

FEDERAL REGISTER

VOLUME 31 • NUMBER 216

Saturday, November 5, 1966 • Washington, D.C.

Pages 14293-14333

Agencies in this issue—

The Congress
Agricultural Stabilization and
Conservation Service
Atomic Energy Commission
Civil Aeronautics Board
Commodity Credit Corporation
Consumer and Marketing Service
Customs Bureau
Federal Aviation Agency
Federal Communications Commission
Federal Crop Insurance Corporation
Federal Maritime Commission
Federal Power Commission
Interior Department
Interstate Commerce Commission
Land Management Bureau
Narcotics Bureau
National Labor Relations Board
National Park Service
Small Business Administration
Wage and Hour Division

Detailed list of Contents appears inside.



Current White House Releases

WEEKLY COMPILATION OF PRESIDENTIAL DOCUMENTS

The *Weekly Compilation of Presidential Documents* began with the issue dated Monday, August 2, 1965. It contains transcripts of the President's news conferences, messages to Congress, public speeches, remarks and statements, and other Presidential material released by the White House up to 5 p.m. of each Friday. This weekly service includes an Index of Contents preceding the text and a Cumulative Index to Prior

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.

The *Weekly Compilation of Presidential Documents* is sold to the public on a subscription basis. The price of individual copies varies.

Subscription Price: \$6.00 per year

Compiled by Office of the Federal Register, National Archives and Records Service, General Services Administration

Order from: Superintendent of Documents,
U.S. Government Printing Office,
Washington, D.C. 20402



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

The FEDERAL REGISTER will be furnished by mail to subscribers, free of postage, for \$1.50 per month or \$15 per year, payable in advance. The charge for individual copies varies in proportion to the size of the issue (15 cents for the first 80 pages and 5 cents for each additional group of 40 pages, as actually bound). Remit check or money order, made payable to the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402.

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

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

Contents

THE CONGRESS

Acts Approved..... 14330

EXECUTIVE AGENCIES

AGRICULTURE DEPARTMENT

See Agricultural Stabilization and Conservation Service; Commodity Credit Corporation; Consumer and Marketing Service; Federal Crop Insurance Corporation.

AGRICULTURAL STABILIZATION AND CONSERVATION SERVICE

Notices

Hawaiian sugarcane; notice of hearing and designation of presiding officers..... 14319

ATOMIC ENERGY COMMISSION

Proposed Rule Making

Human uses of byproduct material; licenses for groups of diagnostic uses..... 14317

CIVIL AERONAUTICS BOARD

Notices

Aircraft accident near Falls City, Nebr.; notice regarding investigation..... 14321

International Air Transport Association; agreement adopted relating to specific commodity rates (2 documents)..... 14320

COMMODITY CREDIT CORPORATION

Rules and Regulations

Corn; 1966 loan and purchase program..... 14307

CONSUMER AND MARKETING SERVICE

Rules and Regulations

Handling limitations: Lemons grown in California and Arizona..... 14307

Navel oranges grown in California and designated part of California..... 14306

Transfer of designated regulations; editorial note..... 14297

Proposed Rule Making

Grapefruit grown in the interior district in Florida; proposed expenses and rate of assessment... 14316

Milk in north Texas marketing area..... 14316

Raisins produced from grapes grown in California; proposed expense and rate of assessment..... 14316

Notices

Cleveland Union Stock Yards Co.; notice of petition for modification of rate order..... 14320

CUSTOMS BUREAU

Rules and Regulations

International Falls-Ranier, Minn.; ports of entry..... 14313

FEDERAL AVIATION AGENCY

Rules and Regulations

Airworthiness directives:

Bell Model 47J-2 helicopters..... 14312

Boeing Model 707 and 720 Series airplanes..... 14312

Boeing Model 727 Series airplanes..... 14312

FEDERAL COMMUNICATIONS COMMISSION

Proposed Rule Making

Domestic land mobile radio service; allocation of presently unassignable spectrum by adjustment of certain of band edges; order extending time for filing reply comments..... 14318

Notices

Use of carterphone device in message toll telephone service; order continuing prehearing conference..... 14330

FEDERAL CROP INSURANCE CORPORATION

Rules and Regulations

Apple crop insurance; 1967 and succeeding years..... 14304

Federal crop insurance:

Barley..... 14302

Corn..... 14303

Potato endorsement..... 14303

FEDERAL MARITIME COMMISSION

Notices

American West African Freight Conference; agreements filed for approval..... 14328

FEDERAL POWER COMMISSION

Notices

Hearings, etc.:

Mobil Oil Corp., et al..... 14323

Sinclair Oil & Gas Co., et al..... 14322

INTERIOR DEPARTMENT

See also Land Management Bureau; National Park Service.

Notices

Burlingame, Mark V.; statement of changes in financial interests... 14319

INTERSTATE COMMERCE COMMISSION

Notices

Fourth section applications for relief..... 14329

Motor carrier transfer proceedings..... 14329

LABOR DEPARTMENT

See Wage and Hour Division.

LAND MANAGEMENT BUREAU

Notices

California, Arizona and Nevada; notice of classification of public land..... 14319

NARCOTICS BUREAU

Notices

Fentanyl; application for license to manufacture..... 14329

NATIONAL LABOR RELATIONS BOARD

Rules and Regulations

Ex parte communications; correction..... 14313

NATIONAL PARK SERVICE

Notices

Park historian and clerk (typing), Chalmette National Historical Park, La.; delegation of authority..... 14319

SMALL BUSINESS ADMINISTRATION

Rules and Regulations

Definition of small business for Government procurement..... 14311

TREASURY DEPARTMENT

See Customs Bureau; Narcotics Bureau.

WAGE AND HOUR DIVISION

Proposed Rule Making

Labor standards on projects or productions assisted by grants from the National Endowment for the Arts..... 14314

Notices

Certificates authorizing employment of full-time students working outside of school hours in retail or service establishments at special minimum wages..... 14321

List of CFR Parts Affected

(Codification Guide)

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

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

7 CFR		10 CFR		19 CFR	
250-----	14297	PROPOSED RULES:		1-----	14313
401 (3 documents)-----	14302, 14303	35-----	14317	29 CFR	
404-----	14304	13 CFR		102-----	14313
907-----	14306	121-----	14311	PROPOSED RULES:	
910-----	14307	14 CFR		505-----	14314
1421-----	14307	39 (3 documents)-----	14312	47 CFR	
PROPOSED RULES:				PROPOSED RULES:	
913-----	14316			21-----	14318
989-----	14316				
1126-----	14316				

Rules and Regulations

Title 7—AGRICULTURE

Chapter II—Consumer and Marketing Service (Consumer Food Programs), Department of Agriculture

TRANSFER OF DESIGNATED REGULATIONS

EDITORIAL NOTE: The following changes are made in the codification of Title 7 of the Code of Federal Regulations.

1. The heading for Chapter II is changed to read as set forth above.

2. A new subchapter heading is added preceding Part 210 to read as follows:

"SUBCHAPTER A—SCHOOL LUNCH PROGRAM"

3. The regulations appearing in Part 503 of Title 6 are transferred to Chapter II of Title 7 and are hereby redesignated as Part 250. A new subchapter heading is added preceding Part 250, reading as follows:

"SUBCHAPTER B—GENERAL REGULATIONS AND POLICIES—COMMODITY DISTRIBUTION"

As so transferred and renumbered the text of Part 250 is set forth below without substantive change, including all amendments which have been made through November 1, 1966. The term "Area Office, Food Distribution Division" is changed to "District Office, Consumer Food Programs", and the term "Food Distribution Division" is changed to "Commodity Distribution Division", wherever they appear.

SUBCHAPTER B—GENERAL REGULATIONS AND POLICIES—COMMODITY DISTRIBUTION

PART 250—DONATION OF FOOD COMMODITIES FOR USE IN UNITED STATES FOR SCHOOL LUNCH PROGRAMS, TRAINING STUDENTS IN HOME ECONOMICS, SUMMER CAMPS FOR CHILDREN, AND RELIEF PURPOSES, AND IN STATE CORRECTIONAL INSTITUTIONS FOR MINORS

Sec.	
250.1	General purpose and scope.
250.2	Administration.
250.3	Definitions.
250.4	Availability of commodities.
250.5	Eligible distributing agencies.
250.6	Obligations of distributing agencies.
250.7	Disposition of damaged or out-of-condition commodities.
250.8	Eligible recipient agencies.
250.9	Eligible recipients.
250.10	Miscellaneous provisions.
250.11	Where to obtain information.
250.12	Amendments.

AUTHORITY: The provisions of this Part 250 issued under R.S. 161, sec. 416, 63 Stat. 1058, sec. 32, 49 Stat. 774, secs. 6, 9, 60 Stat. 231, 233, sec. 3, 76 Stat. 945, sec. 210, 70 Stat. 202, sec. 9, 72 Stat. 1792, 74 Stat. 899, 75 Stat.

411; 5 U.S.C. 22, 7 U.S.C. 612c, 1431, 1431nt., 1859, 42 U.S.C. 1755, 1758.

§ 250.1 General purpose and scope.

(a) *Terms and conditions.* This part contains the regulations prescribing the terms and conditions under which commodities may be obtained by Federal, State and private agencies for use in the United States in schools operating non-profit school-lunch programs, in non-profit summer camps for children, by needy Indians on reservations, in institutions, in State correctional institutions for minors, and in the assistance of other needy persons.

(b) *Legislation.* The legislation under which commodities are distributed for the stated purposes is as follows:

(1) Section 416 of the Agricultural Act of 1949, as amended (hereinafter referred to as "section 416"), which reads in part as follows:

In order to prevent the waste of commodities whether in private stocks or acquired through price-support operations by the Commodity Credit Corporation before they can be disposed of in normal domestic channels without impairment of the price-support program or sold abroad at competitive world prices, the Commodity Credit Corporation is authorized, on such terms and under such regulations as the Secretary may deem in the public interest . . . (3) in the case of food commodities to donate such commodities to the Bureau of Indian Affairs and to such State, Federal, or private agency or agencies as may be designated by the proper State or Federal authority and approved by the Secretary, for use in the United States in nonprofit school-lunch programs, in nonprofit summer camps for children, in the assistance of needy persons, and in charitable institutions, including hospitals, to the extent that needy persons are served . . . In the case of (3) . . . the Secretary shall obtain such assurance as he deems necessary that the recipients thereof will not diminish their normal expenditures for food by reason of such donation. In order to facilitate the appropriate disposal of such commodities, the Secretary may from time to time estimate and announce the quantity of such commodities which he anticipates will become available for distribution under (3) . . . The Commodity Credit Corporation may pay, with respect to commodities disposed of under this section, reprocessing, packaging, transportation, handling, and other charges accruing up to the time of their delivery to a Federal agency or to the designated State or private agency, in the case of commodities made available for use within the United States . . . In addition, in the case of food commodities disposed of under this section, the Commodity Credit Corporation may pay the cost of processing such commodities into a form suitable for home or institutional use, such processing to be accomplished through private trade facilities to the greatest extent possible. For the purpose of this section the terms "State" and "United States" include the District of Columbia and any Territory or possession of the United States.

(2) Section 210 of the Agricultural Act of 1956 (hereinafter referred to as "sec-

tion 210"), which reads in part as follows:

Notwithstanding any other limitation as to the disposal of surplus commodities acquired through price-support operations, the Commodity Credit Corporation is authorized on such terms and under such regulations as the Secretary of Agriculture may deem in the public interest, and upon application, to donate food commodities acquired through price-support operations . . . to State correctional institutions for minors, other than those in which food service is provided for inmates on a fee, contract or concession basis.

(3) Section 32 of Public Law 320, 74th Congress, as amended (hereinafter referred to as "section 32"), which reads in part as follows:

There is hereby appropriated for each fiscal year beginning with the fiscal year ending June 30, 1936, an amount equal to 30 per centum of the gross receipts from duties collected under the customs laws during the period January 1 to December 31, both inclusive, preceding the beginning of each such fiscal year. Such sums shall be maintained in a separate fund and shall be used by the Secretary of Agriculture only to . . . (2) encourage the domestic consumption of such [agricultural] commodities or products by diverting them . . . from the normal channels of trade and commerce . . .

(4) Public Law 165, 75th Congress, as amended, which supplemented section 32 and reads in part as follows:

In carrying out clause (2) of section 32, the funds appropriated by said section may be used for the purchase . . . of agricultural commodities and products thereof, and such commodities . . . may be donated for relief purposes and for use in nonprofit summer camps for children.

(5) Section 9 of the Act of September 6, 1958 which reads in part as follows:

Notwithstanding any other provision of law (1) those areas under the jurisdiction or administration of the United States are authorized to receive from the Department of Agriculture for distribution on the same basis as domestic distribution in any State, Territory, or possession of the United States, without exchange of funds, such surplus commodities as may be available pursuant to clause (2) of section 32 of the Act of August 24, 1935, as amended (7 U.S.C. 612c), and section 416 of the Agricultural Act of 1949, as amended (7 U.S.C. 1431); . . .

(6) Section 6 of the National School Lunch Act, as amended, (hereinafter referred to as "section 6"), which reads in part as follows:

The funds appropriated for any fiscal year for carrying out the provisions of this act, less not to exceed 3½ per centum thereof hereby made available to the Secretary for his administrative expenses less the amount apportioned by him pursuant to sections 4, 5, and 10, and less the amount appropriated pursuant to section 11, shall be available to the Secretary during such year for direct expenditure by him for agricultural commodities and other foods to be distributed among the States and schools participating in

the school-lunch program under this Act in accordance with the needs as determined by the local school authorities.

(7) Section 9 of the National School Lunch Act which reads in part as follows:

Commodities purchased under the authority of section 32 of the Act of August 24, 1935 (49 Stat. 774), as amended, may be donated by the Secretary to schools, in accordance with the needs as determined by local school authorities, for utilization in the school-lunch program under the Act as well as to other schools carrying out nonprofit school-lunch programs and institutions authorized to receive such commodities.

(8) Section 402 of the Mutual Security Act of 1954, as amended, which reads in part as follows:

Surplus food commodities or products thereof made available for transfer under this Act (or any other Act) as a grant or as a sale for foreign currencies may also be made available to the maximum extent practicable to eligible domestic recipients pursuant to section 416 of the Agricultural Act of 1949, as amended (7 U.S.C. 1431), or to needy persons within the United States pursuant to clause (2) of section 32 of the Act of August 24, 1935, as amended (7 U.S.C. 612c).

(9) Section 307 of the Agricultural Trade Development and Assistance Act of 1954, as amended, which reads as follows:

Whenever the Secretary of Agriculture determines under section 106 of this Act that any food commodity is a surplus agricultural commodity, insofar as practicable he shall make such commodity available for distribution to needy families and persons in the United States in such quantities as he determines are reasonably necessary before such commodity is made available for sale for foreign currencies under title I of this Act.

(10) Public Law 86-756, as amended, which reads as follows:

Schools receiving surplus foods pursuant to clause (3) of section 416 of the Agricultural Act of 1949 (7 U.S.C. 1431) or section 32 of the Act of August 24, 1935, as amended (7 U.S.C. 612c) are authorized to use such foods in training students in home economics, including college students if the same facilities and instructors are used for training both high school and college students in home economics courses.

§ 250.2 Administration.

The Consumer and Marketing Service (referred to in this part as C&MS) of the United States Department of Agriculture shall have responsibility for the program of donation of food commodities under this part.

§ 250.3 Definitions.

(a) "Commodities" means foods donated, or available for donation, by the Department under any of the legislation referred to in this part.

(b) "Department" means the United States Department of Agriculture or the Commodity Credit Corporation whichever is donor under the pertinent legislation.

(c) "Disaster organizations" means organizations authorized by appropriate Federal or State officials to assist disaster victims.

(d) "Disaster victims"¹ means persons who, because of Acts of God or man-made disasters, are in need of food assistance.

(e) "Distributing agencies" means State, Federal or private agencies which enter into agreements with the Department for the distribution of commodities to eligible recipient agencies and recipients. A distributing agency may also be a recipient agency.

(f) "Household" means a group of related or non-related individuals, exclusive of boarders, who are not residents of an institution, but who are living as one economic unit, sharing common cooking facilities, and for whom food is customarily purchased in common. It also means a single individual, living alone, who has cooking facilities and prepares food for home consumption.

(g) "Institutions" means (1) non-penal, noneducational, public (Federal, State or local) institutions, (2) nonprofit, tax-exempt, private hospitals, or (3) other nonprofit, noneducational, tax-exempt, private institutions organized for charitable or public welfare purposes, including but not limited to, homes for the aged, orphanages, refugee camps, and child-care centers. For purposes of this paragraph, tax-exempt shall mean exempt from income tax under the Internal Revenue Code, as amended, and an institution shall be considered "noneducational" even though educational courses are given, where such courses are an incident to the primary purpose of the institution.

(h) "Nonprofit lunch program" means a food service maintained by a school for the benefit of children, all of the income from which is used solely for the operation or improvement of the food service and which is not operated under a fee, concession or contract arrangement.

(i) "Nonprofit summer camps for children" means nonprofit camps in which, during the summer months, nonprofit feeding services are conducted for children of high school grade and under.

(j) "Recipient agencies" means schools, summer camps for children, institutions, welfare agencies, or disaster organizations receiving commodities for their own use or for distribution to eligible recipients.

(k) "Recipients" means needy persons, including needy Indians, and disaster victims receiving commodities for their own use.

(l) "Secretary" means the Secretary of Agriculture.

(m) "Needy persons"¹ means (1) persons served by institutions who, because of their economic status, are in need of food assistance, and (2) all the members of a household which is certified as in need of food assistance.

¹ The category "needy persons" referred to in section 416 encompasses both of the terms "needy persons" and "disaster victims" as defined in the regulations of this part.

(n) "School" means the governing body responsible for the administration of a public or nonprofit private school of high school grade or under, as defined in the statutes of the State, and, in the case of Puerto Rico, nonprofit child-care centers certified by the Governor of Puerto Rico. The term also includes a nonprofit agency to which the school has delegated authority for the operation of its nonprofit lunch program.

(o) "State and United States" include the District of Columbia, Puerto Rico, the Virgin Islands, Guam and American Samoa, and, except with reference to commodities donated under section 6, also include other possessions of the United States and those areas under the jurisdiction or administration of the United States.

(p) "State correctional institutions for minors" means institutions, such as reform schools or training schools, operated by a State, which are devoted solely to the rehabilitation and education of minors and are classified under State law as nonpenal in character, and in which food service is not provided for inmates on a fee, contract, or concession basis.

(q) "Students in home economics" means students in regular classes where in they are taught food preparation, cooking, and serving.

(r) "Subdistributing agencies" means agencies performing one or more distribution functions for distributing agencies other than, or in addition to, functions normally performed by common carriers or warehousemen. A subdistributing agency also may be a recipient agency.

(s) "Welfare agencies" means public (Federal, State or local) or private agencies offering assistance on a charitable or welfare basis to needy persons who are not residents of an institution, and to Tribal Councils designated by the Bureau of Indian Affairs.

§ 250.4 Availability of commodities.

(a) *Distribution and use of commodities.* Commodities shall be available only for distribution and use in accordance with the provisions of this part. Commodities not so distributed or used (for any reason) shall not be sold, exchanged or otherwise disposed of without the approval of the Department. However, commodities may be transferred between recipient agencies upon the authorization of the distributing agency if determined to be in the best interest of the distribution program.

(b) *Quantities.* The quantity of commodities to be made available for donation under this part shall be determined in accordance with the pertinent legislation and the program obligations of the Department, and shall be such as can be effectively distributed in furtherance of the objectives of the pertinent legislation. The Department may, at its discretion, restrict distribution of commodities to one or more classes of recipient agencies or recipients. When this is done, priority insofar as practicable shall be given to recipient agencies

or recipients in the following order: (1) Schools, (2) nonprofit summer camps for children, (3) needy Indians receiving commodities on reservations, (4) institutions and State correctional institutions for minors, and (5) other needy persons. Notwithstanding the foregoing priorities, if any commodity determined by the Secretary to be a surplus agricultural commodity under section 106 of the Agricultural Trade Development and Assistance Act of 1954, as amended, is made available for donation under this part, distribution thereof shall be made to needy families and persons, including needy Indians receiving commodities on reservations, and to institutions; and any quantity of such commodity in excess of that reasonably necessary to meet the needs of such recipients and recipient agencies may be distributed to schools, nonprofit summer camps for children, and State correctional institutions for minors. Donations to disaster organizations may be made without regard to any of the priorities established herein. The foregoing provisions of this paragraph with respect to establishing priorities are not applicable to section 6 commodities, distribution of which is limited by law to schools operating lunch programs under the National School Lunch Act.

(c) *Minimum donations.* Commodities shall be donated only in such quantities as will protect the lowest carload freight rate, except as deemed in the best interest of the program as determined by the Department.

(d) *Allocations.* As commodities become available for donation, the Commodity Distribution Division, C&MS, shall notify distributing agencies regarding the commodities, the class or classes of recipient agencies or recipients eligible to receive them, and any special terms and conditions of donation and distribution which attach to a particular commodity in addition to the general terms and conditions set forth herein. Every attempt shall be made to deliver commodities in accordance with requested schedules. However, the Department shall not be responsible for delays in delivery or for nondelivery of commodities due to any cause.

(e) *Processing and other costs.* The Department shall pay such processing, reprocessing, transporting, handling and other charges accruing up to the time of transfer of title to distributing agencies as is deemed in the interest of the Department.

(f) *Transfer of title.* Title to commodities shall pass to distributing agencies upon their acceptance of the commodities at time and place of delivery, limited, however, by the obligation of the distributing agency to use such commodities for the purposes and upon the terms and conditions set forth in this part.

(g) *Availability for demonstrations and tests.* Notwithstanding any other provision of this part, a quantity of any commodity donated for use by any recipient agency or recipient may be transferred by the distributing agency or by the recipient agency to bona fide experi-

mental or testing agencies, or for use in workshops, for demonstrations or tests relating to the utilization of such commodities by the recipient agency or recipient. No such transfer by any recipient agency shall be made without the approval of the appropriate distributing agency.

§ 250.5 Eligible distributing agencies.

(a) *State and Federal agencies.* Such State and Federal agencies as are designated by the Governor of the State, by the State legislature, or by proper Federal authority and approved by the Secretary shall be eligible to become distributing agencies.

