representative: John F. DeCock (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meat, meat products, meat byproducts and articles distributed by meat packinghouses* as described in sections A and C of appendix I to the *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766, from the plantsite and storage facilities utilized by American Beef Packers, Inc., in Pottawattamie County, Iowa, to points in California, Arizona, North Carolina, South Carolina, and Georgia, restricted to traffic originating at the plantsite and storage facilities of American Beef Packers, Inc. Note: If a hearing is deemed necessary, applicant requests it be held at Omaha, Nebr.

No. MC 115841 (Sub-No. 299), filed October 10, 1966. Applicant: COLONIAL REFRIGERATED TRANSPORTATION,

INC., Post Office Box 2169, 1212 Bankhead Highway West, Birmingham, Ala. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods*, (1) between Cleveland, Ohio, on the one hand, and, on the other, points in Pennsylvania, New York, Rhode Island, Massachusetts, and Connecticut, and (2) from Cleveland, Ohio, to points in Iowa, Nebraska, Illinois, Indiana, Missouri, Kansas, Wisconsin, and Minnesota. Note: If a hearing is deemed necessary, applicant requests it be held at Cleveland, Ohio, or Washington, D.C.

No. MC 115841 (Sub-No. 300), filed October 10, 1966. Applicant: COLONIAL REFRIGERATED TRANSPORTATION, INC., Post Office Box 2169, 1215 Bankhead Highway West, Birmingham, Ala. Applicant's representative: C. E. Wesley (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Pineapples and coconuts, when moving in mixed loads with bananas* (currently authorized), (1) from Gulfport, Miss., to Lake Charles, La., Houston, Tex., and, points in Alabama (except Montgomery), Arkansas, Illinois, Indiana, Iowa, Kansas, Kentucky, Michigan, Minnesota, Mississippi, Missouri, Nebraska, Ohio, Tennessee, and Texas, and, (2) from Mobile, Ala., to points in Alabama, Tennessee, Arkansas, Kentucky, Ohio, Pennsylvania, New York, Michigan, Indiana, and Illinois. Note: If a hearing is deemed necessary, applicant requests it be held at New Orleans, La., or Mobile, Ala.

No. MC 115931 (Sub-No. 15) (Correction), filed September 19, 1966, published in *FEDERAL REGISTER* issue of October 6, 1966, corrected and republished this issue. Applicant: BABCOCK & LEE TRANSPORTATION, INC., 1002 Third Avenue, Post Office Box 1961, North Billings, Mont. Applicant's representative: John H. Lewis, The 1650 Grant Street Building, Denver, Colo. 80203. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Prefabricated steel buildings and components or parts therefor*, from points in Fayette County, Ohio, and points in Vigo County, Ind., to points in Montana and Wyoming; and (2) *lumber* (a) from points in Lake, Lincoln, Mineral, and Sanders Counties, Mont., to points in Illinois, Indiana, Iowa, Minnesota, Ohio, South Dakota, and Wisconsin, and (b) from points in Flathead, Granite, Missoula, and Ravalli Counties, Mont., to points in Indiana and Ohio. Note: The purpose of this correction is to show the name of applicant's representative as John H. Lewis, erroneously shown as Oscar Scherer in the previous publication. If a hearing is deemed necessary, applicant requests it be held at Billings, Mont.

No. MC 115946 (Sub-No. 38), filed October 12, 1966. Applicant: GAY TRUCKING COMPANY, a corporation, Post Office Box 7055, Savannah, Ga. 31408. Applicant's representative: William P. Sullivan, 1825 Jefferson Place NW, Washington, D.C. 20036. Authority

sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Chemicals and liquid acids*, in bulk, from points in Richmond County, Ga., to points in North Carolina, South Carolina, Tennessee, and Virginia. Note: If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Atlanta, Ga.

No. MC 116544 (Sub-No. 82) filed October 11, 1966. Applicant: WILSON BROTHERS TRUCK LINE, INC., 700 East Fairview, Post Office Box 518, Carthage, Mo. 64836. Applicant's representative: Duane W. Acklie, Box 2028, Lincoln, Nebr. 68501. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, meat byproducts, and articles distributed by meat packinghouses*, as described in appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk, in tank vehicles), from the plantsite and storage facilities of American Beef Packers located in Pottawattamie County, Iowa, to points in Alabama, Georgia, South Carolina, North Carolina, Minnesota, and Wisconsin, restricted to traffic originating at Pottawattamie County, Iowa. Note: If a hearing is deemed necessary, applicant requests it be held at Omaha, Nebr.