(b) *Private agencies.* Where State distributing agencies are not permitted by law to make distribution to private recipient agencies, or to any class of private recipient agency, private agencies which agree to make distribution of commodities on a State-wide basis and which apply directly to the Commodity Distribution Division, C&MS, and are approved by the Secretary shall be eligible to become distributing agencies.

(c) *Agencies now under agreement.* Notwithstanding any other provision of this section, agencies under agreement with the Department for the distribution of commodities as of the date this part becomes effective shall be eligible to enter into new agreements hereunder without obtaining further designation of approval.

(d) *Agreements with Department.* Prior to the inauguration of a distribution program, eligible agencies shall enter into written agreements with the Department which shall incorporate by reference or otherwise the terms and conditions set forth in this part. When requested by the Department an eligible agency shall present evidence of its authority to enter into such agreements.

§ 250.6 Obligations of distributing agencies.

(a) *Determination of eligibility.* Distributing agencies shall determine that recipient agencies or recipients to whom they distribute commodities are eligible under this part, and shall impose upon public welfare agencies the responsibility for determining that recipients to whom welfare agencies distribute commodities are eligible.

(b) *Agreements.* Distributing agencies shall enter into agreements with subdistributing agencies, recipient agencies, warehousemen, carriers, or other persons to whom commodities are delivered under their distribution program. Agreements with subdistributing agencies and recipient agencies shall be in writing, except in those instances where subdistributing agencies are acting as agents for the distributing agencies. All agreements shall contain such terms and conditions as the distributing agency deems necessary to insure that (1) the distribution and use of commodities is in accordance with this part, (2) subdistributing agencies, recipient agencies, warehousemen, carriers, or other persons to whom commodities are delivered by

the distributing agency are responsible to the distributing agency for any improper distribution or use of commodities, and for any loss of or damage to commodities caused by their fault or negligence, (3) subdistributing agencies and recipient agencies have and preserve a right to assert claims against other persons to whom commodities are delivered for care, handling or distribution, and (4) subdistributing agencies and recipient agencies will take action to obtain restitution in connection with claims arising in their favor for improper distribution, use or loss of, or damage to, commodities. To the extent that bills of lading and warehouse receipts afford adequate protection, the distributing agency may consider such documents as appropriate agreements.

(c) *Use of subdistributing agencies.* If distributing agencies use subdistributing agencies to effect or assist in affecting distribution of commodities, the distributing agencies' responsibilities to the Department for overall management and control of the distribution program shall not be delegated to such subdistributing agencies.

(d) *Institutional distribution.* Distributing agencies shall submit for prior approval of the Commodity Distribution Division, C&MS, the method or methods by which the distributing agencies will determine the number of needy persons in institutions. The methods so approved shall include, but are not limited to, those which identify the persons, or the number thereof, who do not pay the full charge assessed for the services provided to them or who are unable to pay the full cost of providing such services.

(e) *Welfare distribution.* Distributing agencies, prior to making distribution to welfare agencies or households, shall submit a plan of operation for approval by the appropriate area office of the Commodity Distribution Division, C&MS. Such a plan shall incorporate the procedures and methods to be used in certifying households as in need of food assistance and in making distribution of commodities to them. No amendments to such plan shall be made without prior approval of the area office, Commodity Distribution Division, C&MS. Distributing agencies shall require welfare agencies making distribution to households to conduct distribution programs in accordance with all provisions of the plan of operation. As a minimum, the plan shall include the following:

(1) The categories of households, one or both of the following, to which distribution will be made:

(i) *Public assistance households.* Those households in which all members are receiving benefits under the Federally-aided public assistance programs authorized in the Social Security Act or under State or local welfare programs; or those households in which some of the members receive such benefits, but all members thereof are included in the determination to grant such benefits.

(ii) *Non-public assistance households.* Those households in which none of the members receive benefits as described in subdivision (i) of this subparagraph, or

in which some of the members receive such benefits but all of the members are not included in the determination to grant such benefits.

(2) The name of the public welfare agency or agencies which will be responsible for certification of households.

(3) The manner in which commodities will be distributed, including, but not limited to, the identity of the agency or agencies that will distribute commodities, the storage and distribution facilities to be used and the method of financing.

(4) Assurance that Tribal Councils serving Indian households on reservations have been designated by the Bureau of Indian Affairs to so act.

(5) The specific criteria to be used in certifying households as in need of food assistance. If the standards used in the state's own welfare program are not to be used as these criteria, any other, or additional, criteria to be used must bear a direct relation to such standards.

(6) The method or methods that will be used to verify the information upon which the certification of eligibility is based, including the kinds of documentary evidence that applicants are required to furnish in connection therewith.

(7) Provisions for periodically reviewing the certification of households to discover any change in their status which would necessitate a change in the determinations of eligibility. Such provisions shall be in accord with the following:

(i) *Public assistance households.* The eligibility of households described in subparagraph (1) (i) of this paragraph shall be reviewed at intervals that are coincident with redeterminations of eligibility to receive public assistance grants or benefits.

(ii) *Non-public assistance households.* The eligibility of households described in subparagraph (1) (ii) of this paragraph, shall be reviewed at least every three months, except that such reviews may be made at longer periods, not to exceed 12 months, provided that such longer periods are based upon a determination by the certifying agency that the income and resources available to such households will probably remain essentially unchanged during such period.

(8) Provision for identifying each person who has been designated to receive commodities for a household.

(9) Assurances that welfare grants or similar aid shall not be reduced because of the receipt of commodities.

(10) Assurances that the distribution of commodities shall not be used as a means for furthering the political interest of any individual or party, and that there shall be no discrimination in the distribution of commodities because of race, creed or color.

(11) Assurances that recipients shall not be required to make any payments in money, materials or services, for or in connection with the receipt of commodities, and that they shall not be solicited in connection with the receipt of com-

modities for voluntary cash contributions for any purpose.

(12) The manner in which the distributing agency plans to supervise the program.

(13) Definitions of any terms used which cannot be determined by reference to Webster's New International Dictionary (second edition).

(f) *Quantities requested.* Commodities shall be requested and distributed only in quantities which can be consumed without waste. Distributing agencies shall impose similar restrictions on recipient agencies.

(g) *Distribution.* Commodities shall be distributed only to recipient agencies and recipients eligible to receive them under this part (see §§ 250.8 and 250.9). Distributing agencies shall require that welfare agencies and disaster organizations distribute commodities only to recipients eligible to receive them under this part. It is the responsibility of distributing agencies to limit distribution of section 6 commodities to those schools participating in the National School Lunch Program, on the basis of the average daily number of Type A lunches served, as evidenced by information provided by September of each year and supplemented subsequently by the school lunch agencies or the appropriate District Office, Consumer Food Programs, C&MS.

(h) *Redonations.* Whenever a distributing agency has any commodity on hand which it cannot efficiently utilize, it shall immediately request the appropriate District Office, Consumer Food Programs, C&MS, for instructions as to the disposition of such commodity. Distributing agencies requesting authority to make redonation of any commodity to the Department shall, upon the Department's request, have such commodity Federally-inspected at the distributing agencies' expense. Any commodity which the Department determines is acceptable for redonation shall be moved at the distributing agency's expense to the closest point, within the Commodity Distribution Division area in which the State is located, where it can be utilized, or to a closer point outside the area, if such a transfer is mutually agreed to by the Department and the distributing agency. In those instances in which the distributing agency satisfactorily demonstrates to the Department that the need for any redonation resulted from no fault or negligence on its part, the Department shall assume such transportation costs as it determines to be proper. Whenever a redonation is made at the request of the Department, the Department shall pay all transportation and handling costs in connection with such redonation and shall pay to the distributing agency all storage and handling costs accrued on the commodity at the time of redonation, as determined by the Department.

(i) *Distribution charges.* Recipient agencies may be required to pay part or all of the within-State costs of distribution through a system of charges assessed by distributing or subdistributing agencies. Any system of assessments operated by the distributing agency shall

have the prior approval of, and be subject to review by the District Office, Consumer Food Programs, C&MS. Any such system operated by subdistributing agencies shall have the prior approval of the distributing agency and be subject to review by the distributing agency and the District Office, Consumer Food Programs, C&MS. The charges assessed shall be reasonable in relation to the services provided and the funds collected shall be used solely in accordance with the provisions of paragraph (j) of this section. Under no circumstances shall recipients be required to make any payments in money, materials, or services for or in connection with the receipt of commodities, nor shall they be solicited in connection with the receipt of commodities for voluntary contributions for any purpose.

(j) *Use of funds accruing in operation of the program.* Funds accruing from the sale of containers, salvage of commodities, distribution charges, insurance, or recoveries from loss or damage claims (which are authorized under paragraph (1) of this section to be expended for program purposes) shall be used only for the payment of expenses of the commodity distribution program, including transportations, storage and handling of commodities, salaries of persons directly connected with the program, and other administrative expenses. The receipt and expenditure of funds so accrued shall be reviewed by distributing agencies periodically, but at least once each fiscal year, to determine that fund balances are not in excess of program needs. If excess funds accumulate by reason of collection of distribution charges, such excess funds shall be used to reduce such charges or shall be returned to contributors. If excess funds accrue from the sale of containers, salvage of commodities, insurance, or recoveries from loss or damage of claims, such funds shall be (1) used to reduce distribution charges, (2) used to purchase additional foods, or (3) paid to the Department. The distributing agency shall impose upon subdistributing agencies and recipient agencies similar provisions for the use of such funds accruing in the operation of their programs.

(k) *Normal food expenditures.* Commodities shall not be distributed to any recipient agencies or recipients whose normal food expenditures are reduced because of the receipt of commodities, except that this provision shall not apply to the distribution of section 6 commodities.

(l) *Improper distribution or loss of or damage to commodities.* If a distributing agency improperly distributes or uses any commodity, or causes loss of or damage to a commodity through its failure to provide proper storage, care, or handling, the distributing agency shall, at the Department's option, (1) replace the commodity in its distribution program in kind, or, in the case of section 6 commodities, where replacement in kind may not be practicable, with other similar foods, or (2) pay to the Department the value of the commodity as determined by

the Department. Upon the happening of any event creating a claim in favor of a distributing agency against a subdistributing agency, recipient agency, warehouseman, carrier, or other person, for the improper distribution, use, or loss of, or damage to, a commodity, the distributing agency shall take action to obtain restitution. All amounts collected by such action shall, at the Department's option, be used in accordance with the provisions of subparagraph (1) or (2) of this paragraph, or, except for amounts collected on claims involving section 6 commodities, shall be expended for program purposes in accordance with the provisions of paragraph (j) of this section. Determinations by a distributing agency that a claim has or has not arisen in favor of the distributing agency against a subdistributing agency, recipient agency, warehouseman, carrier, or other person, shall, at the option of the Department, be approved by the Department prior to the distributing agency's taking action thereon. Where prior approval has not been given by the Department, a distributing agency's claim determinations shall be subject to review by the Department. In the case of an inventory shortage, when the loss of any one commodity does not exceed 1 percent of the total quantity of the commodity distributed or utilized from any single storage facility during the Federal fiscal year in which the loss occurred, or during the period for which an audit was conducted by representatives of the Department, or, if approved by C&MS, during the period for which an audit was conducted by the distributing agency, if the distributing agency finds that (i) the cause of the shortage cannot be established, (ii) the lost commodities were held in noncommercial storage or other facilities owned or operated by the distributing agency, a subdistributing agency, or a recipient agency, and (iii) there is no indication that the loss was the result of negligence or continued inefficiency in operations, the distributing agency need not take any further claims action, but the factual basis for not taking further claims action shall be subject to review by the Department. Furthermore, distributing agencies shall not be required to file or pursue a claim for a loss which does not exceed an amount established by State law, regulations, or procedure as a minimum amount for which a claim will be made for State losses generally, but no such claim shall be disregarded where there is evidence of violation of Federal or State statutes. Distributing agencies which fail to pursue claims arising in their favor, or fail to provide for the right to assert such claims, or fail to require their subdistributing agencies and recipient agencies to provide for such rights, shall be responsible to the Department for replacing the commodity or paying the value thereof in accordance with the provisions of subparagraph (1) or (2) of this paragraph. Distributing agencies which pursue claims arising in their favor, but fail to obtain full restitution shall not be liable to the Department for any deficiency unless the Department deter-

mines that the distributing agency fraudulently or negligently failed to take reasonable action to obtain restitution. The Department may, at its option, require assignment to it of any claim arising from the distribution of commodities.

(m) *Processing and labeling of commodities.* Distributing agencies, subdistributing agencies, or recipient agencies may employ commercial or institutional facilities to process commodities by converting them into different end-products or by repackaging them. When this is done, distributing agencies shall, and subdistributing agencies and recipient agencies shall be required to, enter into written agreements with such processing facilities. These agreements shall provide, as a minimum, that the processing facility shall (1) fully account for the commodities delivered into its possession by production of an appropriate number of units of end-product or packages, (2) be liable for the return of all commodities not so accounted for or for the value thereof, (3) use or dispose of the containers in which the commodities are received in accordance with the instructions of the distributing agency, subdistributing agency, or recipient agency, and (4) maintain records and submit reports to the distributing agency, subdistributing agency, or recipient agency pertaining to the performance of the contract. When commercial or institutional facilities are employed to process commodities, the end-product, if placed in containers, or the repackaged commodity, shall be plainly labeled "Contains Commodities Donated by the United States Department of Agriculture—Not To Be Sold or Exchanged" or "Donated by the United States Department of Agriculture—Not To Be Sold or Exchanged", whichever is appropriate. When distributing agencies, subdistributing agencies, or recipient agencies use their own facilities to process commodities, the containers shall be plainly labeled as provided above to the extent practicable and within the limitations of available funds and personnel.

(n) *Containers.* When containers in which commodities are received are disposed of by sale, the proceeds of such sale shall be used solely in accordance with the provisions of paragraph (j) of this section, and subdistributing agencies and recipient agencies shall be required to use proceeds from the sale of containers solely for program purposes.

(o) *Personnel.* Adequate personnel, including supervisory personnel, to review distribution programs, shall be provided to effect distribution in accordance with the requirements of this part.

(p) *Facilities.* Facilities for the handling, storage, and distribution of commodities shall be such as to properly safeguard against theft, spoilage, and other loss. Subdistributing agencies and recipient agencies shall be required to provide similar facilities.

(q) *Records.* Accurate and complete records shall be maintained with respect to the receipt, disposal and inventory of commodities, including the determination made as to liability for any improper distribution or use, or loss of, or damage

to, commodities, and the results obtained from the pursuit of claims arising in favor of the distributing agency. Accurate and complete records shall also be maintained with respect to the receipt and disbursement of funds arising from operation of the distribution program. Subdistributing agencies and welfare agencies shall be required to maintain accurate and complete records with respect to the receipt, disposal and inventory of commodities and with respect to the receipt and disbursement of funds arising from operation of the distribution program. Schools and institutions shall be required to maintain records of commodities received. All records required by this section shall be retained for a period of three years from the close of the Federal fiscal year to which they pertain.

(r) *Reports.* Distributing agencies shall submit monthly reports to the District Offices, Consumer Food Programs, C&MS, covering the receipt and distribution of commodities, an annual inventory report in such form as the Department may prescribe, and such other reports covering distribution operations in such form as may be required from time to time by the Department.

(s) *Right of inspection and audit.* Representatives of the Department may inspect commodities in storage or the facilities used in the handling or storage of such commodities, and may inspect and audit all records, including financial records, and reports pertaining to the distribution of commodities and may review or audit the procedures and methods used in carrying out the requirements of this part at any reasonable time. Subdistributing agencies and recipient agencies shall be required to permit similar inspection and audit by the Department.

(t) *Complaints.* Distributing agencies shall investigate promptly complaints received in connection with the distribution or use of commodities, correct any irregularities disclosed, and promptly report each instance of serious irregularity to the Department. Distributing agencies shall maintain on file evidence of such investigations and actions. The Department reserves the right to make investigations and shall have the final determination as to when a complaint has been properly adjusted.

(u) *Demurrage.* Demurrage or other charges which accrue after a car or truck has been placed for unloading by the delivering carrier, or which accrue because placement of a car or truck is prevented, shall be borne by the distributing agency, except that demurrage or other charges shall be borne by the Department where such charges accrue because of actions by the Department and without the fault or negligence of the distributing agency.

§ 250.7 Disposition of damaged or out-of-condition commodities.

Commodities which are found to be damaged or out-of-condition and are declared unfit for human consumption by Federal, State, or local health officials, or by other inspection services or persons deemed competent by the De-

partment, shall be disposed of in accordance with instructions of the Department. Such instructions may direct that unfit commodities be (a) sold in a manner prescribed by the Department with the net proceeds thereof remitted to the Department, (b) sold in a manner prescribed by the Department with the proceeds thereof retained for use in accordance with the provisions of § 250.6(j), (c) used in such a manner as will serve a useful purpose as determined by the Department, or (d) destroyed in accordance with applicable sanitation laws and regulations. Dispositions under the provisions of paragraph (b) of this section shall not apply to section 6 commodities. Upon a finding by the Department that commodities were unfit for human consumption at the time of delivery to the distributing agency and when the Department or appropriate health officials require that such commodities be destroyed, the Department may pay to the distributing agency any expenses incurred in connection with such commodities as determined by the Department. The Department may in any event repossess a damaged or out-of-condition commodity.

§ 250.8 Eligible recipient agencies.

(a) *Schools.* Schools operating lunch programs under the National School Lunch Act are eligible to receive commodities under section 416, section 32, and section 6. Other schools which operate non-profit lunch programs are eligible to receive commodities under section 416 and section 32. Schools receiving commodities under section 416 and section 32 in accordance with this part shall also be eligible to receive such foods for use in training students in home economics, including college students if the same facilities and instructors are used for training both high school and college students in home economics courses. Schools receiving such commodities shall not discriminate against any child receiving lunches because of his inability to pay the full price of the lunches or because of his race, creed, or color.

(b) *Institutions.* (1) Institutions which maintain an established feeding operation on a regular basis as an integral part of their normal activities are eligible to receive commodities under section 416 and section 32 to the extent of the needy persons served by them, as determined by the method or methods approved by the Department in accordance with § 250.6(d). Institutions receiving such commodities shall not discriminate against any person receiving food because of his race, creed or color.

(2) Private institutions, other than hospitals, must be established for the purpose of providing continuing services in the same place without marked change and, at the Department's option, approved by a public welfare agency as meeting a definite need in the community by administering to needy persons.

(3) Institutions which desire to receive commodities under this part may employ food service companies to conduct their feeding operations, provided that such services are contracted for only on a

fee-for-service basis and the contracts are approved by the District Office, Consumer Food Programs, C&MS. The contracts shall expressly provide that:

(i) Where the food service company also purchases food as a part of its services, the amount due by the institution as reimbursement for food purchases shall be accounted for separate and apart from the management fee:

(ii) Commodities received by the institution shall inure only to the benefit of the institution's feeding operations; and

(iii) The books and records of the management company pertaining to the feeding operation of the institution shall be available for a period of three years from the close of the Federal fiscal year to which they pertain, for inspection and audit by representatives of the distributing agency and the Department at any reasonable time and place.

(c) *Summer camps.* (1) Nonprofit summer camps for children are eligible to receive commodities under section 416 and section 32.

(2) Nonprofit summer camps for children which desire to receive commodities under this part may employ food service companies to conduct their feeding operations provided that such services are contracted for on the same basis as is stated in paragraph (b) of this section.

(d) *Welfare agencies.* Welfare agencies are eligible to receive commodities under section 416 and section 32, provided that they serve households certified in accordance with the plan of operation furnished by the distributing agency and approved by the Department.

(e) *Disaster organizations.* Disaster organizations are eligible to receive commodities under section 416 and section 32 for distribution to disaster victims. Distributing agencies making distribution to such organizations shall immediately inform the District Offices, Consumer Food Programs, C&MS, thereof. Such organizations shall be eligible for the duration of the disaster, as determined by the Department.

(f) State correctional institutions for minors are eligible to receive commodities under section 210.

§ 250.9 Eligible recipients.

(a) *Needy persons in households.* Needy persons in households are eligible to receive commodities under section 416 and section 32, provided the household is certified in accordance with the plan of operation furnished by the distributing agency and approved by the Department.

(b) *Disaster victims.* Disaster victims are eligible to receive commodities under section 416 and section 32.

§ 250.10 Miscellaneous provisions.

(a) *Sanctions.* Any distributing agency which has failed to comply with the provisions of this part or any instructions or procedures issued in connection herewith, or any agreements entered into pursuant hereto, may, at the discretion of the Department, be disqualified from further participation in any distribution program. Reinstatement may be made at the option of the Department. Dis-

qualification shall not prevent the Department from taking other action through other available means when considered necessary, including prosecution under applicable Federal statutes.

(b) *Distributing agency requirements.* Nothing contained in this part shall prevent a distributing agency from imposing additional requirements for participation which are not inconsistent with the provisions of this part.

§ 250.11 Where to obtain information.

Interested persons desiring information concerning the program may make written request to the following District Offices:

Northeast Area. Consumer Food Programs, C&MS, USDA, 346 Broadway, Room 604, New York, N.Y. 10013: Connecticut, Delaware, District of Columbia, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York, Pennsylvania, Rhode Island, Vermont, and West Virginia.

Southeast Area. Consumer Food Programs, C&MS, USDA, 1795 Peachtree Road NE., Room, 302, Atlanta, Ga. 30309: Alabama, Florida, Georgia, Kentucky, Mississippi, North Carolina, South Carolina, Tennessee, Virginia, Puerto Rico, and the Virgin Islands.

Midwest Area. Consumer Food Programs, C&MS, USDA, 536 South Clark Street, Chicago, Ill. 60605: Illinois, Indiana, Iowa, Michigan, Minnesota, Missouri, Nebraska, North Dakota, Ohio, South Dakota, and Wisconsin.

Southwest Area. Consumer Food Programs, C&MS, USDA, 500 South Ervay Street, Room 3-127, Dallas, Tex. 75201: Arkansas, Colorado, Kansas, Louisiana, New Mexico, Oklahoma and Texas.

Western Area. Consumer Food Programs, C&MS, USDA, Room 734 Appraisers Building, 630 Sansome Street, San Francisco, California 94111: Alaska, Arizona, California, Hawaii, Idaho, Montana, Nevada, Oregon, Washington, Wyoming, Utah, American Samoa, Guam, and the Trust Territories of the Pacific.

§ 250.12 Amendments.

The Department reserves the right at any time to modify or amend this part. The Department will give distributing agencies written notice of any modification of, or amendment to, this part and reasonable opportunity to conform their operations to any amendment which requires distributing agencies to modify their operations.

NOTE: The recordkeeping and reporting requirements herein specified have been approved by, and any further such requirements that may be established will be subject to the approval of the Bureau of the Budget, in accordance with the Federal Reports Act of 1942.

Chapter IV—Federal Crop Insurance Corporation, Department of Agriculture

[Amdt. 87]

PART 401—FEDERAL CROP INSURANCE

Subpart—Regulations for the 1961 and Succeeding Crop Years

BARLEY

Pursuant to the authority contained in the Federal Crop Insurance Act, as amended, the above-identified regula-

tions are amended effective beginning with the 1967 crop year in the following respects:

1. Section 2 of the barley endorsement shown in § 401.17 of this chapter is amended effective beginning with the 1967 crop year to read as follows:

2. Insured crop: The crop insured shall be barley seeded for harvest as grain, as determined by the Corporation, except that in counties where so provided on the county actuarial table, a mixture of barley, oats, or wheat seeded for harvest as grain (hereinafter called "mixture") shall be insurable and the production from such mixture shall be counted as barley on a weight basis. Insurance shall not attach on acreage on which it is determined by the Corporation that the barley was seeded with vetch or flax or other small grains, except as otherwise provided herein.

2. Section 5(d) of the barley endorsement shown in § 401.17 of this chapter is amended effective beginning with the 1967 crop year by adding a sentence at the end thereto reading as follows: "There shall be no adjustment in the production to be counted of any threshed mixtures because of poor quality."

3. The barley endorsement shown in § 401.17 of this chapter is amended effective beginning with the 1967 crop year by adding a new section 8 to read as follows:

8. *Barley, oat, or wheat mixtures.* The provisions of this section 8 shall be a part of the barley endorsement of any contract of insurance in any county in which the county actuarial table for that county provides insurance on a mixture of barley, oats, or wheat. The words "barley or mixture" shall be substituted for the word "barley" wherever it appears in sections 4, 5(a), and 6 of this endorsement.

(Secs. 506, 516, 52 Stat. 73, as amended, 77 as amended; 7 U.S.C. 1506, 1516)

Adopted by the Board of Directors on October 31, 1966.

[SEAL] EARL H. NIKKEL,
Secretary, Federal Crop Insurance Corporation.

Approved on November 2, 1966.

ORVILLE L. FREEMAN,
Secretary.

[F.R. Doc. 66-12076; Filed, Nov. 4, 1966; 8:47 a.m.]

[Amdt. 86]

PART 401—FEDERAL CROP INSURANCE

Subpart—Regulations for the 1961 and Succeeding Crop Years

CORN

Pursuant to the authority contained in the Federal Crop Insurance Act, as amended, the above-identified regulations are amended effective beginning with the 1967 crop year in the following respects:

1. The heading and that portion of § 401.20 preceding section 1 of the corn endorsement is amended effective begin-

ning with the 1967 crop year to read as follows:

§ 401.20 The corn endorsement (provides insurance only on corn planted for harvest as grain, and is not applicable in those counties where a conversion factor for converting tons of silage to bushels of corn is shown on the county actuarial table).

The provisions of this corn endorsement, which shall be applicable in all counties where a conversion factor for converting tons of silage to bushels of corn is not shown on the county actuarial table, are as follows:

2. The heading and that portion of § 401.44 preceding section 1 of the corn endorsement is amended effective beginning with the 1967 crop year to read as follows:

§ 401.44 The corn grain-silage endorsement (provides insurance on corn planted both for harvest as grain and for silage, and is applicable only in those counties where a conversion factor for converting tons of silage to bushels of corn is shown on the county actuarial table).

The provisions of the corn grain-silage endorsement, which shall be applicable in all counties where a conversion factor for converting tons of silage to bushels of corn is shown on the county actuarial table, are as follows:

(Secs. 506, 516, 52 Stat. 73, as amended, 77, as amended; 7 U.S.C. 1506, 1516)

Adopted by the Board of Directors on October 31, 1966.

[SEAL] EARL H. NIKKEL,
Secretary, Federal Crop Insurance Corporation.

Approved on November 2, 1966.

ORVILLE L. FREEMAN,
Secretary.

[F.R. Doc. 66-12077; Filed, Nov. 2, 1966; 8:47 a.m.]

[Amdt. 88]

PART 401—FEDERAL CROP INSURANCE

Subpart—Regulations for the 1961 and Succeeding Crop Years

POTATO ENDORSEMENT

Pursuant to the authority contained in the Federal Crop Insurance Act, as amended, the above-identified regulations are amended effective beginning with the 1967 crop year in the following respects:

The potato endorsement, published in § 401.37 of this chapter, is amended effective beginning with the 1967 crop year to read as follows:

§ 401.37 The potato endorsement.

The provisions of the potato endorsement for the 1967 and succeeding crop years are as follows:

1. *Causes of loss insured against.* The insurance provided is against unavoidable loss

of production due to wildlife, insect infestation, plant disease, earthquake, drought, flood, hail, wind, frost, freeze, lightning, fire, excessive rain, snow, hurricane, tornado, and any other unavoidable causes of loss due to adverse weather conditions, subject, however, to any exceptions, exclusions, or limitations with respect to such causes of loss that are set forth on the county actuarial table (hereinafter called "actuarial table").

2. *Insured crop.* (a) The insured crop shall be potatoes of the variety shown on the actuarial table as insurable. Insurance shall not be considered to have attached on any acreage on which it is determined by the Corporation that such acreage on any insurance unit (hereinafter called "unit") (1) is less than 2 acres, (2) was planted to potatoes for the 2 preceding crop years, or (3) was initially planted to potatoes after the date shown on the actuarial table for such purpose. If within 15 days after the insured files his acreage report, it is determined by the Corporation that the insured did not follow recognized good farming practices the Corporation may elect to determine the insured acreage of potatoes involved to be "zero".

(b) Notwithstanding the provisions of the last sentence of section 2 of the policy, if the insured fails to file a report of the acreage planted to potatoes and his interest therein by the date established under item (3) of subsection (a) of this section, the Corporation may elect to determine the insured acreage and the interest or declare the insured acreage to be "zero".

3. *Production guarantee and price.* (a) The provisions of section 3 of the policy with respect to guaranteed production and amounts of insurance per acre shall not be applicable under this endorsement. For each crop year of the contract the production guarantee, and the price at which indemnities shall be computed shall be those established by the Corporation and shown on the actuarial table.

(b) At the time the application for insurance is made the applicant shall elect a price for computing indemnities from among those shown on the actuarial table. If any applicant, or insured, has not elected such a price, or has elected a price not shown on the actuarial table for the crop year, the price election which shall be applicable under the contract, and which the insured is deemed to have elected, shall be the price provided on the actuarial table for such purposes.

For any crop year, any insured may change the price which was in effect for a prior crop year and make a new election by notifying the county office in writing of such election before contracts are terminated for indebtedness for the crop year for which the election is to become effective.

4. *Notice of loss or substantial damage.* In addition to the provisions of subsection 8(b) of the policy, the following shall apply: If any production from any unit is to be placed in storage, notice of the time of intended harvest on such unit shall be given to the county office at least 15 days before the beginning of harvest on such unit if a loss is to be claimed: *Provided*, That if in such cases damage occurs within the 15-day period or during harvest, notice shall be given immediately.

5. *Insurance period.* Insurance on any insured acreage shall attach at the time the potatoes are planted and shall cease upon the earlier of harvest or October 20 of the crop year.

6. *Claims for loss.* (a) In lieu of subsection 11(c) of the policy, the following shall apply: Losses shall be determined separately for each unit. The amount of loss with respect to any unit shall be determined by (1) multiplying the insured acreage of pota-

atoes on the unit by the applicable production guarantee per acre, which product shall be the production guarantee for the unit, (2) subtracting therefrom the total production to be counted for the unit, (3) multiplying this result by the applicable price for computing indemnities, and (4) multiplying this result by the insured interest: *Provided*, That if for the unit the insured fails to report all of his interest or insurable acreage the amount of loss shall be determined with respect to all of his interest and insurable acreage, but in such cases or otherwise, if the premium computed on the basis of the insurable acreage and interest exceeds the premium on the reported acreage and interest, or the acreage and interest when determined by the Corporation under section 2 of the policy, the amount of loss shall be reduced proportionately.

The total production to be counted for any unit shall be determined by the Corporation and shall include all harvested production for acreage harvested on the unit and any appraisals made by the Corporation for unharvested, or potential production, poor farming practices, uninsured causes of loss, or for acreage abandoned or put to another use without the consent of the Corporation: *Provided*, That the total production to be counted shall be determined separately for acreage harvested on the unit and for acreage not harvested on the unit and in either case shall not be less than 25 percent of the production guarantee of the quality guaranteed and provided on the actuarial table for such acreage: *Provided, further*, That the production to be counted for any acreage of potatoes which is abandoned or put to another use without the consent of the Corporation shall be the production guarantee provided on the actuarial table for such acreage.

(b) Notwithstanding the provisions of paragraph (a) of this section, if the production to be counted, as determined by the Corporation, does not meet the quality specifications shown on the actuarial table due to insurable causes occurring within the insurance period it shall be reduced by the factor for that purpose shown on such actuarial table.

(c) The Corporation reserves the right to adjust any loss prior to the time the potatoes are placed in storage or prior to delivery of the potatoes from the field directly to a processor, and any determination of production, and the quality thereof, shall be binding upon the insured and shall not be subject to change by the insured: *Provided*, That in no event shall any adjustment of quality be made on potatoes after they have been stored, except for size and weight.

7. *Meaning of terms.* For the purpose of insurance on potatoes the terms:

(a) "Insurance unit," notwithstanding section 21(g) of the policy, means the insurable acreage of potatoes in the county in which (1) one person at the time of planting has the entire interest in the crop, or (2) the same two or more persons at the time of planting have the entire interest in the crop: *Provided, however*, The Corporation and the insured may agree in writing before insurance attaches in any crop year to divide the insured's insurable acreage of potatoes in the county into two or more units, taking into consideration separate and distinct farm operations.

(b) "Harvest" or "harvested" means the digging of potatoes.

8. *Cancellation and termination for indebtedness dates.* For each crop year of the contract the cancellation date shall be the December 31 and the termination date for indebtedness shall be the May 15 immediately preceding the beginning of the crop year for which the cancellation or the termination is to become effective.

(Secs. 506, 516, 52 Stat. 73, as amended, 77, as amended; 7 U.S.C. 1506, 1516)

Adopted by the Board of Directors on October 31, 1966.

[SEAL] EARLE H. NIKKEL,
Secretary, Federal Crop
Insurance Corporation.

Approved on November 2, 1966.

ORVILLE L. FREEMAN,
Secretary.

[F.R. Doc. 66-12078; Filed, Nov. 4, 1966;
8:47 a.m.]

PART 404—APPLE CROP INSURANCE

Subpart—Regulations for the 1967 and Succeeding Crop Years

Pursuant to the authority contained in the Federal Crop Insurance Act, as amended, the Apple Crop Insurance Regulations for the 1963 and Succeeding Crop Years, as amended, which shall remain in full force and effect for the 1966 crop year, are hereby superseded for the 1967 and succeeding crop years by the regulations set forth below. The provisions of this subpart shall apply in all States except North Carolina, until amended or superseded, to all continuous apple crop insurance contracts as they relate to the 1967 and succeeding crop years.

Secs.	
404.20	Availability of apple crop insurance.
404.21	Premium rates and amounts of insurance.
404.22	Application for insurance.
404.23	Public notice of indemnities paid.
404.24	Creditors.
404.25	The application and the policy.

AUTHORITY: The provisions of this subpart issued under secs. 506, 516, 52 Stat. 73, as amended, 77, as amended; 7 U.S.C. 1506, 1516.

§ 404.20 Availability of apple crop insurance.

Apple crop insurance shall be offered for the 1967 and succeeding crop years under the provisions of § 404.20 through § 404.25 in counties in all States except North Carolina within limits prescribed by and in accordance with the provision of the Federal Crop Insurance Act, as amended. The counties shall be designated by the Manager of the Corporation from a list of counties approved by the Board of Directors of the Corporation for apple crop insurance. The counties designated by the Manager shall be published by appendix to this section.

§ 404.21 Premium rates and amounts of insurance.

(a) The Manager shall establish premium rates and the amounts of insurance per acre which shall be shown on the county actuarial table on file in the office for the county. Such premium rates and amounts of insurance may be changed from year to year.

(b) Any premium reduction earned under the provision of section 7 of the Application and Policy set forth in § 404.25 shall upon death of the insured inure to the benefit of his estate or sur-

living spouse and, upon approval of the Corporation, shall inure to any person operating the same farm or farms as the deceased insured who the Corporation determines has been actively participating in the farming operations by assisting in the management or by furnishing labor for compensation. If the insured is a partnership (which for the purpose of this section shall be deemed to include any other joint enterprise), the premium reduction earned by such insured shall, upon dissolution of the partnership, inure to the benefit of each member who has a contract of insurance in force in the year immediately following the dissolution covering only a part or all of the land involved in the partnership operation. If the insured is a partnership each of whose members had a contract of insurance in force in the year immediately preceding the formation of the partnership covering a part of the land included in the partnership operation, the smallest premium reduction earned by any member, or none if any member has earned none, shall inure to the benefit of the insured. If the insured is a partnership only one of whose members had a contract of insurance in force in the year immediately preceding the formation of the partnership, the premium reduction earned by such member shall inure to the benefit of the insured only if the insured operates the same farm or farms formerly operated by such member and if the Corporation finds that the other member or members have been actively participating in the farming operations by assisting in the management or by furnishing labor for compensation. If the insured is a corporation operating only a farm or farms previously operated by one or more stockholders, each of whom had a contract of insurance in force in the year immediately preceding the formation of the corporation, the smallest premium reduction earned by any such stockholder, or none if any such stockholder has earned none, shall inure to the benefit of the insured. If the insured was a stockholder of a dissolved corporation, which had a contract of insurance in force in the year immediately preceding its dissolution covering only the same farm or farms being operated by the insured, the premium reduction earned by the corporation shall inure to the benefit of the insured.

§ 404.22 Application for insurance.

Application for insurance may be submitted as provided in § 404.25 at the office for the county for the Corporation. The Corporation reserves the right to discontinue the taking of applications in any county upon its determination that the insurance risk involved is excessive or limit the amount of insurance prior to the closing date for the filing of applications. Such closing date shall be January 31 (March 15 in Chelan, Douglas, and Okanogan Counties, Wash.) of the first crop year for which insurance is to be in effect. The Corporation further reserves the right to reject any application or to exclude any definitely identified acreage for any crop year of the contract if upon inspection it deems the risk on

such acreage is excessive. If any such acreage is to be excluded, the insured shall be notified of such exclusion before insurance attaches for the crop year for which the acreage is to be excluded.

§ 404.23 Public notice of indemnities paid.

The Corporation shall provide for posting annually in each county at the county courthouse a listing of the indemnities paid in the county.

§ 404.24 Creditors.

An interest of a person other than the insured in an insured crop existing by virtue of a lien, mortgage, garnishment, levy, execution, bankruptcy, or any involuntary transfer shall not entitle the holder of the interest to any benefit under the contract other than as provided in the application and policy set forth in § 404.25.

§ 404.25 The application and the policy.

The provisions of the Application and Policy for Apple Crop Insurance for the 1967 and Succeeding Crop Years which shall be applicable in all States except North Carolina, are as follows:

Application and Policy
Form FCI-812—Apple (Revised)

UNITED STATES DEPARTMENT OF AGRICULTURE
FEDERAL CROP INSURANCE CORPORATION
APPLICATION AND POLICY FOR APPLE CROP INSURANCE

(Applicable in All States Except North Carolina)

(For the 19__ and Succeeding Crop Years)

(Name of insured)

(Policy number)

(Address of insured) (Zip code)

(County)

1. The undersigned applicant (herein called the "insured") subject to the applicable provisions of the regulations of the Federal Crop Insurance Corporation (herein called the "Corporation"), hereby applies to the Corporation for insurance on his interest in apple crops (hereinafter called "the insured crop") located in the above-identified county (hereinafter called "the county"). The applicant applies for the amount of insurance shown below which shall be an amount shown on the county actuarial table (hereinafter called the "actuarial table"). The amounts of insurance available each crop year and prescribed premium rates for each crop year are shown on the actuarial table from year to year. The insured may with the consent of the Corporation change the amount of insurance which was in effect for a prior crop year and elect a new amount of insurance per acre by notifying the office for the county in writing by the applicable closing date for the filing of applications for the crop year for which the change is to become effective. The amount of insurance per acre in effect for a crop year shall be the amount of insurance most recently elected by the insured and shown on a form prescribed for such purpose but the amount of insurance shall not exceed the maximum dollar amount per acre shown on the actuarial table for such crop year.

(Dollar Amount of Insurance Elected)

\$_____ per acre

This application, when executed by a person as an individual, shall not cover his interest in a crop produced by a partnership or other entity.

2. Causes of loss—(a) Causes insured against. The insurance provided is against unavoidable loss resulting from frost, freeze, windstorm, or hail.

(b) Causes not insured against. The contract shall not cover any loss due to neglect or malfeasance of the insured, any member of his household, his tenants, or employees, or failure to follow recognized good farming practices, or to any cause other than a cause specified in paragraph (a) of this section.

3. Insured crop. Only apples grown on insurable acreage in any crop year as shown on the actuarial table (a) in which the insured had an interest on the date insurance attaches, and (b) which are grown on acreage having a minimum expected production on the date insurance attaches of the amount per acre shown on the actuarial table for such purposes, as determined by the Corporation, are insured. Insurance shall not attach on any insurance unit (hereinafter called "unit") on which the insurable acreage is less than one acre.

4. Responsibility of the insured to report acreage and interest. The insured at the time of filing this application shall also file on a form prescribed by the Corporation a report of all the acreage of the insured crop in the county in which he has an interest and show his interest therein. Such report shall include a designation of all the acreage of apples which is uninsurable under the provisions of the preceding section. This report shall be revised for any crop year before insurance attaches if the acreage to be insured, or interest therein, has changed and the latest report filed shall be considered as the basis for continuation of insurance from year to year, subject to revision as provided herein. The Corporation reserves the right to determine the insured acreage and the insured's interest therein. The acreage and interest insured shall be the acreage and interest reported by the insured or as determined by the Corporation.

5. The contract. Upon acceptance of this application by the Corporation, the contract shall be in effect for the crop year specified above and shall continue for each succeeding crop year until canceled or terminated in accordance with the applicable provisions of the contract. This application and policy, and amendments thereto, if any, and the actuarial table for each crop year shall constitute the contract for apple insurance. Any changes made in the contract shall not affect the continuity from year to year.

6. Insurance period. For each crop year insurance attaches on March 1 (March 16 in Chelan, Douglas, and Okanogan Counties, Wash.) unless the application is accepted by the Corporation after such date in which event insurance shall attach in the first crop year on the date of acceptance, and as to any portion of the apple crop shall cease upon harvest but in no event shall insurance remain in effect later than October 31 of the crop year.

7. Annual premium. (a) The annual premium for each unit shall be earned and payable on the date insurance attaches and shall be determined by multiplying the applicable amount of insurance for the insured acreage on the unit by the applicable premium rate and multiplying the product thereof by the insured's interest at the time insurance attaches and, where applicable, applying the discount herein provided.

(b) The total annual premium for the insured crop on all units shall be reduced as follows for consecutive years of insurance,

without a loss for which an indemnity was paid on any unit, immediately preceding the crop year for which the reduction is applicable (eliminating any year in which a premium was not earned):

Percent premium reduction	Consecutive years with no loss
5 percent after-----	1 year.
5 percent after-----	2 years.
10 percent after-----	3 years.
10 percent after-----	4 years.
15 percent after-----	5 years.
20 percent after-----	6 years.
25 percent after-----	7 years or more.

If an insured has a loss on a crop for which an indemnity is paid, the number of such consecutive years of insurance on such crop without a loss for which an indemnity was paid shall be reduced by 3 years, except, that, where the insured has 7 or more such years, a reduction to 4 shall be made and where the insured has 3 or less such years, a reduction to zero shall be made.

8. Premium note. In consideration hereof, the insured promises to pay to the order of the Federal Crop Insurance Corporation each crop year of the contract the annual premium and further agrees that any amount due the Corporation by the insured may be deducted from any indemnity payable to the insured and when not prohibited by law, from any loan or payment otherwise due the insured under any program administered by the United States Department of Agriculture.

-----, 19__
(Signature of applicant) (Date)

(Witness to signature)

9. Recommended for acceptance by:

-----, 19__
(Orchard inspector) (Date)

(Corporation representative)

----- (Address of office for the county) (Zip code)

10. Accepted for the corporation by:

-----, 19__
(State Director) (Date)

11. Life of contract. The contract is non-cancelable for the first crop year and shall continue in effect for each succeeding crop year until either the insured or Corporation cancels the contract by giving written notice to the other by December 31 immediately preceding the beginning of the crop year for which the cancellation is to become effective. If, however, the Corporation limits the amount of insurance, or any acreage is excluded from insurance under the contract by the Corporation because of the risk involved, after the December 15 immediately preceding the beginning of the crop year for which such limitation or exclusion is to become effective, the insured shall have the right to cancel the contract within 15 days after notice thereof is mailed to the insured by the Corporation. The contract shall, however, terminate for nonpayment of premium if such premium is not paid by the January 31 (March 15 in Chelan, Douglas, and Okanogan Counties, Wash.) following the crop year in which the premium was earned.

12. Contract changes. After the first crop year the Corporation reserves the right to amend or change the terms of this contract from year to year. Any such amendment or change shall be mailed to the insured or made available at the office for the county by the December 15 immediately preceding the beginning of the crop year for which such amendment or change is to become effective. Acceptance of such amendment or change will be conclusive in the absence of any

notice from the insured to cancel the contract as provided in section 11 hereof.

13. *Notice of damage or loss.* (a) It shall be a condition precedent to payment of any indemnity on any unit hereunder that the insured report in writing each damage to the insured crop from an insured cause to the office for the county immediately after such damage becomes apparent, giving the date, cause, and estimated extent of such damage. If not so reported within 7 days, the Corporation reserves the right to reject any claim arising out of such damage on the unit if it determines that it has been prejudiced by such failure to report or by failure to give notice as required in subsection (b) of this section.