No. MC 117815 (Sub-No. 114), filed September 26, 1966. Applicant: PULLEY FREIGHT LINES, INC., 405 Southeast 20th Street, Des Moines, Iowa 50316. Applicant's representative: John P. Bourroughs (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Matches, wooden or paper, in cartons or boxes, when in combined shipments with canned food-stuffs*, from the plantsites and storage facilities utilized by Hunt Food Industries, Inc., located at Chicago and Northlake, Ill., to points in Iowa, restricted to shipments originating at the plantsites and storage facilities utilized by Hunt Foods Industries, Inc., located at Chicago and Northlake, Ill., destined to points in Iowa. Note: Applicant states it seeks no duplicating authority. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 119226 (Sub-No. 57) (Correction), filed August 17, 1966, published *FEDERAL REGISTER* issue of September 9, 1966, and republished as corrected. Applicant: LIQUID TRANSPORT CORP., 3901 Madison Avenue, Indianapolis, Ind. 46227. Applicant's representative: Robert W. Loser, 409 Chamber of Commerce Building, Indianapolis, Ind. 46204. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Ground barium sulfite and ground calcium carbonate*, in bulk, from points in Washington County, Mo., Scott County, Iowa, and Cass County, Nebr., to points in Illinois, Iowa, Wisconsin, and Michigan. Note: Common control may be involved. The purpose of this republication is to correct the spelling of Scott County, inadvertently misspelled. If a hearing is deemed

necessary, applicant requests it be held at Indianapolis, Ind.

No. MC 123023 (Sub-No. 1), filed October 7, 1966. Applicant: DI PIETRO TRUCKING CO., a corporation, 14814 24th Avenue South, Seattle, Wash. 98163. Applicant's representative: George R. LaBissoniere, 920 Logan Building, Seattle, Wash. 98101. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Shakes and shingles*, from Quintault, Wash., to Redding, Calif. Note: If a hearing is deemed necessary, applicant requests it be held at Seattle, Wash., or Portland, Oreg.

No. MC 123061 (Sub-No. 36), filed October 10, 1966. Applicant: LEATHAM BROTHERS, INC., 46 Orange Street, Salt Lake City, Utah. Applicant's representative: Harry D. Pugsley, 600 El Paso Gas Building, Salt Lake City, Utah. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lumber and lumber mill products*, between points in California, Nevada, Utah, and Idaho. Note: If a hearing is deemed necessary, applicant requests it be held at Salt Lake City, Utah, Boise, Idaho, or San Francisco, Calif.

No. MC 123061 (Sub-No. 37), filed October 10, 1966. Applicant: LEATHAM BROTHERS, INC., 46 Orange Street, Salt Lake City, Utah. Applicant's representative: Harry D. Pugsley, 600 El Paso Gas Building, Salt Lake City, Utah. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lumber and lumber mill products*, from points in Montana to points in Wyoming and Colorado. Note: If a hearing is deemed necessary, applicant requests it be held at Salt Lake City, Utah, or Denver, Colo.

No. MC 123856 (Sub-No. 2) (Amendment), filed September 15, 1966, published *FEDERAL REGISTER* issue of October 13, 1966, and republished as amended, this issue. Applicant: WIECK'S FEED AND LIVESTOCK, INCORPORATED, Dysart, Iowa. Applicant's representative: Stephen Robinson, 412 Equitable Building, Des Moines, Iowa 50309. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dry ingredients used in the manufacture of livestock feeds*, (1) from Ladora, Iowa, to Salina, Kans., Kansas City, Mo., Madison, Wis., Monmouth, Danville, and Quincy, Ill., Castleton, Ind., Williston, N. Dak., Akron, Ohio, and St. Clair, Mich., and Memphis, Tenn., and (2) from Maple Park, Chicago, Springfield, and East St. Louis, Ill., Hammond, Ind., and Memphis and Covington, Tenn., to Ladora, Iowa. Note: The purpose of this republication is to amend the application by the addition of Quincy, Ill., and Memphis, Tenn., as destination points in (1) above and the addition of Memphis and Covington, Tenn., as origin points in (2) above. Applicant states it could or would tack insofar as it is possible to make split deliveries or pick up. Applicant further states it now has authority to serve St. Joseph, Mo., and in this application seeks authority to serve Kansas City,

Mo. If the application is granted, applicant proposes if requested on certain trips to make delivery at St. Joseph and then continue on and make delivery to Kansas City, Mo. If a hearing is deemed necessary, applicant requests it be held at Des Moines, Iowa.