(b) Notice of the time of intended harvesting shall be given to the office for the county at least 7 days before the beginning of harvest if a loss is to be claimed, and a final adjustment has not been made by that time: *Provided, however,* if damage occurs within the 7-day period before the beginning of harvest, or during harvest, and a loss is to be claimed, notice shall be given immediately.

14. *Amount of loss and proof of loss.* (a) Any claim for loss on any unit shall be submitted to the Corporation on a form prescribed by the Corporation within 30 days after the amount of loss has been determined by the Corporation.

(b) Losses shall be adjusted separately for each unit. The amount of loss with respect to any unit shall be determined by (1) multiplying the insured acreage of apples on the unit by the applicable amount of insurance per acre, (2) multiplying the result thus obtained by the applicable percent of damage (determined in accordance with subsection (c) and (d) of this section) in excess of 25 percent, and (3) multiplying the result by the insured interest.

(c) The percent of damage shall be the ratio of the production lost due to insured causes, as determined by the Corporation, to the production which would have been realized had no such damage occurred, which shall not be less than the minimum number of boxes per acre shown on the actuarial table as a prerequisite for insurability. The production which would have been realized had no insured loss occurred shall include apples which (1) were harvested before the insured damage occurred, (2) remained on the trees or were harvested after the damage occurred, (3) were lost from an insured cause, and (4) were lost from causes not insured against during the insurance period, other than normal dropping. It shall be a condition precedent to payment of any claim that the insured furnish any production records or other information required by the Corporation regarding the manner and extent of damage or loss. No indemnity shall be payable in any event if the Corporation determines that a normal crop has been produced, and the Corporation reserves the right to delay final determination of any indemnity until the apples have been harvested.

(d) Notwithstanding the provisions of paragraph (c) of this section, where damage, due directly and solely to a cause or causes insured against, results in a reduction in grade, a percentage of the production so reduced in grade shall be counted as production lost in determining the percent of damage. Such percentage shall be:

Extra fancy reduced to:	Percent
Fancy	30
"C" Grade	80
Culls	100
Fancy reduced to:	
"C" Grade	50
Culls	70
"C" Grade reduced to:	
Culls	20

In applying the provisions of this paragraph, the Corporation shall make grade determinations on the basis of standards established by the duly authorized agency of the State in which the insured crop is located, except that color shall be disregarded as a grade factor if the determinations are made prior to the time color fully develops.

(e) In the event that any claim for indemnity under the provisions of the contract is denied by the Corporation, an action on such claim may be brought against the Corporation under the provisions of 7 U.S.C. 1508(c): *Provided,* That the same is brought within 1 year after the date notice of denial of the claim is mailed to and received by the insured.

15. *Payment of indemnity.* (a) Any indemnity will be payable within 30 days after a claim for loss is approved by the Corporation: *Provided,* That in no event shall the Corporation be liable for interest or damages in connection with any claim for indemnity.

(b) If the insured is an entity other than an individual and is dissolved or is an individual who dies or is judicially declared incompetent before insurance attaches in any crop year, the contract shall terminate as of the date of dissolution, death, or judicial declaration, but if such an event occurs after insurance attaches in any crop year the contract shall terminate at the end of such crop year and any indemnity payable shall be paid to the person(s) the Corporation determines to be beneficially entitled thereto.

(c) For the purposes of subsection (b) hereof, death of a partner in a partnership shall dissolve the partnership unless the partnership agreement provides otherwise. If two or more persons having a joint interest are insured jointly, death of one of the parties shall terminate the contract.

16. *Insured interest.* For the purpose of determining the amount of indemnity, the interest insured shall not exceed the interest of the insured at the time of damage, as determined by the Corporation.

17. *Abandonment of crop.* There shall be no abandonment of the insured crop or portion thereof to the Corporation.

18. *Misrepresentation and fraud.* The Corporation may void the contract without affecting the insured's liability for premiums or waiving any right or remedy including the right to collect any unpaid premiums if at any time, either before or after any loss, the insured has concealed or misrepresented any material fact or committed any fraud relating to the contract, and such voidance shall be effective as of the beginning of the crop year with respect to which any such act or omission occurred.

19. *Collateral assignment—Transfer of interest.* The right to an indemnity in any crop year may be assigned by the insured only as security upon prior approval of the Corporation. If the insured transfers his interest in the insured crop in any crop year he may, upon prior approval of the Corporation, transfer his right to an indemnity for such crop year with respect to the transferred interest in the insured crop. Any assignment or transfer shall be made on assignment or transfer forms prescribed by the Corporation and shall be subject to all the terms set forth thereon and to the terms hereof.

20. *Subrogation.* The insured (including his assignee or transferee) assigns to the Corporation all rights of recovery against any person for loss or damage to the extent that payment hereunder is made and shall execute all papers required and take appropriate action to secure such rights.

21. *Forms.* Copies of forms referred to in the contract are available at the office for the county.

22. *Meaning of terms.* For purposes of insurance on apples the terms:

(a) "County actuarial table" means the actuarial forms and related material (including the crop insurance maps where applicable) which are approved by the Corporation, which are on file for public inspection in the office for the county, and which show the applicable amounts of insurance, premium rates, and related information with respect to apple crop insurance for the crop year in the county.

(b) "Office for the county" means the Corporation's office serving the county shown in this application and policy, or such office as may be designated by the Corporation from time to time, and may serve more than one county.

(c) "County" means the area shown on the actuarial table which may include insurable acreage located in a local producing area bordering on the county.

(d) "Crop year" means the calendar year in which insurance attaches.

(e) "Harvest" means picking the marketable apples from the trees or from the ground.

(f) "Insurance unit" means all insurable acreage of apples in the county (1) in which the insured has 100 percent interest on the date insurance attaches for the crop year that is located on contiguous land under the same ownership, or (2) in which two or more persons have 100 percent interest on the date insurance attaches for the crop year that is located on contiguous land under the same ownership, excluding any other acreage of apples in which such persons do not have 100 percent interest on such date. Land rented for cash or for a fixed commodity payment shall be considered as owned by the lessee. Contiguous land shall include only land that is touching at any point except that land that is separated only by a public or private way shall be considered contiguous. The Corporation may by agreement in writing with the insured before insurance attaches in any crop year, divide the insured's insurable acreage of apples in the county into two or more units taking into consideration separate and distinct orchard operations.

NOTE: The reporting requirements contained herein have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Adopted by the Board of Directors on October 31, 1966.

[SEAL] EARL H. NIKKEL,
Secretary, Federal Crop
Insurance Corporation.

Approved on November 2, 1966.

ORVILLE L. FREEMAN,
Secretary.

[F.R. Doc. 66-12079; Filed, Nov. 4, 1966;
8:47 a.m.]

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

[Navel Orange Reg. 111]

PART 907—NAVEL ORANGES GROWN IN ARIZONA AND DESIGNATED PART OF CALIFORNIA

Limitation of Handling

§ 907.411 Navel Orange Regulation 111.

(a) *Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 907, as amended (7 CFR part 907), regulating the handling of Navel

oranges grown in Arizona and designated part of California, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), and upon the basis of the recommendations and information submitted by the Navel Orange Administrative Committee, established under the said amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of handling of such Navel oranges, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this section until 30 days after publication hereof in the FEDERAL REGISTER (5 U.S.C. 1001-1011) because the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient, and a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective as herein after set forth. The committee held an open meeting during the current week, after giving due notice thereof, to consider supply and market conditions for navel oranges and the need for regulation; interested persons were afforded an opportunity to submit information and views at this meeting; the recommendation and supporting information for regulation during the period specified herein were promptly submitted to the Department after such meeting was held; the provisions of this regulation, including its effective time, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such navel oranges; it is necessary, in order to effectuate the declared policy of the act, to make this regulation effective during the period herein specified; and compliance with this section will not require any special preparation on the part of persons subject hereto which cannot be completed on or before the effective date hereof. Such committee meeting was held on November 2, 1966.

(b) *Order.* (1) The respective quantities of Navel oranges grown in Arizona and designated part of California which may be handled during the period beginning at 12:01 a.m., P.s.t., November 6, 1966, and ending at 12:01 a.m., P.s.t., November 13, 1966, are hereby fixed as follows:

- (i) District 1: 343,559 cartons;
 - (ii) District 2: Unlimited movement;
 - (iii) District 3: 30,003 cartons;
 - (iv) District 4: 121,012 cartons.
- (2) As used in this section, "handled," "District 1," "District 2," "District 3," "District 4," and "carton" have the same meaning as when used in said amended marketing agreement and order.

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

Dated: November 3, 1966.

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

[F.R. Doc. 66-12114; Filed, Nov. 4, 1966; 8:47 a.m.]

[Lemon Reg. 240]

PART 910—LEMONS GROWN IN CALIFORNIA AND ARIZONA

Limitation of Handling

§ 910.540 Lemon Regulation 240.

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

(2) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this section until 30 days after publication hereof in the FEDERAL REGISTER (5 U.S.C. 1001-1011) because the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient, and a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective as hereinafter set forth. The committee held an open meeting during the current week, after giving due notice thereof, to consider supply and market conditions for lemons and the need for regulation; interested persons were afforded an opportunity to submit information and views at this meeting; the recommendation and supporting information for regulation during the period specified herein were promptly submitted to the Department after such meeting was held; the provisions of this section, including its effective time, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such lemons; it is necessary, in order to effectuate the declared policy of the act, to make this section effective during the period herein specified; and compliance with this section will not require any special preparation on the part of per-

sons subject hereto which cannot be completed on or before the effective date hereof. Such committee meeting was held on November 1, 1966.

(b) *Order.* (1) The respective quantities of lemons grown in California and Arizona which may be handled during the period beginning at 12:01 a.m., P.s.t., November 6, 1966, and ending at 12:01 a.m., P.s.t., November 13, 1966, are hereby fixed as follows:

- (i) District 1: 9,300 cartons;
 - (ii) District 2: 74,400 cartons;
 - (iii) District 3: 102,300 cartons.
- (2) As used in this section, "handled," "District 1," "District 2," "District 3," and "Carton" have the same meaning as when used in the said amended marketing agreement and order.

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

Dated: November 3, 1966.

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

[F.R. Doc. 66-12115; Filed, Nov. 4, 1966; 8:47 a.m.]

Chapter XIV—Commodity Credit Corporation, Department of Agriculture

SUBCHAPTER B—LOANS, PURCHASES, AND OTHER OPERATIONS

[CCC Grain Price Support Regs., 1966-Crop Corn Supp.]

PART 1421—GRAINS AND SIMILARLY HANDLED COMMODITIES

Subpart—1966-Crop Corn Loan and Purchase Program

This annual crop year supplement, together with the General Regulations Governing Price Support for the 1964 and Subsequent Crops (Revision 1) (31 F.R. 5941), and any amendments thereto, and the 1966 and Subsequent Crops Corn Supplement (31 F.R. 10464), and any amendments thereto, contain the provisions for price support loans and purchases for the 1966 crop of corn.

- Sec.
- 1421.2376 Availability.
 - 1421.2377 Compliance requirements.
 - 1421.2378 Warehouse charges.
 - 1421.2379 Maturity of loans.
 - 1421.2380 Delivery period.
 - 1421.2381 Support rates, premiums, and discounts.

AUTHORITY: The provisions of this subpart issued under sec. 4, 62 Stat. 1070 as amended; 15 U.S.C. 714b. Interpret or apply sec. 5, 62 Stat. 1072, secs. 105, 401, 63 Stat. 1051 as amended; 15 U.S.C. 714c, 7 U.S.C. 1421, 1441.

§ 1421.2376 Availability.

A producer desiring a price support loan must request a loan on his eligible corn on or before June 30, 1967. To obtain price support through a sale to CCC, a producer must give the appropriate ASCS county office notice of his intent to sell his eligible corn to CCC on or before July 31, 1967: *Provided*, That in any area where it is determined by the State committee that producers may not be able to

or cannot store corn safely on the farm for the full storage period because of insects, adverse climatic conditions, or other factors affecting the safe storage of corn, the final date for requesting price support on farm stored corn shall be such earlier dates as are established by the State committee. Public announcement of the final dates shall be made sufficiently in advance of such dates to allow producers a reasonable period of time to request price support.

§ 1421.2377 Compliance requirements.

To be eligible for a loan or purchase, a producer must qualify for a price support payment under the 1966-69 Feed Grain Program Regulations (31 F.R. 8339) on corn of the 1966 crop on the farm on which the corn tendered for loan or purchase was produced except that such qualification is not necessary with respect to corn produced in an area of the United States in which the feed grain program is not in effect.

§ 1421.2378 Warehouse charges.

Subject to the provisions of § 1421.2369, the following schedule of deductions for corn stored in an approved warehouse operating under the Uniform Grain Storage Agreement shall apply:

SCHEDULE OF DEDUCTIONS FOR STORAGE CHARGES FOR MATURITY DATE OF JULY 31, 1967	
Storage start date (all dates inclusive)	Deduction (cents per bushel)
Prior to Aug. 16, 1966	13
Aug. 16-Sept. 12, 1966	12
Sept. 13-Oct. 10, 1966	11
Oct. 11-Nov. 7, 1966	10
Nov. 8-Dec. 5, 1966	9
Dec. 6, 1966-Jan. 2, 1967	8
Jan. 3-Jan. 30, 1967	7
Jan. 31-Feb. 27, 1967	6
Feb. 28-Mar. 27, 1967	5
Mar. 28-April 24, 1967	4
April 25-May 22, 1967	3
May 23-June 19, 1967	2
June 20-July 31, 1967	1

§ 1421.2379 Maturity of loans.

Loans mature on demand but not later than July 31, 1967.

§ 1421.2380 Delivery period.

(a) *Regular delivery period.* The regular delivery period shall begin August 1, 1967.

(b) *Where producer may not be in a position to store corn safely.* In areas where it is determined by the State committee that some producers may not be in a position to store corn safely on the farm for the full storage period (for reasons set forth in § 1421.2376) the State committee may establish an earlier delivery period prior to maturity (in addition to the regular delivery period) during which any producer in such areas may voluntarily deliver corn which is under farm storage loan. Eligible corn not under loan may also be delivered to CCC for purchase in the early delivery period. Such earlier delivery period, if established, shall begin at least 30 days after the final date of availability of loans established by the State committee, but not before April 1, 1967. CCC will accept deliveries of corn during such early delivery period: *Provided*, That the producer

notifies the county office within the time specified by the county office that he wants to deliver the corn.

(c) *Where producers cannot store corn safely.* If the State committee determines that producers in an area cannot store corn safely on the farm for the full storage period (for reasons set forth in § 1421.2376), all farm-storage loans in such area shall be called. Producers having eligible corn not under loan who elect to make deliveries from farm-storage for purchase by CCC shall also be required to deliver during the delivery period for loans; except that individual producers may keep corn in farm storage until the regular loan maturity date if (1) such corn is shelled, (2) the producer has satisfactory storage facilities, and (3) the State committee approves. Any earlier delivery period established shall begin at least 30 days after the final date of availability of loans established by the State committee, and not before April 1, 1967.

§ 1421.2381 Support rates, premiums and discounts.

(a) *Application.* The support rate to be used to make a loan, and to settle a loan and a purchase, shall be the applicable basic county support rate established for the county in which the corn covered by the loan or purchase was produced. A farm storage loan shall be made at the basic county support rate adjusted only by the weed control discount, if applicable. A warehouse storage loan, a farm storage loan settlement and a purchase shall be made at the basic county support rate adjusted by the applicable premiums and discounts prescribed in paragraph (c) of this section. Basic county support rates per bushel for corn grading No. 3 except for moisture, or No. 4 on the factor of test weight only but otherwise grading No. 3 or better except for moisture, and the schedule of premiums and discounts are set forth in paragraphs (b) and (c) of this section.

(b) *Basic county support rates.*

ALABAMA	
County	Rate per bushel
All counties	\$1.14
ARIZONA	
All counties	\$1.18
ARKANSAS	
All counties	\$1.09
CALIFORNIA	
All counties	\$1.18
COLORADO	
Adams	\$1.06
Alamosa	1.10
Arapahoe	1.07
Archuleta	1.12
Baca	1.07
Bent	1.07
Boulder	1.06
Cheyenne	1.05
Conejos	1.10
Costilla	1.10
Crowley	1.07
Custer	1.09
Delta	1.15
Dolores	1.17
Douglas	1.08
Elbert	\$1.07
El Paso	1.08
Fremont	1.09
Garfield	1.15
Grand	1.09
Huerfano	1.09
Jefferson	1.08
Kiowa	1.06
Kit Carson	1.04
La Plata	1.14
Larimer	1.05
Las Animas	1.08
Lincoln	1.06
Logan	1.03
Mesa	1.15

COLORADO—Continued

County	Rate per bushel	County	Rate per bushel
Moffat	\$1.15	Rio Blanco	\$1.15
Montezuma	1.17	Rio Grande	1.13
Montrose	1.15	Routt	1.12
Morgan	1.04	Saguache	1.11
Otero	1.08	San Miguel	1.17
Ouray	1.17	Sedgwick	1.03
Phillips	1.03	Washington	1.04
Pitkin	1.13	Weld	1.04
Prowers	1.06	Yuma	1.03
Pueblo	1.08		

CONNECTICUT	
All counties	\$1.23
DELAWARE	
All counties	\$1.17
FLORIDA	
All counties	\$1.15
GEORGIA	
All counties	\$1.15
IDAHO	
All counties	\$1.13
ILLINOIS	

Adams	\$1.00	Lee	\$1.00
Alexander	1.04	Livingston	1.01
Bond	1.02	Logan	1.02
Boone	1.00	McDonough	1.00
Brown	1.01	McHenry	1.01
Bureau	1.00	McLean	1.01
Calhoun	1.01	Macon	1.01
Carroll	.98	Macoupin	1.02
Cass	1.02	Madison	1.02
Champaign	1.00	Marion	1.02
Christian	1.02	Marshall	1.02
Clark	1.01	Mason	1.02
Clay	1.02	Massac	1.04
Clinton	1.02	Menard	1.02
Coles	1.00	Mercer	.98
Cook	1.02	Monroe	1.03
Crawford	1.02	Montgomery	1.02
Cumberland	1.01	Morgan	1.02
De Kalb	1.01	Moultrie	1.00
De Witt	1.01	Ogle	.99
Douglas	1.00	Peoria	1.01
Du Page	1.02	Perry	1.03
Edgar	1.00	Platt	1.00
Edwards	1.03	Pike	1.01
Effingham	1.02	Pope	1.04
Fayette	1.02	Pulaski	1.04
Ford	1.00	Putnam	1.02
Franklin	1.03	Randolph	1.03
Fulton	1.01	Richland	1.03
Gallatin	1.04	Rock Island	.98
Greene	1.02	St. Clair	1.03
Grundy	1.01	Saline	1.03
Hamilton	1.03	Sangamon	1.02
Hancock	.99	Schuyler	1.01
Hardin	1.04	Scott	1.02
Henderson	.99	Shelby	1.01
Henry	.99	Stark	1.01
Iroquois	1.01	Stephenson	.99
Jackson	1.03	Tazewell	1.02
Jasper	1.02	Union	1.03
Jefferson	1.02	Vermilion	1.00
Jersey	1.02	Wabash	1.03
Joe Davless	.98	Warren	1.00
Johnson	1.03	Washington	1.03
Kane	1.02	Wayne	1.02
Kankakee	1.01	White	1.03
Kendall	1.01	Whiteside	.99
Knox	1.01	Will	1.02
Lake	1.02	Williamson	1.03
La Salle	1.01	Winnebago	.99
Lawrence	1.03	Woodford	1.02

INDIANA	
Adams	\$0.99
Allen	.99
Bartholomew	1.02
Benton	1.00
Blackford	1.00
Boone	1.00
Brown	1.02
Carroll	\$1.00
Cass	1.00
Clark	1.04
Clay	1.00
Clinton	1.00
Crawford	1.04
Davless	1.03

RULES AND REGULATIONS

14309

INDIANA—Continued

County	Rate per bushel	County	Rate per bushel
Dearborn	\$1.04	Montgomery	\$0.99
Decatur	1.02	Morgan	1.01
De Kalb	.99	Newton	1.00
Delaware	1.00	Noble	.99
Dubois	1.03	Ohio	1.04
Elkhart	1.00	Orange	1.03
Fayette	1.01	Owen	1.01
Floyd	1.04	Parke	.99
Fountain	.99	Perry	1.04
Franklin	1.03	Pike	1.03
Fulton	1.00	Porter	1.01
Gibson	1.04	Posey	1.04
Grant	1.00	Putaski	1.00
Greene	1.02	Putnam	1.00
Hamilton	1.00	Randolph	1.00
Harrison	1.04	Ripley	1.03
Hancock	1.00	Rush	1.01
Hendricks	1.00	St. Joseph	1.00
Henry	1.00	Scott	1.04
Howard	1.00	Shelby	1.01
Huntington	.99	Spencer	1.04
Jackson	1.03	Starke	1.00
Jasper	1.00	Steuben	.99
Jay	1.00	Sullivan	1.01
Jefferson	1.04	Switzerland	1.04
Jennings	1.03	Tippecanoe	.99
Johnson	1.01	Tipton	1.00
Knox	1.03	Union	1.01
Kosciusko	1.00	Vanderburgh	1.04
Lagrange	.99	Vermillion	.99
Lake	1.01	Vigo	1.00
La Porte	1.01	Wabash	1.00
Lawrence	1.03	Warren	.99
Madison	1.00	Warrick	1.04
Marion	1.00	Washington	1.04
Marshall	1.00	Wayne	1.00
Martin	1.03	Wells	.99
Miami	1.00	White	1.00
Monroe	1.02	Whitley	.99