No. MC 123949 (Sub-No. 6), filed October 10, 1966. Applicant: CONTRACT CARRIERS, INC., 2425 Walton Street, Anderson, Ind. Applicant's representative: Robert C. Smith, 620 Illinois Building, Indianapolis, Ind. 46204. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Iron and steel, and iron and steel articles and equipment, materials and supplies used in the manufacture or processing of iron and steel articles, between points in the Chicago, Ill., commercial zone, as defined by the Commission, on the one hand, and, on the other, points in Illinois and Ohio. Note: Applicant holds contract carrier authority in MC 34865 Sub 39, therefore dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 124218 (Sub-No. 11), filed October 10, 1966. Applicant: UNIT TRANSPORTATION, INC., Ford Boulevard and North Fifth Street, Post Office Box 86, Hamilton, Ohio. Applicant's representative: A. J. Tener, Bank of Jamestown Building, Jamestown, N.Y. 14701. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) *Folding camping trailers*, in initial movements, from New Haven, Mo., and Elm Grove and Milwaukee, Wis., to points in the United States (except Alaska and Hawaii), and (2) *returned folding camping trailers*, in secondary movements, from points in the United States (except Alaska and Hawaii), to New Haven, Mo., and Elm Grove and Milwaukee, Wis. Note: Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Buffalo, N.Y., or Milwaukee, Wis.

No. MC 124692 (Sub-No. 23), filed October 11, 1966. Applicant: MYRON SAMMONS, Post Office Box 933, Missoula, Mont. 59801. Applicant's representative: Charles E. Nieman, 1160 Northwestern Bank Building, Minneapolis, Minn. 55402. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) Iron and steel scrap, from points in Colorado, Nebraska, South Dakota, North Dakota, Minnesota, Iowa, and Wisconsin to points in Illinois, (2) iron and steel, iron and steel articles, and iron and steel products, from points in Illinois to points in Colorado, Wyoming, Montana, Utah, Idaho, Nevada, California, Oregon, and Washington, and (3) iron and steel articles including foundry castings, patterns and fireproof building materials, from points in Iowa to points in Kansas, Montana, Nebraska, North Dakota, South Dakota, and Wyoming. Note: If a hearing is deemed necessary, applicant re-

quests it be held at Chicago or Peoria, Ill., or Davenport, Iowa.

No. MC 126286 (Sub-No. 9), filed October 12, 1966. Applicant: JOHN NIX, JR., 1620 South Ferry Street, Albany, Oreg. Applicant's representative: Lawrence V. Smart, Jr., 419 Northwest 23d Avenue, Portland, Oreg. 97210. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Lumber, from points in Crook, Deschutes, and Marion Counties, Oreg., to Yaquina Bay, Coos Bay, and Portland, Oreg., and Vancouver and Longview, Wash. Note: If a hearing is deemed necessary, applicant requests it be held at Portland, Oreg.

No. MC 126381 (Sub-No. 6), filed October 11, 1966. Applicant: FRANK RIVIELLO, 860 West Oak Street, Old Forge, Pa. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: Rags, in bales from the plantsite of Scranton Wiping Cloth Co., Scranton, Pa., to Dosaga and Savannah, Ga., and Norfolk, Va., under contract with Scranton Wiping Cloth Co. Note: If a hearing is deemed necessary, applicant requests it be held at Scranton or Harrisburg, Pa.

No. MC 126450 (Sub-No. 6), filed October 10, 1966. Applicant: W. C. WINTER, INC., 1073 Ridge Avenue SW., Atlanta, Ga. 30315. Applicant's representative: Virgil H. Smith, 431 Title Building, Atlanta, Ga. 30303. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Crowns and bottle caps, metal, crimped, not nested, from points in Montgomery County, Ind., to points in Alabama, Florida, and Georgia. Note: If a hearing is deemed necessary, applicant requests it be held at Atlanta, Ga.

No. MC 126457 (Sub-No. 2), filed October 4, 1966. Applicant: ANTHONY W. DAUITO, doing business as DAUITO'S EXPRESS, Northwest Boulevard, Vineland, N.J. 08360. Applicant's representative: L. F. Van Kleeck, 650 Main Street, Berlin, N.H. 03570. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: Bituminized fiber pipe and conduit, from Lumberton, N.J., to points in Vermont, New Hampshire, and Maine, under contract with Brown Co. Note: Applicant states it would tack the proposed authority with its present authority at Lumberton, N.J., to points in Massachusetts, Connecticut, Rhode Island, New York, Pennsylvania, Maryland, Delaware, Ohio, Virginia, West Virginia, and the District of Columbia. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Philadelphia, Pa.

No. MC 126555 (Sub-No. 5), filed October 3, 1966. Applicant: UNIVERSAL TRANSPORT, INC., Post Office Box 268, Rapid City, S. Dak. Applicant's representative: Truman A. Stockton, Jr., The 1650 Grant Street Building, Denver, Colo. 80203. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Cement, in bags or bulk, between points in Brown County, S. Dak., on the one

hand, and, on the other, points in North Dakota and Minnesota. Note: Applicant states it seeks no duplicating authority. If a hearing is deemed necessary, applicant requests it be held at Aberdeen, Rapid City, or Sioux Falls, S. Dak.

No. MC 127042 (Sub-No. 17) (Amendment), filed August 11, 1966, published in FEDERAL REGISTER issue of September 1, 1966, amended and republished as amended, this issue. Applicant: HAGEN, INC., 4120 Floyd Street, Sioux City, Iowa. Applicant's representative: J. Max Harding, Nelson, Harding, Acklie, Leonard & Tate, 605 South 14th Street, Post Office Box 2028, Lincoln, Nebr. 68501. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Meat, meat products, meat byproducts and articles distributed by meat packinghouses, as described in sections A and C of Appendix I to the Descriptions in Motor Carrier Certificates, from the plantsite and storage facilities utilized by American Beef Packers, Inc., in Pottawattamie County, Iowa, to points in Illinois, Indiana, Minnesota, Nebraska, North Dakota, South Dakota, Wisconsin, and Wyoming, restricted to traffic originating at the plantsite and storage facilities of American Beef Packers, Inc., in Pottawattamie County, Iowa. Note: Applicant holds contract authority in MC 115915, therefore, dual operations may be involved. The purpose of this republication is to add the State of Wisconsin as a destination State, and to add the restriction. If a hearing is deemed necessary, applicant requests it be held at Omaha, Nebr., or Chicago, Ill.

No. MC 127616 (Sub-No. 4) (Amendment), filed August 8, 1966, published FEDERAL REGISTER issue of September 14, 1966, amended October 10, 1966, and republished as amended, this issue. Applicant: HANSON M. SAVAGE, doing business as SAVAGE TRUCKING COMPANY, Box 105, Chester Depot, Vt. 05144. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Log buildings, from Hartland, Vt., to points in Maryland, Maine, New Hampshire, Vermont, Massachusetts, Rhode Island, Connecticut, New York, New Jersey, Delaware, Pennsylvania, Virginia, West Virginia, Kentucky, Ohio, Indiana, Illinois, Michigan, and Wisconsin. Note: The purpose of this republication is to add the destination State of Maryland. If a hearing is deemed necessary, applicant requests it be held at Brattleboro, Vt., or Concord, N.H.

No. MC 128270 (Sub-No. 3), filed October 6, 1966. Applicant: REDIEHS INTERSTATE, INC., 8055 South Howard Avenue, La Grange, Ill. Applicant's representative: Eugene L. Cohn, One North La Salle Street, Chicago, Ill. 60602. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: Iron and steel, iron and steel articles, and equipment, materials and supplies used in the manufacture and processing of iron and steel articles, between Burns Harbor and Portage, Ind., Chicago Heights, Joliet,

and Waukegan, Ill., Chicago, Ill., and points in its commercial zone, as defined by the Commission, on the one hand, and, on the other, points in Alabama, Arkansas, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Michigan, Minnesota, Mississippi, Missouri, Nebraska, North Dakota, Ohio, Oklahoma, Pennsylvania, South Dakota, Tennessee, Texas, West Virginia, and Wisconsin. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 128532 (Sub-No. 1), filed October 7, 1966. Applicant: ORVILLE LAMBE, doing business as, LAMBE'S TRUCKING, Box 414, Claresholm, Alberta, Canada. Applicant's representative: J. F. Meglen, Post Office Box 1581, Billings, Mont. 59103. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Mobile home supplies*, from Grand Island, Nebr., to the port of entry on the international boundary line between the United States and Canada, located at or near Sweetgrass, Mont., on traffic destined to Claresholm, Alberta, Canada. **NOTE:** If a hearing is deemed necessary, applicant does not specify a location.