IOWA

Adair	\$0.96	Howard	\$0.93
Adams	.97	Humboldt	.92
Allamakee	.95	Ida	.93
Appanoose	.97	Iowa	.96
Audubon	.95	Jackson	.98
Benton	.96	Jasper	.95
Black Hawk	.94	Jefferson	.97
Boone	.94	Johnson	.97
Bremer	.94	Jones	.97
Buchanan	.95	Keokuk	.96
Buena Vista	.92	Kossuth	.91
Butler	.93	Lee	.98
Calhoun	.93	Linn	.96
Carroll	.94	Louisa	.98
Cass	.96	Lucas	.96
Cedar	.98	Lyon	.92
Cerro Gordo	.91	Madison	.95
Cherokee	.93	Mahaska	.95
Chickasaw	.93	Marion	.95
Clarke	.96	Marshall	.94
Clay	.92	Mills	.97
Clayton	.96	Mitchell	.92
Clinton	.98	Monona	.95
Crawford	.94	Monroe	.96
Dallas	.95	Montgomery	.97
Davis	.97	Muscatine	.98
Decatur	.97	O'Brien	.92
Delaware	.96	Osceola	.91
Des Moines	.98	Page	.97
Dickinson	.91	Palo Alto	.91
Dubuque	.97	Plymouth	.94
Emmet	.90	Pocahontas	.92
Fayette	.95	Polk	.95
Floyd	.92	Pottawattamie	.97
Franklin	.92	mie	.97
Fremont	.97	Poweshiek	.95
Greene	.94	Ringgold	.97
Grundy	.94	Sac	.93
Guthrie	.95	Scott	.98
Hamilton	.93	Shelby	.95
Hancock	.91	Sioux	.93
Hardin	.94	Story	.94
Harrison	.96	Tama	.95
Henry	.98	Taylor	.97

IOWA—Continued

County	Rate per bushel	County	Rate per bushel
Union	\$0.96	Webster	\$0.93
Van Buren	.97	Winnebago	.91
Wapello	.96	Winneshiek	.94
Warren	.95	Woodbury	.94
Washington	.97	Worth	.91
Wayne	.97	Wright	.92

KANSAS

Allen	\$1.04	Linn	\$1.04
Anderson	1.03	Logan	1.03
Atchison	1.01	Lyon	1.01
Barber	1.05	McPherson	1.01
Barton	1.02	Marion	1.01
Bourbon	1.04	Marshall	.98
Brown	.99	Meade	1.05
Butler	1.03	Miami	1.03
Chase	1.01	Mitchell	.99
Chautauqua	1.06	Montgomery	1.06
Cherokee	1.06	Morris	1.01
Cheyenne	1.01	Morton	1.05
Clark	1.05	Nemaha	.99
Clay	.98	Neosho	1.05
Cloud	.98	Ness	1.04
Coffey	1.03	Norton	.99
Comanche	1.05	Osage	1.01
Cowley	1.05	Osborne	.99
Crawford	1.06	Ottawa	.99
Decatur	1.00	Pawnee	1.03
Dickinson	1.00	Phillips	.98
Doniphan	1.00	Pottawatomie	.99
Douglas	1.01	Pratt	1.04
Edwards	1.03	Rawlins	1.01
Elk	1.05	Reno	1.03
Ellis	1.01	Republic	.97
Ellsworth	1.01	Rice	1.02
Finney	1.04	Riley	.98
Ford	1.04	Rooks	1.00
Franklin	1.02	Rush	1.02
Geary	1.00	Russell	1.00
Gove	1.03	Saline	1.00
Graham	1.00	Scott	1.04
Grant	1.04	Sedgwick	1.04
Gray	1.04	Seward	1.05
Greeley	1.04	Shawnee	1.00
Greenwood	1.03	Sheridan	1.00
Hamilton	1.04	Sherman	1.02
Harper	1.05	Smith	.97
Harvey	1.03	Stafford	1.03
Haskell	1.04	Stanton	1.04
Hodgeman	1.04	Stevens	1.05
Jackson	1.00	Sumner	1.05
Jefferson	1.01	Thomas	1.02
Jewell	.97	Trego	1.03
Johnson	1.02	Wabaunsee	1.00
Kearny	1.04	Wallace	1.03
Kingman	1.04	Washington	.98
Kiowa	1.04	Wichita	1.04
Labette	1.06	Wilson	1.05
Lane	1.04	Woodson	1.04
Leavenworth	1.02	Wyandotte	1.02
Lincoln	1.00		

KENTUCKY

Adair	\$1.11	Carter	\$1.11
Allen	1.11	Casey	1.11
Anderson	1.10	Christian	1.10
Ballard	1.07	Clark	1.12
Barren	1.10	Clay	1.13
Bath	1.12	Clinton	1.12
Bell	1.14	Crittenden	1.07
Boone	1.06	Cumberland	1.11
Bourbon	1.11	Daviess	1.07
Boyd	1.10	Edmonson	1.09
Boyle	1.11	Elliott	1.12
Bracken	1.08	Estill	1.12
Breathitt	1.14	Fayette	1.11
Breckinridge	1.07	Fleming	1.10
Bullitt	1.08	Floyd	1.14
Butler	1.09	Franklin	1.09
Caldwell	1.09	Fulton	1.07
Calloway	1.08	Gallatin	1.07
Campbell	1.06	Garrard	1.12
Carlisle	1.07	Grant	1.08
Carroll	1.07	Graves	1.07

KENTUCKY—Continued

County	Rate per bushel	County	Rate per bushel
Grayson	\$1.08	Meade	\$1.07
Green	1.11	Menifee	1.12
Greenup	1.09	Mercer	1.11
Hancock	1.07	Metcalfe	1.11
Hardin	1.08	Monroe	1.11
Harlan	1.14	Montgomery	1.12
Harrison	1.10	Morgan	1.13
Hart	1.10	Muhlenburg	1.09
Henderson	1.07	Nelson	1.09
Henry	1.08	Nicholas	1.11
Hickman	1.07	Ohio	1.08
Hopkins	1.09	Oldham	1.07
Jackson	1.13	Owen	1.08
Jefferson	1.07	Owsley	1.13
Jessamine	1.12	Pendleton	1.08
Johnson	1.13	Perry	1.14
Kenton	1.06	Pike	1.14
Knott	1.14	Powell	1.12
Knox	1.13	Pulaski	1.12
Larue	1.09	Robertson	1.10
Laurel	1.13	Rockcastle	1.12
Lawrence	1.12	Rowan	1.12
Lee	1.13	Russell	1.12
Leslie	1.14	Scott	1.10
Letcher	1.14	Shelby	1.08
Lewis	1.08	Simpson	1.11
Lincoln	1.12	Spencer	1.08
Livingston	1.07	Taylor	1.10
Logan	1.10	Todd	1.10
Lyon	1.09	Trigg	1.10
McCracken	1.07	Trimble	1.07
McCreary	1.12	Union	1.07
McLean	1.08	Warren	1.10
Madison	1.12	Washington	1.10
Magoffin	1.14	Wayne	1.12
Marion	1.10	Webster	1.08
Marshall	1.08	Whitley	1.13
Martin	1.13	Wolfe	1.13
Mason	1.08	Woodford	1.11

LOUISIANA

All parishes	\$1.12
--------------	--------

MAINE

All counties	\$1.23
--------------	--------

MARYLAND

All counties	\$1.17
--------------	--------

MASSACHUSETTS

All counties	\$1.23
--------------	--------

MICHIGAN

Allegan	\$1.01	Manistee	\$1.03
Arenac	1.03	Mason	1.03
Barry	1.00	Mecosta	1.02
Bay	1.02	Midland	1.01
Berrien	1.01	Missaukee	1.03
Branch	1.00	Monroe	1.02
Calhoun	1.00	Montcalm	1.01
Cass	1.01	Muskegon	1.03
Clare	1.02	Newaygo	1.02
Clinton	1.01	Oakland	1.02
Eaton	1.01	Oceana	1.03
Genesee	1.02	Ogemaw	1.03
Gladwin	1.02	Osceola	1.02
Gratiot	1.01	Ottawa	1.03
Hillsdale	1.00	Roscommon	1.03
Huron	1.02	Saginaw	1.01
Ingham	1.01	St. Clair	1.02
Ionia	1.01	St. Joseph	1.00
Iosco	1.03	Sanilac	1.02
Isabella	1.01	Shiawassee	1.01
Jackson	1.01	Tuscola	1.01
Kalamazoo	1.01	Van Buren	1.01
Kent	1.02	Washtenaw	1.02
Lake	1.03	Wayne	1.02
Lapeer	1.02	Wexford	1.03
Lenawee	1.01	All other counties	1.04
Livingston	1.02		
Macomb	1.02		

MINNESOTA

Aitkin	\$0.93	Beltrami	\$0.91
Anoka	.95	Benton	.93
Becker	.91	Big Stone	.89

RULES AND REGULATIONS

MINNESOTA—Continued

County	Rate per bushel	County	Rate per bushel
Blue Earth	\$0.91	Mille Lacs	\$0.93
Brown	.91	Morrison	.92
Carlton	.94	Mower	.93
Carver	.94	Murray	.90
Cass	.92	Nicollet	.92
Chippewa	.90	Nobles	.90
Chisago	.95	Norman	.90
Clearwater	.91	Olmsted	.94
Cook	.93	Otter Tail	.91
Cottonwood	.90	Pennington	.90
Crow Wing	.92	Pine	.94
Dakota	.96	Pipestone	.90
Dodge	.93	Polk	.90
Douglas	.92	Pope	.91
Faribault	.90	Ramsey	.95
Fillmore	.94	Red Lake	.90
Freeborn	.91	Redwood	.91
Goodhue	.96	Renville	.92
Grant	.91	Rice	.94
Hennepin	.94	Rock	.91
Houston	.96	Roseau	.90
Hubbard	.91	St. Louis	.93
Isanti	.94	Scott	.94
Itasca	.93	Sherburne	.93
Jackson	.89	Sibley	.93
Kanabec	.94	Stearns	.93
Kandiyoohi	.92	Steele	.92
Kittson	.90	Stevens	.90
Koochiching	.93	Swift	.91
Lac qui Parle	.89	Todd	.92
Lake	.93	Traverse	.89
Lake of the Woods	.91	Wabasha	.96
Le Sueur	.93	Wadena	.92
Lincoln	.89	Waseca	.91
Lyon	.90	Washington	.96
McLeod	.93	Watonwan	.90
Mahnomen	.90	Wilkin	.90
Marshall	.90	Winona	.96
Martin	.89	Wright	.93
Meeker	.93	Yellow	.90
		Medicine	.90

MISSISSIPPI

All counties.....\$1.12

MISSOURI

Adair	\$0.99	Franklin	\$1.04
Andrew	1.00	Gasconade	1.04
Atchison	.99	Gentry	1.00
Audrian	1.02	Greene	1.06
Barry	1.07	Grundy	.99
Barton	1.06	Harrison	.98
Bates	1.03	Henry	1.03
Benton	1.04	Hickory	1.05
Bollinger	1.06	Holt	1.00
Boone	1.03	Howard	1.02
Buchanan	1.02	Howell	1.07
Butler	1.06	Iron	1.06
Caldwell	1.01	Jackson	1.03
Calloway	1.03	Jasper	1.06
Camden	1.05	Jefferson	1.04
Cape Girardeau	1.05	Johnson	1.03
Carroll	1.01	Knox	1.00
Carter	1.07	Laclede	1.06
Cass	1.03	Lafayette	1.02
Cedar	1.05	Lawrence	1.06
Chariton	1.01	Lewis	1.00
Christian	1.07	Lincoln	1.02
Clark	.99	Linn	1.00
Clay	1.03	Livingston	1.00
Clinton	1.03	McDonald	1.07
Cole	1.04	Macon	1.01
Cooper	1.03	Madison	1.06
Crawford	1.05	Maries	1.05
Dade	1.06	Marion	1.00
Dallas	1.06	Mercer	.98
Davies	1.00	Miller	1.05
De Kalb	1.01	Mississippi	1.06
Dent	1.06	Moniteau	1.04
Douglas	1.07	Monroe	1.01
Dunklin	1.06	Montgomery	1.03
		Morgan	1.04

MISSOURI—Continued

County	Rate per bushel	County	Rate per bushel
New Madrid	\$1.06	St. Francois	\$1.05
Newton	1.07	St. Louis	1.04
Nodaway	.99	Ste. Genevieve	1.04
Oregon	1.07	Saline	1.02
Osage	1.04	Schuyler	.98
Ozark	1.07	Scotland	.98
Pemiscot	1.06	Scott	1.06
Perry	1.05	Shannon	1.06
Pettis	1.03	Shelby	1.01
Phelps	1.06	Stoddard	1.06
Pike	1.01	Stone	1.07
Platte	1.03	Sullivan	.99
Polk	1.06	Taney	1.07
Pulaski	1.06	Texas	1.06
Putnam	.98	Vernon	1.04
Ralls	1.01	Warren	1.03
Randolph	1.01	Washington	1.05
Ray	1.02	Wayne	1.06
Reynolds	1.06	Webster	1.06
Ripley	1.07	Worth	.99
St. Charles	1.03	Wright	1.06
St. Clair	1.04		

MONTANA

All counties.....\$1.06

NEBRASKA

Adams	\$0.96	Jefferson	\$0.97
Antelope	.95	Johnson	.97
Arthur	.99	Kearney	.96
Banner	1.02	Keith	1.00
Blaine	.96	Keya Paha	.95
Boone	.96	Kimball	1.02
Box Butte	1.01	Knox	.94
Boyd	.93	Lancaster	.96
Brown	.95	Lincoln	.98
Buffalo	.96	Logan	.98
Burt	.97	Loup	.96
Butler	.96	McPherson	.98
Cass	.97	Madison	.96
Cedar	.95	Merrick	.96
Chase	.99	Morrill	1.02
Cherry	.97	Nance	.96
Cheyenne	1.01	Nemaha	.97
Clay	.96	Nuckolls	.96
Colfax	.96	Otoe	.97
Cuming	.96	Pawnee	.98
Custer	.97	Perkins	.99
Dakota	.95	Phelps	.96
Dawes	1.01	Pierce	.95
Dawson	.96	Platte	.96
Deuel	1.01	Polk	.96
Dixon	.95	Red Willow	.98
Dodge	.96	Richardson	.98
Douglas	.97	Rock	.95
Dundy	.99	Saline	.96
Fillmore	.96	Sarpy	.97
Franklin	.96	Saunders	.96
Frontier	.97	Scotts Bluff	1.02
Furnas	.97	Seward	.96
Gage	.97	Sheridan	1.00
Garden	1.00	Sherman	.96
Garfield	.96	Sioux	1.02
Gosper	.97	Stanton	.96
Grant	.98	Thayer	.96
Greeley	.96	Thomas	.97
Hall	.96	Thurston	.96
Hamilton	.96	Valley	.96
Harlan	.96	Washington	.97
Hayes	.99	Wayne	.95
Hitchcock	.99	Webster	.96
Holt	.94	Wheeler	.96
Hooker	.97	York	.96
Howard	.96		

NEVADA

All counties.....\$1.19

NEW HAMPSHIRE

All counties.....\$1.23

NEW JERSEY

All counties.....\$1.19

NEW MEXICO

All counties.....\$1.15

NEW YORK

County	Rate per bushel
All counties	\$1.18

NORTH CAROLINA

All counties.....\$1.17

NORTH DAKOTA

All counties.....\$0.90

OHIO

Adams	\$1.05	Licking	\$1.04
Allen	1.01	Logan	1.02
Ashland	1.05	Lorain	1.05
Ashtabula	1.12	Lucas	1.03
Athens	1.08	Madison	1.02
Auglaize	1.01	Mahoning	1.12
Belmont	1.10	Marion	1.02
Brown	1.05	Medina	1.07
Butler	1.02	Meigs	1.07
Carroll	1.09	Mercer	1.00
Champaign	1.02	Miami	1.01
Clark	1.02	Monroe	1.11
Clermont	1.04	Montgomery	1.01
Clinton	1.03	Morgan	1.08
Columbiana	1.12	Morrow	1.03
Coshocton	1.06	Muskingum	1.06
Crawford	1.02	Noble	1.09
Cuyahoga	1.08	Ottawa	1.03
Darke	1.00	Paulding	1.00
Defiance	1.00	Perry	1.07
Delaware	1.02	Pickaway	1.03
Erie	1.04	Pike	1.04
Fairfield	1.05	Portage	1.10
Fayette	1.03	Preble	1.01
Franklin	1.02	Putnam	1.01
Fulton	1.02	Richland	1.03
Galla	1.06	Ross	1.04
Geauga	1.10	Sandusky	1.03
Greene	1.02	Scioto	1.05
Guernsey	1.08	Seneca	1.02
Hamilton	1.03	Shelby	1.01
Hancock	1.02	Stark	1.09
Hardin	1.02	Summit	1.08
Harrison	1.10	Trumbull	1.12
Henry	1.01	Tuscarawas	1.08
Highland	1.03	Union	1.02
Hocking	1.06	Van Wert	1.00
Holmes	1.06	Vinton	1.06
Huron	1.04	Warren	1.03
Jackson	1.05	Washington	1.10
Jefferson	1.11	Wayne	1.07
Knox	1.04	Williams	1.01
Lake	1.10	Wood	1.04
Lawrence	1.06	Wyandot	1.02

OKLAHOMA

All counties.....\$1.09

OREGON

All counties.....\$1.15

PENNSYLVANIA

All counties.....\$1.18

RHODE ISLAND

All counties.....\$1.23

SOUTH CAROLINA

All counties.....\$1.17

SOUTH DAKOTA

Aurora	\$0.90	Day	\$0.89
Beadle	.89	Deuel	.89
Bennett	.96	Dewey	.94
Bon Homme	.91	Douglas	.90
Brookings	.89	Edmunds	.91
Brown	.89	Fall River	1.00
Brule	.90	Faulk	.91
Buffalo	.90	Grant	.89
Butte	.96	Gregory	.91
Campbell	.92	Haakon	.94
Charles Mix	.90	Hamlin	.89
Clark	.89	Hand	.90
Clay	.93	Hanson	.90
Codington	.89	Harding	.96
Corson	.94	Hughes	.92
Custer	.99	Hutchinson	.91
Davison	.90	Hyde	.91

SOUTH DAKOTA—Continued

County	Rate per bushel	County	Rate per bushel
Jackson	\$.95	Perkins	\$.95
Jerauld	.89	Potter	.93
Jones	.94	Roberts	.89
Kingsbury	.89	Sanborn	.90
Lake	.90	Shannon	.98
Lawrence	.96	Spink	.89
Lincoln	.92	Stanley	.94
Lyman	.92	Sully	.92
McCook	.91	Todd	.94
McPherson	.91	Tripp	.92
Marshall	.89	Turner	.92
Meade	.95	Union	.93
Mellette	.94	Walworth	.93
Miner	.90	Washabaugh	.95
Minnehaha	.91	Yankton	.92
Moody	.90	Zieback	.95
Pennington	.96		

TENNESSEE

Anderson	\$1.15	Lauderdale	\$1.09
Bedford	1.12	Lawrence	1.11
Benton	1.11	Lewis	1.11
Bledsoe	1.13	Lincoln	1.11
Blount	1.16	Loudon	1.15
Bradley	1.14	McMinn	1.14
Campbell	1.15	McNairy	1.11
Cannon	1.13	Macon	1.12
Carroll	1.10	Madison	1.10
Carter	1.16	Marion	1.12
Cheatham	1.11	Marshall	1.13
Chester	1.10	Mauzy	1.11
Clatborne	1.15	Meigs	1.14
Clay	1.13	Monroe	1.15
Cocke	1.16	Montgomery	1.11
Coffee	1.12	Moore	1.13
Crockett	1.10	Morgan	1.14
Cumberland	1.14	Obion	1.09
Davidson	1.12	Overton	1.13
Decatur	1.11	Perry	1.11
De Kalb	1.13	Pickett	1.13
Dickson	1.11	Polk	1.14
Dyer	1.09	Putnam	1.13
Fayette	1.10	Rhea	1.14
Fentress	1.14	Roane	1.15
Franklin	1.11	Robertson	1.11
Gibson	1.09	Rutherford	1.12
Giles	1.11	Scott	1.14
Grainger	1.16	Sequatchie	1.13
Greene	1.16	Sevier	1.16
Grundy	1.13	Shelby	1.09
Hamblen	1.16	Smith	1.12
Hamilton	1.13	Stewart	1.11
Hancock	1.16	Sullivan	1.16
Hardeman	1.10	Sumner	1.12
Hardin	1.11	Tipton	1.09
Hawkins	1.16	Trousdale	1.12
Haywood	1.10	Unicoi	1.16
Henderson	1.10	Union	1.15
Henry	1.10	Van Buren	1.13
Hickman	1.11	Warren	1.13
Houston	1.11	Washington	1.16
Humphreys	1.11	Wayne	1.11
Jackson	1.13	Weakley	1.09
Jefferson	1.16	White	1.13
Johnson	1.16	Williamson	1.12
Knox	1.15	Wilson	1.12
Lake	1.09		

TEXAS

All counties.....\$1.11

UTAH

All counties.....\$1.18

VERMONT

All counties.....\$1.23

VIRGINIA

All counties.....\$1.17

WASHINGTON

All counties.....\$1.13

WEST VIRGINIA

All counties.....\$1.16

WISCONSIN

Adams	\$1.01	Marathon	\$1.02
Ashland	1.01	Marquette	1.03
Barron	.99	Milwaukee	1.02
Bayfield	1.00	Monroe	1.03
Brown	1.03	Oconto	1.01
Buffalo	1.00	Oneida	1.03
Burnett	.99	Outagamie	1.02
Calumet	1.03	Ozaukee	1.03
Chippewa	1.01	Peplin	1.00
Clark	1.01	Pierce	1.00
Columbia	1.02	Polk	.99
Crawford	.99	Portage	1.02
Dane	1.02	Price	1.01
Dodge	1.02	Racine	1.03
Door	1.04	Richland	1.01
Douglas	.99	Rock	1.02
Dunn	1.01	Rusk	1.00
Eau Claire	1.01	St. Croix	1.00
Florence	1.03	Sauk	1.02
Fond du Lac	1.02	Sawyer	1.00
Forest	1.03	Shawano	1.03
Grant	1.00	Sheboygan	1.03
Green	1.01	Taylor	1.01
Green Lake	1.02	Trempealeau	1.00
Iowa	1.02	Vernon	.99
Iron	1.02	Vilas	1.03
Jackson	1.01	Walworth	1.02
Jefferson	1.02	Washburn	.99
Juneau	1.01	Washington	1.02
Kenosha	1.03	Waukesha	1.02
Kewaunee	1.04	Waupaca	1.03
La Crosse	1.00	Waushara	1.02
Lafayette	1.01	Winnebago	1.03
Lafayette	1.01	Wood	1.01
Langlade	1.03		
Lincoln	1.02		
Manitowoc	1.04		

WYOMING

All counties.....\$1.06

(c) Schedule of premiums and discounts.

	Cents per bushel
(1) Premiums:	
Grade No. 2 or better	1
Broken corn and foreign material (percent) 2.0 or less	1
Moisture content (percent) 14.0 or less	1
(2) Discounts:	
Weevily	2
Mixed	2
Weed control laws (see § 1421.74)	10
Other—Such other discounts not covered above as may be established by CCC for settlement of loans and purchases to reflect values of corn acquired by CCC.	