No. MC 128636, filed October 3, 1966. Applicant: MARDEL TRUCKING COMPANY, INC., Mechanics Valley Road, North East, Md. Applicant's representative: Donald M. Thomey, Post Office Box 159, Elkton, Md. 21921. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Crushed stone and quarry products* to present and future road construction sites and plants which use stone aggregate, from the site of Maryland Materials, Inc., Mechanics Valley, Cecil County, Md., to points in Delaware, under contract with Maryland Materials, Inc. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Baltimore, Md., or Wilmington, Del.

No. MC 128638, filed October 7, 1966. Applicant: CENTRAL GRAIN HAULERS, INC., Route No. 1 Van Meter Road, Winchester, Ky. 40391. Applicant's representative: George M. Catlett, 703-706 McClure Building, Frankfort, Ky. 40601. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Animal and poultry feed, flour, and corn meal*, in bags or containers, from Lexington, Ky., to points in Ohio, Indiana, Illinois, Tennessee, Virginia, West Virginia, and Missouri and *materials in bags, used in the processing or manufacturing of flour and corn meal*, on return. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Louisville, Ky., or Cincinnati, Ohio.

No. MC 128639, filed October 7, 1966. Applicant: REGINALD H. CURRIER, 103 Lancaster Road, Gorham, N.H. 03581. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Wood chips* in bulk, between points in Coos, Graton, and Carroll Counties, N.H., and points in Franklin, Lamoille, Orleans, Essex, Caledonia, and Orange Counties, Vt., and points in Oxford County, Maine. **NOTE:**

If a hearing is deemed necessary, applicant requests it be held at Augusta, Maine.

No. MC 128640, filed October 5, 1966. Applicant: LEONARD BROS.—NATIONWIDE MOVING & STORAGE CO., a corporation, 111 South Rome Avenue, Post Office Box 1341, Tampa, Fla. 33601. 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 Tampa, Fla., and points in Hillsborough, Pasco, Sarasota, Hernando, Sumter, Hardee, Citrus, Manatee, De Soto, Pinellas, and Polk Counties, Fla., under contract with Western Electric Co., Inc. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Tampa or Jacksonville, Fla.

No. MC 128641, filed October 3, 1966. Applicant: RAINY NEYRINCK AND ALBERT NEYRINCK, a partnership, doing business as NEYRINCK BROTHERS, Route 1, Riga, Mich. Applicant's representative: Aloysius B. O'Mara, 105 West Jefferson, Blissfield, Mich. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Fertilizer, fertilizer ingredients, and farm chemicals* in bag and bulk, between that part of the northwest corner of Ohio, bounded on the south by U.S. Highway 40 (including Columbus, Ohio), and, on the east by Ohio Highway 13 (including Sandusky, Ohio), on the one hand, and, on the other, the southern part of the Lower Peninsula of Michigan, located south of U.S. Highway 10 (including Bay City), under contract with The Borden Chemical Co., a division of The Borden Co. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Detroit or Lansing, Mich.

No. MC 128643, filed October 10, 1966. Applicant: WARREN BALL, doing business as THE ARNEL COMPANY, 1709 Kemper Avenue, Muscatine, Iowa. Applicant's representative: William L. Fairbank, 610 Hubbell Building, Des Moines, Iowa 50309. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Agricultural chemicals*, other than in bulk, from the plantsite and warehouse facility of Monsanto Co., near Muscatine, Iowa (approximately 3½ miles south of Muscatine city limits), to points in Illinois, Indiana, Kansas, Michigan, Minnesota, Missouri, Nebraska, North Dakota, South Dakota, and Wisconsin. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Des Moines, Iowa.

No. MC 128644, filed October 10, 1966. Applicant: E. B. KETCHUM, RICHARD E. KETCHUM AND ROBERT D. KETCHUM, a partnership, doing business as CANON VEGETABLE GROWERS, Brewster Street, Florence, Colo. 81226. Applicant's representative: D. S. Hults, Box 225, Lawrence, Kans. 66044. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Charcoal*, in bulk and bags, between Chetopa, Kans., and

points in Colorado, under contract with Jayhawk Charcoal Co. of Chetopa, Kans. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Wichita or Topeka, Kans.

No. MC 128650, filed October 12, 1966. Applicant: JOHN B. JOY, INC., R.F.D. No. 1, Taneytown, Md. 21787. Applicant's representative: Donald E. Freeman, 172 East Green Street, Post Office Box No. 880, Westminster, Md. 21157. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Brick and other clay products*, from Rocky Ridge, Md., to points in Maryland, Delaware, West Virginia, Pennsylvania, Virginia, and the District of Columbia. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Baltimore, Md.

MOTOR CARRIERS OF PASSENGERS

No. MC 58692 (Sub-No. 11), filed October 12, 1966. Applicant: AUSTIN ROBBINS, doing business as CHENANGO VALLEY TRANSIT, 123 Eldredge Street, Binghamton, N.Y. Applicant's representative: Harry H. Frank, 12th Floor, Commerce Building, Post Office Box 432, Harrisburg, Pa. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Passengers and their baggage*, in special operations, from points in Chenango County, N.Y., to points in the United States, including ports of entry on the international boundary line between the United States and Canada, but excluding Hawaii and Alaska. **NOTE:** Common control may be involved. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Binghamton, N.Y.

No. MC 109014 (Sub-No. 5) (Correction), filed October 10, 1966, published FEDERAL REGISTER issue of October 20, 1966, and republished, as corrected, this issue. Applicant: GREAT SOUTHERN COACHES, INC., 900 Burke Avenue, Jonesboro, Ark. 72401. Applicant's representative: John T. Williams, 1100 Boyle Building, Little Rock, Ark. Authority sought to operate as a *common carrier*, by motor vehicle, transporting: *Passengers and their baggage, and express and newspapers*, in the same vehicle with passengers, (A) Over regular routes: (1) Between Little Rock and Newport, Ark., over U.S. Highway 67, serving all intermediate points, (2) between junction U.S. Highways 67 and 64C west of Beebe, Ark., and junction U.S. Highway 67 and Arkansas Highway 31 north of Beebe; from junction U.S. Highways 67 and 64C over U.S. Highway 64C to Beebe, and thence over Arkansas Highway 31 to junction U.S. Highway 67 and return over the same route, serving the intermediate point of Beebe, (3) between junction U.S. Highway 67 and Arkansas Highway 16 south of Searcy, Ark., and junction U.S. Highway 67 and Arkansas Highway 36 east of Searcy; from junction U.S. Highway 67 and Arkansas Highway 16 over Arkansas Highway 16 to Searcy, and thence over U.S. Highway 36 to junction U.S. High-

NOTICES

way 67 east of Searcy, and return over the same route, serving the intermediate point of Searcy, and (4) between junction U.S. Highways 67 and 67C southwest of Judsonia, Ark., and junction U.S. Highway 67 and unnumbered Arkansas Highway north of Judsonia; from junction U.S. Highways 67 and 67C over U.S. Highway 67C to Judsonia, and thence over unnumbered highway to junction U.S. Highway 67, and return over the same route, serving the intermediate point of Judsonia, Ark., and (B) Over irregular routes: *Passengers and their baggage, and express and newspapers*, in the same vehicle with passengers, in charter operations, between Little Rock and Newport, Ark. NOTE: The purpose of this republication is to show the proposed operation under the passenger section of the FEDERAL REGISTER in lieu of the property section as previously published in Notice No. 979. If a hearing is deemed necessary, applicant requests it be held at Little Rock, Ark.

No. MC 128651, filed October 10, 1966. Applicant: CONTINENTAL A I R TRANSPORT CO., INC., 300 North Des Plaines Street, Chicago, Ill. 60606. Applicant's representative: Eugene L. Cohn, 1 North La Salle Street, Chicago, Ill. 60602. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *Passengers and their baggage*, in the same vehicle with passengers, between Milwaukee, Wis., and Chicago O'Hare International Airport, Chicago, Ill., from Milwaukee over Interstate Highway 94 to junction Interstate Highway 294 (also from Milwaukee over U.S. Highway 41 to junction Interstate Highway 94, thence over Interstate Highway 94 to junction Interstate Highway 294), thence over Interstate Highway 294 to junction Kennedy Expressway, thence over Kennedy Expressway to entrance and exit of Chicago O'Hare International Airport, and return over the same routes, serving as intermediate points junction Interstate Highway 94, U.S. Highway 41 and Wisconsin Highway 20, approximately 6 miles west of Racine, Wis., and junction Interstate Highway 94, U.S. Highway 41 and Wisconsin Highway 43, approximately 4 miles west of Kenosha, Wis. NOTE: If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., or Washington, D.C.