Effective date. Upon publication in the FEDERAL REGISTER.

Signed at Washington, D.C., on October 31, 1966.

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

[F.R. Doc. 66-12040; Filed, Nov. 4, 1966; 8:45 a.m.]

Title 13—BUSINESS CREDIT AND ASSISTANCE

Chapter I—Small Business Administration

PART 121—SMALL BUSINESS SIZE STANDARDS

[Amendment 6; Rev. 6]

Definition of Small Business for Government Procurement

The last sentence in the first unnumbered paragraph of § 121.3-8 of the Small Business Size Standards Regulation (Revision 6), as amended, presently reads as follows: "If no standard for an industry, field of operation or activity; e.g., animal specialties, fin fish, anthracite mining, management-logistics support (outside of the several States, Commonwealth of Puerto Rico, Virgin Islands or the District of Columbia) has been set forth in this section, a concern bidding on a Government contract is a small business if, including its affiliates, it is independently owned and operated, is not dominant in the field of operation in which it is bidding on Government contracts, and has 500 employees or less."

It has been suggested to the Small Business Administration that the above sentence should be reworded to more clearly indicate that the parenthetical reference to "outside of the several States, Commonwealth of Puerto Rico, Virgin Islands or the District of Columbia" applies to only the management-logistic support. Accordingly, the Small Business Size Standards Regulation (Revision 6) (31 F.R. 9721), as amended (31 F.R. 10114, 11651, 11973, 12479, 12572), is hereby further amended by revising the last sentence in the first unnumbered paragraph of § 121.3-8 to read as follows: "If no standard for an industry, field of operation or activity (e.g., animal specialty; fin fish; anthracite mining; management-logistics support to be performed outside of the several States, Commonwealth of Puerto Rico, Virgin Islands, or the District of Columbia) has been set forth in this section, a concern bidding on a Government contract is a small business if, including its affiliates, it is independently owned and operated, is not dominant in the field of operation in which it is bidding on Government contracts, and has 500 employees or less."

Since no substantive change is made by this amendment it shall become effective on publication in the FEDERAL REGISTER.

Dated: October 31, 1966.

BERNARD L. BOUTIN,
Administrator.

[F.R. Doc. 66-12069; Filed, Nov. 4, 1966; 8:46 a.m.]

Title 14—AERONAUTICS AND SPACE

Chapter I—Federal Aviation Agency

[Docket No. 7004; Amdt. 39-301]

PART 39—AIRWORTHINESS DIRECTIVES

Boeing Model 727 Series Airplanes

A proposal to amend Part 39 of the Federal Aviation Regulations to include an airworthiness directive requiring modification of the engine cowl latch assembly on Boeing Model 727 Series airplanes was published in 30 F.R. 14017.

Interested persons have been afforded an opportunity to participate in the making of the amendment. Some operators requested a compliance time of 6,000 hours, because they felt that the modifications were for product improvement only and were not related to safety. The Agency feels that the cowl panel modifications are directly related to aircraft safety and should be accomplished within the time specified in the AD. The present design of the side engine cowl panel latching mechanism allows the latch hooks, acting as hinges, to become disengaged when the cowl panels are opened. There have been several reports of improperly secured side engine cowl panels, and one instance of a side engine cowl panel separating from the engine in flight and causing damage to the aircraft structure. The present design of the center engine cowl panel latching mechanism could also allow separation of the cowl panels in flight. All of the modifications on the center engine cowl and most of the modifications on the side engine cowls can be accomplished while the cowl panels are removed from the airplane, and then interchanged with unmodified cowls. The modifications are, therefore, not dependent on engine or cowl overhaul time, and the airplane down time can be held to a minimum. One operator reported wear of the pivot holes of the safety catches specified in Boeing Service Bulletin No. 71-14. To prevent this wear, Hartwell Manufacturing Co. has made available a stronger spring to reduce the relative motion between the safety catch and the cowl latch hook. Paragraph (a) of the AD has been changed to permit installation of either spring.

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (25 F.R. 6489), § 39.13 of the Federal Aviation Regulations is amended by adding the following new airworthiness directive:

BOEING. Applies to Model 727 Series airplanes.

Compliance required as indicated.

To prevent loss of the cowl panels in flight, and resultant damage to the aircraft structure, accomplish the following or an equivalent approved by the Chief, Aircraft Engineering Division, FAA Western Region:

(a) Within the next 1,500 hours' time in service after the effective date of this AD, unless already accomplished, modify the side engine cowl panel latch assemblies in accordance with Boeing Service Bulletin No. 71-14 or later FAA-approved revision. Replacement of Hartwell Manufacturing Co. hook latch spring, P/N 104914-1, with P/N 106054-1 is optional.

(b) Within the next 3,000 hours' time in service after the effective date of this AD, unless already accomplished, modify the center engine cowl panel latch frames in accordance with Boeing Service Bulletin No. 71-27 or later FAA-approved revision.

This amendment becomes effective December 5, 1966.

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

Issued in Washington, D.C., on October 28, 1966.

EDWARD C. HOBSON,
Acting Director,
Flight Standards Service.

[F.R. Doc. 66-12061; Filed, Nov. 4, 1966; 8:45 a.m.]

[Docket No. 741; Amdt. 39-302]

PART 39—AIRWORTHINESS DIRECTIVES

Bell Model 47J-2 Helicopters

Amendment 249 (26 F.R. 1111), AD 61-3-1, as amended by Amendment 286 (26 F.R. 4147), requires repetitive inspection of the pinion gear of the cooling fan drive assembly on certain Bell Model 47J-2 helicopters. After issuing Amendment 286, the Agency determined that the revised backlash setting that has been established by the manufacturer and published in its Maintenance and Overhaul Manual should be observed, rather than the setting specified in the AD. Therefore, the AD is being further amended to require backlash to be established in accordance with the manufacturer's Maintenance and Overhaul Manual.

Since a situation exists that requires immediate adoption of this regulation, it is found that notice and public procedure hereon are impracticable and good cause exists for making this amendment effective in less than 30 days.

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (25 F.R. 6489), § 39.13 of Part 39 of the Federal Aviation Regulations, Amendment 249 (26 F.R. 1111), AD 61-3-1, as amended by Amendment 286 (26 F.R. 4147), is further amended by striking out the words "except that backlash in the plane of rotation must be 0.0052 to 0.0072 inch" from paragraph (d).

This amendment becomes effective November 5, 1966.

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

Issued in Washington, D.C., on October 28, 1966.

EDWARD C. HOBSON,
Acting Director,
Flight Standards Service.

[F.R. Doc. 66-12062; Filed, Nov. 4, 1966; 8:45 a.m.]

[Docket No. 7660; Amdt. 39-307]

PART 39—AIRWORTHINESS DIRECTIVE

Boeing Model 707 and 720 Series Airplanes

The Federal Aviation Agency has in effect AD 66-24-2, as Amendment 39-293 to Part 39 of the Federal Aviation Regulations, applying to Boeing Model 707 and 720 Series airplanes, equipped with nylon tube conduit in the tail cone. The purpose of this amendment is to relax the requirements of the airworthiness directive. The AD as it stands requires inspection for shorted tail navigation light wires by removing the tail cone. It has come to the attention of the Administrator that compliance with the inspection requirements of this directive can be accomplished without removal of the tail cone. Therefore, the Agency has decided to delete the requirement for removal of the tail cone as it is not necessary. In addition, the AD requires that modifications be made to the tail cone wiring system within 700 hours' time in service after its effective date of October 12, 1966. The Agency has now determined that these modifications can be made within 2,250 hours' time in service without compromising safety.

As this revision is relaxatory in nature, compliance with the notice and public procedure provisions of the Administrative Procedure Act do not apply.

This amendment is made under the authority of sections 313(a), 601, and 603 of the Federal Aviation Act of 1958 (49 U.S.C. 1351(a), 1421, and 1423).

In consideration of the foregoing, the following AD is adopted effective immediately, superseding AD 66-24-2, Amendment 39-293.

BOEING. Applies to Model 707 and 720 Series airplanes equipped with nylon tube conduit in the tail cone.

Compliance required as indicated, unless already accomplished.

To prevent fire in the tail cone due to shorted tail navigation light wires, accomplish the following:

(a) Within the next 300 hours' time in service after October 12, 1966, unless already accomplished, inspect tail navigation light wiring for frayed or deteriorated wires and inspect protective nylon tube to insure that it is secured to bulkhead. Replace frayed or deteriorated wires and secure nylon tube to bulkhead as necessary before further flight.

(b) Repeat the inspection described in paragraph (a) every 300 hours' time in service until the following modifications or equivalent modifications approved by the Chief, Aircraft Engineering Division, FAA Western Region are accomplished but not later than 2,250 hours' time in service from the effective date of this AD—

(1) Trim nylon tube flush with bulkhead 65-14660-3 at fuselage station 1653;

(2) Install cover plate and angle fabricated in accordance with Boeing Service Bulletin No. 2395 (R-1) or later FAA-approved revision using a clamp and grommet in accordance with that Bulletin; and

(3) Replace all frayed or chafed tail cone light wiring.

Issued in Washington, D.C., on November 2, 1966.

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

[F.R. Doc. 66-12105; Filed, Nov. 4, 1966;
8:47 a.m.]

Title 19—CUSTOMS DUTIES

Chapter I—Bureau of Customs,
Department of the Treasury

[T.D. 66-246]

PART 1—GENERAL PROVISIONS

Ports of Entry; International Falls-
Ranier, Minn.

OCTOBER 26, 1966.

An increasing number of flights from Canada have been arriving at the Falls International Airport, International Falls, Minn., and the International Seaplane Base, Ranier, Minn. Therefore, it is desirable to extend the port limits of International Falls-Ranier to include these two airports.

Accordingly, by virtue of the authority vested in the President by section 1 of the Act of August 1, 1914, 38 Stat. 623 (19 U.S.C. 2), which was delegated to the

Secretary of the Treasury by the President in Executive Order No. 10289, September 17, 1951 (3 CFR Ch. II), and pursuant to authorization given to me by Treasury Department Order No. 190, Rev. 4 (30 F.R. 15769), the geographical limits of the customs port of entry of International Falls-Ranier, Minn., in the Duluth, Minn., customs district (Region IX) comprising the territory described in T.D. 53738, are extended to include the area described as follows:

Beginning at a point on the international boundary in the Rainy River closest to the most westerly corporate limits of the city of International Falls, Minn.; then proceeding south to the southwest corner of the Falls International Airport; thence east along the south boundary of said airport to the southeast corner of section 13, T. 70 N., R. 24 W.; thence north along the east side of sections 13, 12, and 1, T. 70 N., R. 24 W. to the southwest corner of section 31, T. 71 N., R. 23 W.; thence east to the southeast corner of section 35, T. 71 N., R. 23 W.; thence north to Rainy Lake; thence west along the south shore of Rainy Lake and Rainy River to the point of beginning.

Section 1.2(c) of the Customs Regulations is amended by deleting "(including territory described in T.D. 53738)" after "International Falls-Ranier" in the column headed "Ports of entry" in the Duluth, Minn., district and by substituting

therefor "(including the territory described in T.D. 66-246)."

(R.S. 161, as amended, sec. 1, 37 Stat. 434, sec. 1, 38 Stat. 623, as amended, R.S. 251, sec. 624, 46 Stat. 759; 5 U.S.C. 22, 19 U.S.C. 1, 2, 66, 1624)

This Treasury decision shall become effective 30 days after publication in the FEDERAL REGISTER.

[SEAL] TRUE DAVIS,
Assistant Secretary of the Treasury.

[F.R. Doc. 66-12058; Filed, Nov. 4, 1966;
8:45 a.m.]

Title 29—LABOR

Chapter I—National Labor Relations
Board

PART 102—RULES AND REGULATIONS, SERIES 8

Subpart F—Ex Parte Communications
Correction

In F.R. Doc. 66-11737 appearing in the issue for Friday, October 28, 1966, at page 13850, the Subpart P designation following the part heading is incorrect. The complete subpart designation and heading should read as set forth above.

Proposed Rule Making

DEPARTMENT OF LABOR

Wage and Hour Division

[29 CFR Part 505]

LABOR STANDARDS ON PROJECTS OR PRODUCTIONS ASSISTED BY GRANTS FROM NATIONAL ENDOWMENT FOR THE ARTS

Notice of Proposed Rule Making

Pursuant to section 5(j) of the National Foundation on the Arts and the Humanities Act of 1965 (79 Stat. 849, 20 U.S.C. 848) and the authority delegated by the Secretary of Labor (31 F.R. 1274), notice is hereby given that the Administrator of the Wage and Hour and Public Contracts Divisions and the Director of the Bureau of Labor Standards propose to amend Chapter V of Title 29 of the Code of Federal Regulations by adding a new Part 505 to read as hereinafter set out.

Any person interested in this proposal may respond by filing written data, views, or arguments within 30 days after this notice is published in the FEDERAL REGISTER, with the Secretary of Labor, U.S. Department of Labor, Washington, D.C. 20210.

The new 29 CFR Part 505 would read as follows:

PART 505—LABOR STANDARDS ON PROJECTS OR PRODUCTIONS ASSISTED BY GRANTS FROM NATIONAL ENDOWMENT FOR THE ARTS

- Sec.
- 505.1 Purpose and scope.
 - 505.2 Definitions.
 - 505.3 Prevailing minimum compensation.
 - 505.4 Receipt of grant funds.
 - 505.5 Adequate assurances.
 - 505.6 Safety and health standards.
 - 505.7 Failure to comply.

AUTHORITY: The provisions of this Part 505 issued under sec. 5(j), 79 Stat. 849; 20 U.S.C. 848, and Secretary's Order 1-66 (31 F.R. 1274) and Secretary's Order 12-66 (31 F.R. 12620).

§ 505.1 Purpose and scope.

(a) The regulations contained in this part set forth the procedures which are deemed necessary and appropriate to carry out the provisions of section 5(j) of the National Foundation on the Arts and Humanities Act of 1965, 79 Stat. 849; 20 U.S.C. 848, relating to labor standards requirements on projects or productions assisted by grants from the National Endowment for the Arts.

(b) Regulations and procedures relating to wages on construction projects as provided in section 5(k) of the National Foundation on the Arts and Humanities Act of 1965 may be found in Parts 3 and 5 of this title.

(c) Standards of overtime compensation for laborers or mechanics may be found in the Contract Work Hours Standards Act, 76 Stat. 357, 40 U.S.C. 327.

§ 505.2 Definitions.

(a) The term "Act", means the National Foundation on the Arts and the Humanities Act of 1965, 79 Stat. 849, 20 U.S.C. 848.

(b) The term "Secretary" means the Secretary of Labor.

(c) The term "Administrator" means the Administrator of the Wage and Hour and Public Contracts Divisions, who exercises responsibilities for the Secretary over the requirements pertaining to wages.

(d) The term "Director" means the Director of the Bureau of Labor Standards, U.S. Department of Labor, who exercises responsibilities for the Secretary over the requirements pertaining to safety and health.

(e) "Professional" in the phrase "professional performer and related or supporting professional personnel" shall include all those who work for compensation on a project or production which is assisted by a grant from the National Endowment for the Arts regardless of whether paid out of grant funds. It shall not include those whose status is "amateur" because their engagement for performance or supporting work contemplates no compensation. The words "related or supporting * * * personnel" in the same phrase shall include all those whose work is related to the particular project or production such as musicians, stage hands, scenery designers, technicians, electricians and moving picture machine operators, as distinguished from those who operate a place for receiving an audience without reference to the particular project or production being exhibited, such as ushers, janitors, and those who sell and collect tickets. The phrase shall not include laborers and mechanics employed by contractors or subcontractors on construction projects, but their compensation is regulated under section 5(k) of the Act.

§ 505.3 Prevailing minimum compensation.

(a) *Generally.* Investigation has revealed that nearly all of the persons employed in activities similar to those which will be performed by professional performers and related or supporting professional personnel do so pursuant to contracts between their employers and the following national or international labor organizations or local labor organizations which are affiliated with one of them:

Actors' Equity Association.
Screen Actors Guild, Inc.
Screen Extras Guild, Inc.

American Guild of Musical Artists, Inc.
International Alliance of Theatrical Stage Employees and Moving Picture Machine Operators.

American Federation of Musicians,
National Association of Broadcast Employees and Technicians.

American Federation of Television and Radio Artists.

International Brotherhood of Electrical Workers.

American Guild of Variety Artists.

These contracts provide the minimum compensation (including fringe benefits) to be paid such professional performers and related or supporting professional personnel. The compensation provided in each of these contracts is hereby determined to be the prevailing minimum compensation for each of the professional performers and related or supporting professional personnel to which it applies or would apply if he were a member of the appropriate one of the above-mentioned labor organizations. Such determination shall be subject to variation, however, on behalf of any adversely affected professional worker or grantee as provided in paragraph (b) of this section.

(b) *Variations*—(1) *On behalf of professional workers.* Any professional performer or related or supporting professional personnel desiring employment on any such project or production and any labor organization representing any one of them may protest the determination made in paragraph (a) of this section. Such protest shall be in writing, shall be directed to the Administrator, shall identify the locality or localities and the class or classes of professional performers and related or supporting professional personnel to whom it relates, shall specify the minimum compensation which actually prevails in each such locality for each such class and shall present all of the evidence available touching on the issue. The Administrator will make a determination concerning each such protest to the extent necessary to resolve the issue for any approved grant application.

(2) *On behalf of grantees.* Any grant applicant who proposes to compensate any professional performer or related or supporting professional personnel in an amount less than the prevailing minimum compensation determined in paragraph (a) of this section shall specify the lower minimum compensation he proposes to pay and present such evidence as he may have that the prevailing minimum compensation is not more than he proposes to pay. If such grant application is otherwise approved, such issue will be resolved by the Administrator.

§ 505.4 Receipt of grant funds.

(a) The grantee shall not receive funds authorized by section 5 of the Act until adequate initial assurances pursuant to

section 5(j) (1) and (2) of the Act as provided in §§ 505.5(a) and 505.6 have been filed with the Chairman of the National Endowment of the Arts. Neither shall he receive any such funds if and after the Chairman of the National Endowment of the Arts is advised by the Secretary that continuing assurances as provided in § 505.5(b) are inadequate or that labor standards contemplated by section 5(j) (1) and (2) of the Act have not been observed.

(b) In order to facilitate such assurance so that the grantee may receive the grant funds promptly, the Chairman of the National Endowment of the Arts will transmit to each grantee of a grant under section 5 of the National Foundation on the Arts and Humanities Act of 1965 with the grant letter a copy of these regulations together with two copies of USDL Form No. 1. He will advise the grantee that before the grant may be received, the grantee must give assurances that all professional performers and related or supporting professional personnel (other than laborers or mechanics with respect to whom labor standards are prescribed in subsection 5(k) of the Act), will be paid, without subsequent deduction or rebate on any account, not less than the minimum compensation determined in § 505.3(a) unless a variation is obtained under § 505.3(b) and that the safety and health requirements under § 505.6 are met. The Chairman will furnish the Secretary the original signed Form USDL No. 1 and two copies of the grant letter together with any supplementary documents needed to give a description of the project or production to be financed in whole or part under the grant.

§ 505.5 Adequate assurances.

(a) *Initial assurances.* Unless the grantee seeks variation of the determination of prevailing minimum compensation contained in § 505.3, or variation of the safety and health standards contained in § 505.6, his initial assurances shall be filled out and executed, in the same manner as the application for the grant is executed, on USDL Form No. 1. If variation of the prevailing minimum compensation provided in § 505.3(a) is sought under § 505.3(b) the information called for by § 505.3(b) shall be furnished in lieu of assurances on USDL Form No. 1 and appropriate assurances will be drafted by the Administrator for the grantee upon resolution of the application for variation.

(b) *Continuing assurances.* (1) The grantee shall maintain and preserve sufficient records as an assurance of compliance with section 5(j) (1) and (2) of the Act and shall make such reports therefrom to the Secretary as necessary or appropriate to assure the adequacy of the assurances given. These records shall include the following information relating to each performer and related or supporting personnel for whom a prevailing minimum compensation determination has been made pursuant to § 505.3. In addition the record required

in subdivision (vii) of this subparagraph shall be kept for all employees engaged in the project or production assisted by the grant.

- (i) Name,
- (ii) Home address,
- (iii) Occupation,
- (iv) Basic unit of compensation (such as the amount of a weekly or monthly salary, talent or performance fee, hourly rate or other basis on which compensation is computed), including fringe benefits or amounts paid in lieu thereof,
- (v) Work performed for each pay period expressed in terms of the total units of compensation fully and partially completed,
- (vi) Total compensation paid each pay period, deductions made, and date of payment, including amounts paid for fringe benefits and the person to whom they were paid, and
- (vii) Brief description of any injury incurred while performing under the grant and the dates and duration of disability.

Such records shall be kept for a period of 2 years after completion of the project or production to which they pertain.

(2) The grantee shall permit the Administrator and the Director or their representatives to investigate and gather data regarding the wages, hours, safety, health, and other conditions and practices of employment related to the project or production, and to enter and inspect such project or production and such records (and make such transcriptions thereof), question such employees and investigate such facts, conditions, practices, or matters as he may deem necessary or appropriate to determine whether the grantee has violated the labor standards contemplated by section 5(j) of the Act, or which may aid in the enforcement of such standards.

(c) *Determination of adequacy.* The Administrator and Director shall determine the adequacy of assurances within each of their respective areas of responsibilities, given pursuant to paragraphs (a) and (b) of this section and may revise their determination at any time.

§ 505.6 Safety and health standards.

(a) *Standards.* (1) In order to avoid any undue hardship on the part of the grantee and until such time that the Secretary has the opportunity to study in depth the production of the arts and related projects in light of the safety and hazards related thereto, and subsequently identify the need to develop more definitive regulations, compliance with applicable standards, specifications and codes of the U.S. Government and those standards and codes, developed, utilized, referred to, or adopted by nationally recognized professional engineering, scientific and technical societies will be accepted by the Secretary as prima facie evidence of compliance with the safety and health requirements pursuant to subsection 5(j) (2) of the Act.

(2) The National Bureau of Standards, United States of America Standards Institute, National Fire Protection

Association, American Society of Mechanical Engineers, and the American Society for Testing and Materials are among those referred to above as nationally recognized.