APPLICATIONS IN WHICH HANDLING WITHOUT ORAL HEARING HAVE BEEN REQUESTED

No. MC 68183 (Sub-No. 25), filed October 12, 1966. Applicant: YANKEE LINES, INC., 1400 East Archwood Avenue, Akron, Ohio 44306. Applicant's representative: A. David Millner, 1060 Broad Street, Newark, N.J. 07102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except those of unusual value, class A and B explosives, livestock, household goods as defined by the Commission, commodities in bulk and those requiring special equipment), between Easton, Pa.,

and Newark, N.J., from Easton over U.S. Highway 22 to Newark, and return over the same route, as an alternate route for operating convenience only, in connection with applicant's regular route operations between the same points, serving no intermediate points.

No. MC 124078 (Sub-No. 250), filed October 10, 1966. Applicant: SCHWERMAN TRUCKING CO., a corporation, 611 South 28th Street, Milwaukee, Wis. 53246. Applicant's representative: Richard H. Prevette (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: Cement, from Des Moines, Iowa, to points in Nebraska and South Dakota. NOTE: Applicant states it could tack at Des Moines, Iowa, to serve points in South Dakota and Nebraska from Davenport, Iowa, and Dixon, Ill.

No. MC 128648 (Sub-No. 1), filed October 12, 1966. Applicant: TRANS UNITED, INC., 2531 Nebraska Street, South Gate, Calif. 90280. Applicant's representative: Donald Murchison, 211 South Beverly Drive, Beverly Hills, Calif. 90212. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Tractor and loader attachments, and parts and articles, equipment, materials and supplies* used in the manufacture, processing and distribution of tractor and loader attachments and parts, between points in the United States (except Alaska and Hawaii), under a continuing contract with Westrac.

By the Commission.

[SEAL] H. NEIL GARSON,
Secretary.

[F.R. Doc. 66-11638; Filed, Oct. 26, 1966;
8:45 a.m.]

FOURTH SECTION APPLICATION
FOR RELIEF

OCTOBER 24, 1966.

Protests to the granting of an application must be prepared in accordance with Rule 1.40 of the general rules of practice (49 CFR 1.40) and filed within 15 days from the date of publication of this notice in the FEDERAL REGISTER.

LONG-AND-SHORT HAUL

FSA No. 40759—*Lime from Detroit, Mich.* Filed by Traffic Executive Association-Eastern Railroads, agent (E.R. No. 2866), for interested rail carriers. Rates on lime, common, hydrated, quick, or slaked, in carloads, from Detroit, Mich., to points in southern territory.

Grounds for relief—Market competition.

Tariff—Supplement 16 to Traffic Executive Association-Eastern Railroads, agent, tariff ICC C-362.

By the Commission.

[SEAL] H. NEIL GARSON,
Secretary.

[F.R. Doc. 66-11727; Filed, Oct. 26, 1966;
8:49 a.m.]

[Notice 275]

MOTOR CARRIER TEMPORARY
AUTHORITY APPLICATIONS

OCTOBER 24, 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 (6) copies.

A copy of the application is on file, and can be examined, at the Office of the Secretary, Interstate Commerce Commission, Washington, D.C., and also in the field office to which protests are to be transmitted.

MOTOR CARRIERS OF PROPERTY

No. MC 32948 (Sub-No. 14 TA), filed October 20, 1966. Applicant: P. A. K. TRANSPORT, INC., 96 Laurel Street, Post Office Box 187, Newport, N.H. 03773. Applicant's representative: Robert A. Pierce (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Junk, salvage, scrap, waste, and reprocessed materials*, in dump and especially designed scrap trailers, between points in New Hampshire and Vermont, on the one hand, and, on the other, Norwich, New Haven, and Hartford, Conn., and Providence, R.I., for 180 days. Supporting shipper: Barney Bass & Co., Inc., 40 Prospect Street, Claremont, N.H. Send protests to: Ross J. Seymour, District Supervisor, Interstate Commerce Commission, Bureau of Operations and Compliance, 14 Parkhurst Street, Lebanon, N.H. 03766.

No. MC 50307 (Sub-No. 32 TA), filed October 20, 1966. Applicant: INTERSTATE DRESS CARRIERS, INC., 247 West 35th Street, New York, N.Y. Applicant's representative: Zelby & Burnstein, 160 Broadway, New York, N.Y. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Wearing apparel and materials and supplies* used in the manufacture thereof, between points in the New York City commercial zone, N.Y., on the one-hand, and, on the other, Edinburgh and Stanley, Va., Terra Alta, and Keyser, W. Va., for 150 days. Supporting shippers: Crestwood, Inc., Edinburg Manufacturing Corp., Keyser Garment Co., and Stanley Page Industries, Inc. Send protests to: Paul W. Assenza, District Supervisor, Interstate

Commerce Commission, Bureau of Operations and Compliance, 346 Broadway, New York, N.Y. 10013.