(b) *Amendments.* The Secretary shall, as the need dictates, expand, contract or withdraw any of the standards or codes referred to in paragraph (a) of this section and develop more definitive criteria in standards and code areas requiring clarification and/or interpretation. When such changes are made and proposed, interested parties shall be advised by public notice or public hearing and shall be afforded the opportunity to respond with their views and comments in the manner prescribed under the administrative procedures.

(c) *Assurances.* Unless the grantee seeks variation from complying with the prescribed standards and procedures set forth in this Part 505 and specifically those safety and health standards set forth in this section, initial assurances of compliance shall be executed on USDL Form No. 1.

(d) *Variations.* (1) If variations from prescribed safety and health standards are sought because of practical difficulties or unnecessary hardships, the Secretary in his discretion may make variations from the requirements of this section and permit the use of other or alternate means if the safety and health of performers and those related to the production will be equally secure thereby.

(2) Any person or organization affected by the requirements of this section may request the Secretary to grant such variation, stating in writing the grounds on which his request is based. He must also identify the specific standard. It is incumbent upon the person or organization to present valid, technical and competent proof that his alternate proposal will meet the criteria and intent of the standard sought to be varied. Any requests for safety variation shall be sent to the Director, Bureau of Labor Standards, U.S. Department of Labor, Washington, D.C. 20210.

(3) Any authorization by the Secretary of the variation shall be in writing and shall describe the conditions under which the variation shall be permitted. An index record of all variations shall be kept in the Office of the Director and shall be open to public inspection.

§ 505.7 Failure to comply.

The Secretary's representatives shall maintain a list of those grantees who are considered to be responsible for instances of failure, with the obligation of the grantees specified in section 5(j) (1) and (2) of the Act, which is considered to have been wilful or of such nature as to cast doubt on the reliability of formal assurances subsequently given, and there shall be maintained a similar list where adjustment of the violations satisfactory to the Secretary was not properly made. Assurances from persons or organizations on either such list or any organization in which they have a substantial interest shall be considered inadequate until such time as they may,

by appropriate application to the Secretary, achieve their removal from such lists.

Signed at Washington, D.C., this 31st day of October 1966.

CLARENCE T. LUNDQUIST,
Administrator, Wage and Hour
and Public Contracts Divisions.

NELSON M. BORTZ,
Director,
Bureau of Labor Standards.

[F.R. Doc. 66-12056; Filed, Nov. 4, 1966;
8:45 a.m.]

DEPARTMENT OF AGRICULTURE

Consumer and Marketing Service

[7 CFR Part 913]

GRAPEFRUIT GROWN IN INTERIOR DISTRICT 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 Interior Grapefruit Marketing Committee, established under the marketing agreement and Order No. 913 (7 CFR Part 913) regulating the handling of grapefruit grown in the Interior District in Florida, effective under the applicable provisions of 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 the expenses that are reasonable and likely to be incurred by the Interior Grapefruit Marketing Committee, during the fiscal period beginning August 1, 1966, and ending July 31, 1967, will amount to \$40,000.

(b) That the rate of assessment for such period, payable by each handler in accordance with § 913.31, be fixed at \$0.005 per standard packed box.

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

All persons who desire to submit written data, views, or arguments in connection with the aforesaid proposals shall file the same, in quadruplicate, with the Hearing Clerk, 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: November 2, 1966.

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

[F.R. Doc. 66-12074; Filed, Nov. 4, 1966;
8:47 a.m.]

[7 CFR Part 989]

RAISINS PRODUCED FROM GRAPES GROWN IN CALIFORNIA

Proposed Expenses of Raisin Administrative Committee and Rate of Assessment for 1966-67 Crop Year

Notice is hereby given of a proposal regarding expenses of the Raisin Administrative Committee for the 1966-67 crop year and rate of assessment for that crop year, pursuant to §§ 989.79 and 989.80 of the marketing agreement, as amended, and Order No. 989, as amended (7 CFR Part 989), regulating the handling of raisins produced from grapes grown in California. The amended marketing agreement and order are effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674).

The Raisin Administrative Committee has unanimously recommended for the crop year beginning September 1, 1966 (1966-67 crop year), a budget of expenses in the total amount of \$113,200 and an assessment rate of 80 cents per ton of assessable raisins. Expenses in that amount and the assessment rate are specified in the proposal hereinafter set forth.

All persons who desire to submit written data, views, or arguments in connection with the proposal 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 8th day after publication of this notice in the FEDERAL REGISTER. All written submissions made pursuant to this notice will be available for public inspection at the office of the Hearing Clerk during regular business hours (7 CFR 1.27(b)).

The proposal follows:

§ 989.317 Expenses of the Raisin Administrative Committee and rate of assessment for the 1966-67 crop year.

(a) *Expenses.* Expenses (other than those specified in § 989.82) in the amount of \$113,200 are reasonable and likely to be incurred by the Raisin Administrative Committee during the crop year beginning September 1, 1966, for the maintenance and functioning of the Committee and the Raisin Advisory Board and for such purposes as the Secretary may, in accordance with § 989.79, determine to be appropriate.

(b) *Rate of assessment.* The rate of assessment for that crop year which each handler is required, pursuant to § 989.80, to pay to the Raisin Administrative Committee as his pro rata share of the expenses is fixed at 80 cents per ton applicable to each of the following:

(1) Free tonnage raisins acquired by the handler during the crop year, exclusive of such quantity thereof as represents the assessable portions of other handlers' raisins pursuant to subparagraph (3) of this paragraph;

(2) Reserve tonnage raisins sold to the handler by the Committee pursuant to § 989.67 during the crop year; and

(3) Standard raisins (which he does not acquire) recovered by the handler by the reconditioning of off-grade raisins but only to the extent of the aggregate quantity of the free tonnage portions of these standard raisins that are acquired by other handlers during the crop year.

Dated: November 2, 1966.

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

[F.R. Doc. 66-12075; Filed, Nov. 4, 1966;
8:47 a.m.]

[7 CFR Part 1126]

[Docket No. AO 231-A28]

MILK IN NORTH TEXAS MARKETING AREA

Notice of Hearing on Proposed Amendments to Tentative Marketing Agreement and Order

Pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), and the applicable rules of practice and procedure governing the formulation of marketing agreements and marketing orders (7 CFR Part 900), notice is hereby given of a public hearing to be held in the Ramada Room, Ramada Inn, 6900 Cedar Springs Street, Dallas, Tex., beginning at 9 a.m., c.s.t., on November 10, 1966, with respect to proposed amendments to the tentative marketing agreement and to the order, regulating the handling of milk in the North Texas marketing area.

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

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

Proposed by Lamar Creamery Co.

Proposal No. 1. Amend § 1126.10(c) to read as follows:

§ 1126.10 Pool plant.

(c) Any plant operated by a cooperative association which has been approved by any duly constituted State or municipal health authority and at which milk is received from dairy farmers holding permits or authorization from such health authority, and at least 25 percent or more of the producer milk of members of such cooperative associations is physically received during the month at pool plants of other handlers or is transferred to such pool plants from the plant of the cooperative association or is sold as Class I elsewhere out of the market: *Provided*, That any such plant in order to qualify under this section would have had to have 25 percent or more of the producer

milk of its members physically received during the month at pool plants of other handlers for a period of 3 months prior to October 1, 1966.

Proposed by the Dairy Division, Consumer and Marketing Service:

Proposal No. 2. Make such changes as may be necessary to make the entire marketing agreement and the order conform with any amendments thereto that may result from this hearing.

Copies of this notice of hearing and the order may be procured from the Market Administrator, Byford W. Bain, Post Office Box 35225, Air Lawn Station, Dallas, Tex. 75235, or from the Hearing Clerk, Room 112-A, Administration Building, U.S. Department of Agriculture, Washington, D.C. 20250 or may be there inspected.

Signed at Washington, D.C., on November 2, 1966.

CLARENCE H. GIRARD,
Deputy Administrator,
Regulatory Programs.

[F.R. Doc. 66-12073; Filed, Nov. 4, 1966;
8:46 a.m.]

ATOMIC ENERGY COMMISSION

[10 CFR Part 35]

HUMAN USES OF BYPRODUCT MATERIAL

Licenses for Groups of Diagnostic Uses of Byproduct Material in Humans

It has been the general practice of the Atomic Energy Commission to issue medical licenses only for the clinical uses of byproduct material in humans which are specifically requested by the applicant. A proposed amendment to Part 35, § 35.14 set forth below, would divide diagnostic uses of radioisotopes into two groups and specify that an application for a diagnostic use within a group will be considered by the Commission as an application for all of the uses within the group if the applicant satisfies the licensing criteria for the group.

The diagnostic uses of byproduct material are grouped on the basis of similar requirements for physician training and experience, facilities and equipment, and radiation safety. Group I includes diagnostic uses characterized as uptake, dilution, and excretion studies. Group II consists entirely of scanning and tumor localization studies.

The diagnostic procedures included in each group would be listed in a new § 35.100, 10 CFR Part 35. The proposed schedule would include only those diagnostic uses for which the clinical procedures are well established.

The licensing criteria which an applicant would have to satisfy in order to have his application considered as a request for an entire group supplement the present medical licensing requirements in §§ 35.11 and 35.12, 10 CFR Part 35.

For Group I uses, the Commission would consider the physician's clinical experience in the performance of uptake, dilution, and excretion studies involving the use of radioisotopes in humans and the availability of appropriate radiation detection instrumentation for each type of use. To qualify for a license for the diagnostic uses in Group II, the physician would have to demonstrate adequate clinical experience in scanning procedures and the availability of appropriate scanning equipment.

The Commission's experience has shown that persons applying for medical licenses frequently limit their requests to uses of particular isotopes which may not meet their requirements during the normal progress and conduct of their programs. This results in the submittal of additional applications for license amendments which involve no significantly different hazard considerations. It is expected that the proposed amendments of Part 35, without relaxing safety requirements, will expedite the regulatory process and eliminate unnecessary and time-consuming burdens both for licensees and the Commission.

Pursuant to the Atomic Energy Act of 1954, as amended, and the Administrative Procedure Act of 1946, as amended, notice is hereby given that adoption of the following amendment to 10 CFR Part 35 is contemplated. All interested persons who desire to submit written comments or suggestions for consideration in connection with the proposed amendment should send them to the Secretary, U.S. Atomic Energy Commission, Washington, D.C. 20545, within 60 days after publication of this notice in the FEDERAL REGISTER. Comments received after that period will be considered if it is practicable to do so, but assurance of consideration cannot be given except as to comments filed within the period specified.

1. A new § 35.14 is added to 10 CFR Part 35 to read as follows:

§ 35.14 Specific licenses for certain diagnostic uses of byproduct material in humans.

(a) An application for a specific license pursuant to § 35.11 or § 35.12 for a diagnostic use of byproduct material specified in Group I or Group II of § 35.100 will be considered by the Commission as an application for all of the diagnostic uses within the group which includes the use specified in the application, provided:

(1) The applicant satisfies the requirements of § 35.11 or § 35.12;

(2) The applicant or the physician designated in the application as the individual user has adequate clinical experience in the performance of diagnostic procedures specified in the appropriate group in § 35.100; and

(3) The applicant's proposed radiation detection instrumentation is adequate for conducting the diagnostic procedures specified in the appropriate group in § 35.100.

2. A new § 35.100 is added to 10 CFR Part 35 to read as follows:

§ 35.100 Schedule A—Groups of diagnostic uses of byproduct material in humans.

(a) Group I—Uptake, dilution, and excretion studies (does not include scans or tumor localizations).

(1) Iodine 131 or Iodine 125 as sodium iodide for thyroid function studies.

(2) Iodine 131 or Iodine 125 as iodinated human serum albumin (IHSA) for determinations of blood and blood plasma volume.

(3) Iodine 131 or Iodine 125 as labeled rose bengal for liver function studies.

(4) Iodine 131 or Iodine 125 as labeled fats or fatty acids for fat absorption studies.

(5) Iodine 131 or Iodine 125 as labeled iodopyracet, sodium iodohippurate, sodium diatrizoate, diatrizoate methylglucamine, sodium diprotrizoate, or sodium acetrizoate for kidney function studies.

(6) Chromium 51 as labeled human serum albumin for gastrointestinal protein loss studies.

(7) Chromium 51 as sodium chromate for determination of red blood cell volumes and studies of red blood cell survival time.

(8) Iron 59 as chloride or citrate for iron turnover studies.

(9) Cobalt 58 or Cobalt 60 as labeled cyanocobalamin (vitamin B-12) for intestinal absorption studies.

(b) Group II—Scans and tumor localizations.

(1) Iodine 131 as sodium iodide for thyroid scans.

(2) Iodine 131 as iodinated human serum albumin (IHSA) for brain tumor localizations and cardiac scans.

(3) Iodine 131 as macroaggregated iodinated human serum albumin for lung scans.

(4) Iodine 131 as colloidal (microaggregated) iodinated human serum albumin for liver scans.

(5) Iodine 131 as labeled rose bengal for liver scans.

(6) Iodine 131 as iodopyracet, sodium iodohippurate, sodium diatrizoate, diatrizoate methylglucamine, sodium diprotrizoate, or sodium acetrizoate for kidney scans.

(7) Iodine 131 as sodium iodipamide for cardiac scans.

(8) Chromium 51 as sodium chromate for spleen scans.

(9) Gold 198 in colloidal form for liver scans.

(10) Mercury 197 as chlormerodrin for kidney and brain scans.

(11) Strontium 85 as nitrate or chloride for bone scans in patients with diagnosed cancer.

(12) Technetium 99m as pertechnetate for brain scans.

(Sec. 81, 68 Stat. 935; 42 U.S.C. 2111; sec. 161, 68 Stat. 948; 42 U.S.C. 2201)

Dated at Germantown, Md., this 26th day of October 1966.

For the Atomic Energy Commission.

W. B. McCool,
Secretary.

[F.R. Doc. 66-12053; Filed, Nov. 4, 1966;
8:45 a.m.]

FEDERAL COMMUNICATIONS COMMISSION

[47 CFR Part 21]

[Docket No. 16778]

DOMESTIC LAND MOBILE RADIO SERVICE

Allocation of Presently Unassignable Spectrum by Adjustment of Cer- tain of Band Edges; Order Ex- tending Time for Filing Reply Comments

In the matter of amendment of Part 21 of the Commission's rules with respect to the 150.8-162 Mc/s band to allocate presently unassignable spectrum to the

Domestic Public Land Mobile Radio Service by adjustment of certain of the band edges; Docket No. 16778.

The Commission, by its Chief of the Common Carrier Bureau, having under consideration a petition filed on behalf of Radio Relay Corp. (Radio Relay) by its attorneys to extend the time for filing reply comments in the above-entitled matter until November 15, 1966:

It appearing, that the time for filing reply comments in Docket No. 16778 expires October 31, 1966; and

It further appearing, that the petitioner states, among other things, that it will be unable to complete its study of all relevant comments filed in Docket No. 16778 within the time prescribed for filing of reply comments and that additional time is necessary for the preparation of meaningful reply comments; and

It further appearing, that in light of the considerations advanced by petitioner, an extension of the reply comment period would be in the public interest:

It is ordered, This 31st day of October 1966, pursuant to sections 4(i) and 5(d) (1) of the Communications Act of 1934, as amended, and § 0.303(c) of the Commission's rules, that the time for filing reply comments in response to the above-entitled matter is extended to November 15, 1966.

Adopted: October 31, 1966.

Released: November 1, 1966.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL]

BEN F. WAPLE,
Secretary.

[F.R. Doc. 66-12070; Filed, Nov. 4, 1966;
8:46 a.m.]

Notices

DEPARTMENT OF THE INTERIOR

Bureau of Land Management CALIFORNIA, ARIZONA, NEVADA

Notice of Classification of Public Land

Pursuant to section 2 of the Act of September 19, 1964 (43 U.S.C. 1412), the lands described below are hereby classified for disposal in satisfaction of valid script rights pursuant to section 3 of the act of August 31, 1964 (78 Stat. 751).

For satisfaction of valid Valentine, Sioux Halfbreed, Wyandoite, Portefield, Gerard, McKee, and Railroad Lieu Selection Claims:

ARIZONA

GILA AND SALT RIVER MERIDIAN

T. 5 N., R. 4 E.,

Sec. 6, N $\frac{1}{2}$ N $\frac{1}{2}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$;

Sec. 20, SE $\frac{1}{4}$.

CALIFORNIA

HUMBOLT MERIDIAN

T. 12 N., R. 3 E.,

Sec. 28, NE $\frac{1}{4}$ NE $\frac{1}{4}$.

NEVADA

MOUNT DIABLO MERIDIAN

T. 22 S., R. 61 E.,

Sec. 22, N $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$;

Sec. 23, SE $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$;

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

The areas described aggregate approximately 610 acres.

For satisfaction of valid Soldiers Additional Homestead, Isaac Crow, Merritt W. Blair, and Forest Lieu Claims:

CALIFORNIA

MOUNT DIABLO MERIDIAN

T. 30 S., R. 23 E.,

Sec. 4, lot 1 of NW $\frac{1}{4}$, lot 2 of NW $\frac{1}{4}$ and S $\frac{1}{2}$.

The areas described aggregate approximately 480.26 acres.

For a period of 30 days, interested parties may submit comments to the Secretary of the Interior, LLM, 722, Washington, D.C. 20240 (43 CFR 2411.12(d)).

JOHN O. CROW,
Associate Director.

OCTOBER 31, 1966.

[F.R. Doc. 66-12020; Filed, Nov. 4, 1966; 8:45 a.m.]

National Park Service

[Order 1]

PARK HISTORIAN AND CLERK (TYPING), CHALMETTE NATIONAL HISTORICAL PARK

Delegation of Authority Regarding Execution of Contracts for Supplies, Equipment, or Services

1. The Park Historian may execute and approve contracts not in excess of \$500 for supplies, equipment, or services in conformity with applicable regulations and statutory authority and subject to availability of appropriations.

2. The Clerk (Typing) may execute and approve contracts not in excess of \$500 for supplies, equipment, or services in conformity with applicable regulations and statutory authority and subject to availability of appropriations.

(National Park Service Order 34 (31 F.R. 4255), as amended; 39 Stat. 535, 16 U.S.C., sec. 2; Southeast Region Order 4 (31 F.R. 8135))

ROBERT R. JACOBSEN,
Superintendent,
Chalmette National Historical Park.

OCTOBER 5, 1966.

[F.R. Doc. 66-12054; Filed, Nov. 4, 1966; 8:45 a.m.]

Office of the Secretary

MARK V. BURLINGAME

Statement of Changes in Financial Interests

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

- (1) None.
- (2) None.
- (3) None.
- (4) None.

This statement is made as of September 29, 1966.

Dated: September 29, 1966.

MARK V. BURLINGAME.

[F.R. Doc. 66-12068; Filed, Nov. 4, 1966; 8:46 a.m.]

DEPARTMENT OF AGRICULTURE

Agricultural Stabilization and Conservation Service

HAWAIIAN SUGARCANE

Notice of Hearing on Prices and Designation of Presiding Officers

Pursuant to the authority contained in section 301(c)(2) of the Sugar Act of 1948, as amended (61 Stat. 929; 7 U.S.C. 1131), and in accordance with the rules of practice and procedure applicable to fair price proceedings (7 CFR 802.1 et seq.), notice is hereby given that a public hearing will be held in Hilo, on the Island of Hawaii, in the auditorium of the Hilo Electric Light Co., Ltd., on December 15, 1966, beginning at 9 a.m.

The purpose of this hearing is to receive evidence likely to be of assistance to the Secretary of Agriculture in determining, pursuant to the provisions of section 301(c)(2) of said act, fair and reasonable prices or rates for the 1967 crop of Hawaiian sugarcane to be paid, under either purchase or toll agreements, by producers who process sugarcane grown by other producers and who apply for payments under the said act.

The hearing after being called to order at the time and place mentioned herein, may be continued from day to day within the discretion of the presiding officers, and may be adjourned to a later day or to a different place without notice other than the announcement thereof at the hearing by the presiding officers.

In the interest of obtaining the best possible information, all interested persons are requested to appear at the hearing to express their views and present appropriate data in regard to the foregoing matter. All written submissions made pursuant to this notice will be made available for public inspection at such times and places and in a manner convenient to the public business (7 CFR 1.27(b)).

H. D. Godfrey, C. F. Denny, and F. W. McCoy, are hereby designated as presiding officers to conduct either jointly or severally the foregoing hearing.

Signed at Washington, D.C., on November 1, 1966.

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

[F.R. Doc. 66-12057; Filed, Nov. 4, 1966; 8:45 a.m.]

Consumer and Marketing Service

[P. & S. Docket No. 442]

CLEVELAND UNION STOCK YARDS
CO.Notice of Petition for Modification
of Rate Order

Pursuant to the provisions of the Packers and Stockyards Act, 1921, as amended (7 U.S.C. 181 et seq.), an order was issued on May 4, 1965 (24 A.D. 566), authorizing the respondent, Cleveland Union Stock Yards Co., Cleveland, Ohio, to assess the current temporary schedule of rates and charges to and including November 30, 1966, unless modified or extended by further order before the latter date.

By a petition filed on October 20, 1966, the respondent requested authority to modify, as soon as possible, the current temporary schedule of rates and charges as indicated below.

SECTION 1. Yardage. * * *

(c) Yardage rates.

	Rate per head	
	Present	Proposed
Bulls, bams and reactors.....	\$1.80	\$1.90
Cattle, weighing 400 lbs. and over.....	1.30	1.40
Calves, weighing less than 400 lbs.....	.80	.80
Hogs.....	.50	.50
Sheep and lambs.....	.35	.40

SEC. 9. Handling and delivery of direct
shipments received by truck. * * *

	Rate per head	
	Present	Proposed
Bulls, bams and reactors.....	\$0.90	\$0.95
Cattle, weighing 400 lbs. and over.....	.60	.70
Calves, weighing less than 400 lbs.....	.30	.40
Hogs.....	.25	.25
Sheep and lambs.....	.20	.20

The modifications, if authorized, will produce additional revenue for the respondent and increase the cost of marketing livestock. Accordingly, it appears that this public notice of the filing of the petition and its contents should be given in order that all interested persons may have an opportunity to indicate a desire to be heard in the matter.

All interested persons who desire to be heard in the matter shall notify the Hearing Clerk, U.S. Department of Agriculture, Washington, D.C. 20250, within 10 days after the publication of this notice in the FEDERAL REGISTER.