No. MC 11207 (Sub-No. 253 TA), filed October 20, 1966. Applicant: DEATON, INC., 3409 10th Avenue North, Post Office Box 1271, Birmingham, Ala. 35201. Applicant's representative: C. N. Knox (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Boards, building, wall, and insulating, and parts, material, and accessories* incidental to the transportation and installation thereof, from the plant of National Gypsum Co., Mobile, Ala., to points in the counties of Searcy, Stone, Izard, Sharp, Lawrence, Greene, Craighead, Poinsett, Jackson, Independence, Cleburne, Van Buren, Faulkner, White, Woodruff, Cross, Crittenden, St. Francis, Lee, Monroe, Prairie, Lonoke, Pulaski, Saline, Garland, Hot Spring, Grant, Jefferson, Arkansas, Phillips, Desha, Lincoln, Cleveland, Bradley, Drew, Ashley, Perry, Mississippi, and Chicot, Arkansas. Lake, Obion, Weakley, Henry, Benton, Carroll, Gibson, Dyer, Crockett, Lauderdale, Haywood, Madison, Henderson, Decatur, Hardin, Chester, McNairy, Hardeman, Fayette, Shelby, and Tipton, Tennessee; and De Soto, Marshall, Benton, Tippah, Alcorn, Prentiss, Tishomingo, Lafayette, Tate, Panola, Tunica, Coahoma, Quitman, Union, Pontotoc, Lee, Itawamba, Monroe, Chickasaw, Calhoun, Yalobusha, Tallahatchie, Grenada, Webster, Clay, Lowndes, Oktib-

beha, Noxubee, Winston, Attala, Carroll, Holmes, Humphreys, Sunflower, Sharkey, Washington, Bolivar, Choctaw, Montgomery, Leflore, and Issaquena, Mississippi, for 180 days. Supporting shipper: National Gypsum Co., Gold Bond Building, Buffalo, N.Y. 14202. 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.

No. MC 124692 (Sub-No. 24 TA), filed October 20, 1966. Applicant: MYRON SAMMONS, Post Office Box 933, Missoula, Mont. 59801. Applicant's representative: Van Osdel, Foss, Johnson and Miller, 502 First National Bank Building, Fargo, N. Dak. 58102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Gypsum, gypsum products and materials and supplies* used in the installation thereof, from Sigurd, Utah, to points in Montana, for 180 days. Supporting shipper: Georgia-Pacific Corp., No. 2 Industrial Boulevard, Paoli, Pa. 19301. Send protests to: Paul J. Labane, District Supervisor, Interstate Commerce Commission, Bureau of Operations and Compliance, 251 U.S. Post Office Building, Billings, Mont. 59101.

No. MC 125806 (Sub-No. 1 TA), filed October 20, 1966. Applicant: WILLIAM E. SELISKI, 665 Woodworth Avenue, Missoula, Mont. 59801. Applicant's representative: Worden, Worden, Thane, and Robb, Savings Center Building, Mis-

soula, Mont. 59801. Authority sought to operate as a *contract carrier*, by motor vehicle, over regular routes, transporting: *Butter*, from Minneapolis, Minn., to Missoula, Mont., over U.S. Highways 10 and 90, for 150 days. Supporting shipper: Community Creamery, Agent for Beatrice Foods Co., Post Office Box 1305, Missoula, Mont. 59801. Send protests to: Paul J. Labane, District Supervisor, Interstate Commerce Commission, Bureau of Operations and Compliance, 251 U.S. Post Office Building, Billings, Mont. 59101.

No. MC 128655 TA, filed October 20, 1966. Applicant: MELVIN C. ISBELL, 615 Franklin Street, Campbell, Mo. Applicant's representative: John W. Noble, Bradley Building, Kennett, Mo. 63857. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Poultry feed*, from Clinton, Iowa, to Bloomfield, Mo., for 180 days. Supporting shipper: Swift & Co., 115 West Jackson Boulevard, Chicago, Ill. 60604, Attention: William H. Williams, Manager, Motor Carrier Division. Send protests to: J. P. Werthmann, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, Room 3248-B, 1520 Market Street, St. Louis, Mo. 63103.

By the Commission.

[SEAL]

H. NEIL GARSON,
Secretary.

[F.R. Doc. 66-11728; Filed, Oct. 26, 1966;
8:49 a.m.]

CUMULATIVE LIST OF PARTS AFFECTED—OCTOBER

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