Done at Washington, D.C., this 2d day of November 1966.

DONALD A. CAMPBELL,
Director, Packers and Stock-
yards Division, Consumer and
Marketing Service.

[F.R. Doc. 66-12072; Filed, Nov. 4, 1966;
8:46 a.m.]

CIVIL AERONAUTICS BOARD

[Docket No. 16236; Order No. E-24345]

INTERNATIONAL AIR TRANSPORT
ASSOCIATION

Specific Commodity Rates

Adopted by the Civil Aeronautics Board at its office in Washington, D.C., on the 1st day of November 1966.

An agreement has been filed with the Board, pursuant to section 412(a) of the Federal Aviation Act of 1958 (the Act) and Part 261 of the Board's Economic Regulations between various air carriers, foreign air carriers, and other carriers, embodied in the resolutions of Joint Conferences 1-2, 3-1, and 1-2-3 of the International Air Transport Association (IATA), and adopted pursuant to the provisions of Resolution 590 dealing with specific commodity rates.

The agreement, adopted pursuant to unprotested notices to the carriers and promulgated in an IATA letter dated October 20, 1966,¹ as set forth in the attachment hereto, (1) names rates under new commodity descriptions, and (2) names rates under existing commodity descriptions. Additionally, the agreement amends the commodity description for Item 6833 by the inclusion of rods, sheets, slabs, and tubes. The new rates reflect reductions ranging from 7.3 to 78.0 percent and are consistent with the present level of specific commodity rates within the applicable areas.

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

Accordingly, it is ordered:

That Agreement CAB 18934, R-35 through R-42, be approved, provided that approval shall not constitute approval of the specific commodity descriptions contained therein for purposes of tariff publication.

Any air carrier party to the agreement, or any interested person, may, within 15 days from the date of service of this order, submit statements in writing containing reasons deemed appropriate, together with supporting data, in support of or in opposition to the Board's action herein. An original and 19 copies of the statements should be filed with the Board's Docket Section. The Board may, upon consideration of any such statements filed, modify or rescind its action herein by subsequent order.

This order will be published in the FEDERAL REGISTER.

By the Civil Aeronautics Board.

[SEAL] HAROLD R. SANDERSON,
Secretary.

[F.R. Doc. 66-12063; Filed, Nov. 4, 1966;
8:45 a.m.]

¹ Received in the Board Oct. 24, 1966; filed as part of the original document.

[Docket No. 16236; Order No. E-24346]

INTERNATIONAL AIR TRANSPORT
ASSOCIATION

Specific Commodity Rates

Adopted by the Civil Aeronautics Board at its office in Washington, D.C., on the 1st day of November 1966.

An agreement has been filed with the Board, pursuant to section 412(a) of the Federal Aviation Act of 1958 (the Act) and Part 261 of the Board's Economic Regulations, between various air carriers, foreign air carriers, and other carriers, embodied in the resolutions of the traffic conferences of the International Air Transport Association (IATA), and adopted by mail vote. The agreement has been assigned CAB Agreement No. 19075.

The agreement would adopt, as a working guide to facilitate the worldwide uniform application of commodity rate descriptions, the Standard Master Item Numbering and Description List, as prepared by the Uniform Description Working Group of IATA. The agreement further provides for the convening of special meetings of the Specific Commodity Rate Committees for the purpose of translating existing commodity item numbers over to the new system.

The Board, in approving the agreement, notes that the agreement in no way affects the present numbering system or the commodity descriptions at this time. The final adoption and implementation of the new system by IATA, subject to CAB approval, will be a matter of discussion for the 1967 Spring Composite Cargo Conference.

The Board in the past has urged the carriers to adopt such a system and finds no reason to depart from such an approach at this time. However, the carriers can expect that the Board will continue to require, irrespective of what system is finally adopted, that the commodity description comply with Part 221 of the Board's Economic Regulations for purposes of tariff publication.

The Board acting pursuant to sections 102, 204(a), and 412 of the Act, does not find Resolution 590x, which is incorporated in the above-described agreement, to be adverse to the public interest or in violation of the Act.

Accordingly, it is ordered, That: Agreement CAB 19075 be approved.

Any air carrier party to the agreement, or any interested person, may, within 15 days from the date of service of this order, submit statements in writing containing reasons deemed appropriate, together with supporting data, in support of or in opposition to the Board's action herein. An original and 19 copies of the statements should be filed with the Board's Docket Section. The Board may, upon consideration of any such statements filed, modify or rescind its action herein by subsequent order.

This order will be published in the FEDERAL REGISTER.

By the Civil Aeronautics Board.

[SEAL] HAROLD R. SANDERSON,
Secretary.

[F.R. Doc. 66-12064; Filed, Nov. 4, 1966;
8:46 a.m.]

[Docket No. SA-393]

AIRCRAFT ACCIDENT NEAR FALLS CITY, NEBR.

Notice of Hearing Regarding Investigation

In the matter of investigation of accident involving aircraft of U.S. registry N1553, which occurred near Falls City, Nebr., August 6, 1966, Docket No. SA-393.

Notice is hereby given that an Accident Investigation Hearing in the above matter will be held commencing at 9:30 a.m. local time, on Wednesday, December 7, 1966, in the Sheraton Fontenelle Hotel, 1806 Douglas Street, Omaha, Nebr.

Dated this 2d day of November 1966.

[SEAL] ROBERT L. ALLARD,
Hearing Officer, Bureau of Safety.

[F.R. Doc. 66-12065; Filed, Nov. 4, 1966;
8:46 a.m.]

DEPARTMENT OF LABOR

Wage and Hour Division

CERTIFICATES AUTHORIZING EM- PLOYMENT OF FULL-TIME STU- DENTS WORKING OUTSIDE OF SCHOOL HOURS IN RETAIL OR SERVICE ESTABLISHMENTS AT SPECIAL MINIMUM WAGES

Notice is hereby given that pursuant to section 14 of the Fair Labor Standards Act of 1938 (52 Stat. 1060, as amended, 29 U.S.C. 201 et seq.), the regulation on employment of full-time students (29 CFR, Part 519), and Administrative Order No. 595 (31 F.R. 12981), the establishments listed in this notice have been issued special certificates authorizing the employment of full-time students working outside of school hours at hourly wage rates lower than the minimum wage rates otherwise applicable under section 6 of the act. The effective and expiration dates are as indicated below. Pursuant to § 519.6(b) of the regulation, the minimum certificate rates are not less than 85 percent of the statutory minimum of \$1.25 an hour.

The following certificates were issued pursuant to paragraphs (c) and (g) of § 519.6 of 29 CFR, Part 519, providing for an allowance not to exceed the proportion of the total number of hours worked by full-time students at rates below \$1 an hour to the total number of hours worked by all employees in the establishment during the base period, or 10 percent, whichever is less, in occupations of the same general classes in which the establishment employed full-time students at wages below \$1 an hour in the base period.

Archer Avenue Big Stores, Inc., department store; 4187 South Archer Avenue, Chicago, Ill.; 9-7-66 to 9-6-67.

Bright Stores, Inc., department store; 28 West Ridge Street, Lansford, Pa.; 10-18-66 to 10-17-67.

Ben Franklin 5 & 10¢ Store, variety store; 1330 Central Avenue, Charlotte, N.C.; 9-30-66 to 9-29-67.

George's Market, Inc., food stores from 11-1-66 to 10-31-67; No. 1, Morristown, Tenn.; No. 2, Morristown, Tenn.

W. T. Grant, Inc., variety stores: No. 243, Galesburg, Ill. (10-28-66 to 10-27-67); No. 57, Baltimore, Md. (9-29-66 to 9-28-67); 1130 Perry Highway, Pittsburgh, Pa. (9-30-66 to 9-29-67); No. 28, Reading, Pa. (9-3-66 to 9-2-67); 2444 Jacksboro Highway, Fort Worth, Tex. (10-4-66 to 10-3-67).

S. S. Kresge Co., variety stores: No. 740, Orlando, Fla. (9-27-66 to 9-26-67); No. 301, Chicago Heights, Ill. (10-11-66 to 10-10-67); No. 290, Detroit, Mich. (9-23-66 to 9-22-67); No. 582, Detroit, Mich. (9-26-66 to 9-25-67); No. 405, Inkster, Mich. (9-23-66 to 9-22-67); No. 404, Pontiac, Mich. (9-26-66 to 9-25-67).

S. H. Kress and Co., variety store; 111 North Main, Hutchinson, Kans.; 9-3-66 to 9-2-67. McCrory-McLellan-Green Stores, variety stores: No. 61, Orlando, Fla. (9-3-66 to 9-2-67); No. 324, St. Petersburg, Fla. (9-3-66 to 9-2-67); No. 329, Titusville, Fla. (9-3-66 to 9-2-67); No. 191, Atlanta, Ga. (9-3-66 to 9-2-67). (The above replace certificates previously issued.)

S. P. McRae Co., Inc., department stores from 9-21-66 to 9-20-67; 353 Meadowbrook Road, Jackson, Miss.; 905 Ellis Avenue, Jackson, Miss.; 200 West Capitol Street, Jackson, Miss.

J. J. Newberry Co., variety stores: 6528 Indianapolis Boulevard, Hammond, Ind. (9-28-66 to 9-27-67); No. 303, Hackettstown, N.J. (10-11-66 to 10-10-67); No. 17, New Brunswick, N.J. (10-25-66 to 10-24-67); 600 Race Street, Cincinnati, Ohio (9-26-66 to 9-25-67).

Rayless Department Store, department stores from 10-1-66 to 9-30-67; 202 Hay Street, Fayetteville, N.C.; 112 Pendleton Street, Easley, S.C.

Southside Market, Inc., food store; 94 Standard Avenue, Masury, Ohio; 10-4-66 to 10-3-67.

The following certificates were issued to establishments coming into existence after May 1, 1960, under paragraphs (c), (d), (g), and (h) of § 519.6 of 29 CFR Part 519. The certificates permit the employment of full-time students at rates of not less than 85 percent of the statutory minimum of \$1.25 an hour in the classes of occupations listed, and provide for limitations on the percentage of full-time student hours of employment at rates below the applicable statutory minimum to total hours of employment of all employees. The percentage limitations vary from month to month between the minimum and maximum figures indicated.

Centers Discount Store, variety store; 80 Railroad Street, St. Johnsbury, Vt.; stock clerk, check-out clerk, fountain and sales clerk; between 4.8 percent and 10 percent; 10-3-66 to 10-2-67.

S. S. Kresge Co., variety stores for the occupation of sales clerk except as otherwise indicated, 10 percent for each month except as otherwise indicated: No. 4071, Marietta, Ga. (sales clerk, checker, 10-11-66 to 10-10-67); No. 4097, Elgin, Ill. (between 5.4 percent and 10 percent, 11-1-66 to 10-31-67); No. 4095, Joliet, Ill. (10-13-66 to 10-12-67); No. 4107, Peoria, Ill. (between 8.7 percent and 10 percent, 10-10-66 to 10-9-67); No. 4048, Springfield, Ill. (between 5.4 percent and 10 percent, 10-21-66 to 10-20-67); No. 681, Birmingham, Mich. (9-29-66 to 9-28-67); No. 4060, Charlotte, N.C. (10-22-66 to 10-21-67);

No. 4016, Greenville, S.C. (sales clerk, porter, 10-19-66 to 10-18-67).

McCrory-McLellan-Green Stores, variety stores for the occupations of sales clerk, stock clerk, office clerk except as otherwise indicated, from 10-3-66 to 10-2-67 except as otherwise indicated: No. 66, Pensacola, Fla. (sales clerk, stock clerk, between 2 percent and 10 percent, 9-27-66 to 9-26-67); No. 356, Plant City, Fla. (sales clerk, stock clerk, 10 percent for each month); No. 393, Detroit, Mich. (10 percent for each month); No. 377, Stirling, N.J. (10 percent for each month); No. 381, Philadelphia, Pa. (between 2.9 percent and 10 percent).

Neisner Brothers, Inc., variety stores for the occupations of sales clerk, stock clerk, office clerk: No. 190, Cape Coral, Fla. (between 9.8 percent and 10 percent, 10-18-66 to 10-17-67); No. 95, Englewood, Fla. (between 9.8 percent and 10 percent, 10-18-66 to 10-9-67); No. 5, Palatka, Fla. (between 7.6 percent and 10 percent, 10-14-66 to 10-13-67); No. 316, Mill Hall, Pa. (between 0.8 percent and 10 percent, 9-30-66 to 9-29-67).

J. J. Newberry Co., variety store; 72 West Prospect Street, East Brunswick, N.J.; office clerk, sales clerk, stock clerk, janitor, window trimmer, marker; between 8 percent and 10 percent; 10-25-66 to 10-24-67.

The following certificates were issued to establishments under paragraph (k) of § 519.6 of 29 CFR, Part 519. These certificates supplement certificates issued pursuant to other paragraphs of that section, but do not authorize the employment of full-time students at rates below the applicable statutory minimum in additional occupations. The certificates contain limitations on the percentage of full-time student hours of employment at rates below the applicable statutory minimum to total hours of employment of all employees. The additional allowances apply to the specified months and vary from month to month between the minimum and maximum figures indicated.

Wade's Super Market, Inc., food stores: 305 Roanoke Street, Christiansburg, Va. (between 0 percent and 7.4 percent for the months of September through August, 9-30-66 to 9-2-67); Dublin, Va. (between 0 percent and 7.3 percent for the months of October through September, 10-10-66 to 9-2-67).

Each certificate has been issued upon the representations of the employer which, among other things, were that employment of full-time students at special minimum rates is necessary to prevent curtailment of opportunities for employment, and the hiring of full-time students at special minimum rates will not tend to displace full-time employees. The certificates may be annulled or withdrawn, as indicated therein, in the manner provided in Part 528 of Title 29 of the Code of Federal Regulations. Pursuant to the provisions of 29 CFR 519.9, any person aggrieved by the issuance of any of these certificates may seek a review or reconsideration thereof within fifteen days after publication of this notice in the FEDERAL REGISTER.

Signed at Washington, D.C., this 26th day of October 1966.

ROBERT G. GRONERWALD,
Authorized Representative
of the Administrator.

[F.R. Doc. 66-12055; Filed, Nov. 4, 1966;
8:45 a.m.]

FEDERAL POWER COMMISSION

[Docket No. G-13299, etc.]

SINCLAIR OIL & GAS CO., ET AL.

Notice of Applications for Certificates, Abandonment of Service and Petitions To Amend Certificates ¹

OCTOBER 27, 1966.

Take notice that each of the Applicants listed herein has filed an application or petition pursuant to section 7 of the Natural Gas Act for authorization to sell natural gas in interstate commerce or to abandon service heretofore authorized as described herein, all as more fully described in the respective applications and amendments which are on file with the Commission and open to public inspection.

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) 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 all applications in which no protest or petition to intervene is filed within the time required herein if the Commission on its own review of the matter believes that a grant of the certificates or the authorization for the proposed abandonment is required by the public convenience and necessity. Where a protest or petition for leave to intervene is timely filed, or where the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given: *Provided, however,* That pursuant to § 2.56, Part 2, Statement of General Policy and Interpretations, Chapter I of Title 18 of the Code of Federal Regulations, as amended, all permanent certificates of public convenience and necessity granting applications, filed after April 15, 1965, without further notice, will contain a condition precluding any filing of an increased rate at a price in excess of that designated for the particular area of production for the period prescribed therein unless at the time of filing such certificate application, or within the time fixed herein for the filing of protests or petitions to intervene the Applicant indicates in writing that it is unwilling to accept such a condition. In the event Applicant is unwilling to accept such condition the application will be set for formal hearing.

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

GORDON M. GRANT,
Acting Secretary.

¹ This notice does not provide for consolidation for hearing of the several matters covered herein, nor should it be so construed.

Docket No. and date filed	Applicant	Purchaser, field, and location	Price per Mcf	Pressure base
G-13299 D 10-12-66 ¹ D 10-17-66 ²	Sinclair Oil & Gas Co. (Operator), et al., Post Office Box 521, Tulsa, Okla. 74102.	Michigan Wisconsin Pipe Line Co., Laverne Area, Beaver County, Okla.	Assigned	-----
G-19200 10-17-66 ²	Humble Oil & Refining Co., Post Office Box 2180, Houston, Tex. 77001.	Southern Natural Gas Co., Hub Field, Marion County, Miss.	\$24.0	15,025
CI64-214 E 9-14-66	Balden Gas Co. (successor to Rock Castle Gas Co.) c/o Ruth Garden, coowner, 1314 West Delaware, Fairfield, Ill. 62837.	United Fuel Gas Co., Appalachian Field, Martin and Lawrence Counties, Ky.	16.0 \$23.0	15,325
CI64-1333 E 10-11-66	Texas Gas Exploration Corp., et al. (successor to Har-Ken Oil Co., et al.), 1111 First City National Bank Bldg., Houston, Tex. 77052.	Texas Gas Transmission Corp., Midland Field, Muhlenberg County, Ky.	15.0	15,025
CI65-116 C 10-14-66	Sun Oil Co. (Southwest Division), 1608 Walnut St., Philadelphia, Pa. 19103.	El Paso Natural Gas Co., East Panhandle Field, Wheeler County, Tex.	13.0	14,65
CI65-426 C 10-17-66	John H. Hill, c/o Gordon L. Llewellyn, attorney, 908 Southland Center, Dallas, Tex. 75201.	Cities Service Gas Co., South Bishop Field, Hemphill County, Tex.	17.0	14,65
CI65-701 C 10-17-66	Harper Oil Co., Operator, et al., 904 Hightower Bldg., Oklahoma City, Okla. 73102.	Michigan Wisconsin Pipe Line Co., Laverne Field, Ellis County, Okla.	17.0	14,65
CI65-817 C 10-17-66	Jennings Petroleum Corp., 111 Kerr Avenue Bldg., Oklahoma City, Okla. 73102.	Equitable Gas Co., Salt Lick District, Braxton County, W. Va.	25.0	15,325
CI65-933 E 10-11-66	Texas Gas Exploration Corp., et al. (successor to Har-Ken Oil Co., et al.).	Texas Gas Transmission Corp., Midland Field, Muhlenberg County, Ky.	15.0	15,025
CI66-90 10-11-66 ²	Texas Gas Exploration Corp. (Operator), et al. (formerly Har-Ken Oil Co. (Operator), et al.).	Texas Gas Transmission Corp., St. Charles Area, Hopkins County, Ky.	15.0	15,025
CI67-73 A 7-19-66	Shell Oil Co., 50 West 50th St., New York, N. Y. 10020.	El Paso Natural Gas Co., Billebry Field, Lea County, N. Mex.	\$10.6317	14,65
CI67-403 A 10-6-66	E. C. Ware, c/o John T. Diederich, Attorney at Law, 500 Price Bldg., Ashland, Ky. 41101.	United Fuel Gas Co., acreage in Martin County, Ky.	16.0	15,325
CI67-404 A 10-6-66	E. C. Ware	do	16.0	15,325
CI67-405 A 10-6-66	E. C. Ware, et al.	United Fuel Gas Co., acreage in Pike County, Ky.	16.0	15,325
CI67-406 A 10-6-66	do	do	16.0	15,325
CI67-407 A 10-6-66	do	do	16.0	15,325
CI67-408 A 10-6-66	E. C. Ware	United Fuel Gas Co., acreage in Mingo County, W. Va.	16.0	15,325
CI67-409 A 10-6-66	do	do	16.0	15,325
CI67-410 A 10-6-66	do	do	16.0	15,325
CI67-411 A 10-6-66	do	do	18.0	15,325
CI67-412 A 10-6-66	do	United Fuel Gas Co., acreage in Martin County, Ky.	18.0	15,325
CI67-413 A 10-6-66	do	do	16.0	15,325
CI67-414 A 10-6-66	do	do	16.0	15,325
CI67-415 A 10-6-66	do	United Fuel Gas Co., acreage in Mingo County, W. Va.	18.0	15,325
CI67-416 A 10-6-66	do	United Fuel Gas Co., acreage in Martin County, Ky.	16.0	15,325
CI67-417 A 10-6-66	do	do	16.0	15,325
CI67-418 A 10-6-66	do	United Fuel Gas Co., acreage in Knott County, Ky.	16.0	15,325
CI67-419 A 10-6-66	E. C. Ware, Trustee	do	16.0	15,325
CI67-420 A 10-6-66	do	do	16.0	15,325
CI67-421 A 10-6-66	do	United Fuel Gas Co., acreage in Martin County, Ky.	16.0	15,325
CI67-422 A 10-6-66	E. C. Ware	do	16.0	15,325
CI67-423 A 10-6-66	do	do	16.0	15,325
CI67-424 A 10-6-66	E. C. Ware, Trustee	do	16.0	15,325
CI67-425 A 10-6-66	E. C. Ware	United Fuel Gas Co., acreage in Wayne County, W. Va.	16.0	15,325
CI67-426 A 10-6-66	do	United Fuel Gas Co., acreage in Mingo County, W. Va.	16.0	15,325
CI67-427 A 10-6-66	do	United Fuel Gas Co., acreage in Martin County, Ky.	16.0	15,325
CI67-428 A 10-6-66	do	United Fuel Gas Co., acreage in Mingo County, W. Va.	16.0	15,325
CI67-429 A 10-6-66	do	do	16.0	15,325
CI67-430 A 10-6-66	do	do	16.0	15,325
CI67-431 A 10-6-66	do	do	16.0	15,325
CI67-432 A 10-6-66	E. C. Ware, Trustee	do	16.0	15,325

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

See footnotes at end of table.

[Docket Nos. G-12003, etc.]

MOBIL OIL CORP. ET AL.

Findings and Order

OCTOBER 26, 1966.

Findings and order after statutory hearing issuing certificates of public convenience and necessity, canceling docket number, amending certificates, permitting and approving abandonment of service, terminating certificates, severing rate proceeding, terminating rate proceeding, substituting respondent, making successor co-respondent, redesignating proceedings, accepting agreement and undertaking for filing, requiring filing of agreement and undertaking, and accepting related rate schedules and supplements for filing.

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

The Applicants herein have filed related FPC gas rate schedules and propose to initiate or abandon, add or delete natural gas service in interstate commerce as indicated by the tabulation herein. All sales certificated herein are at rates either equal to or below the ceiling prices established by the Commission's statement of general policy No. 61-1, as amended, or involve sales for which permanent certificates have been previously issued; except that sales from the Permian Basin area of New Mexico and Texas are authorized to be made at or below the applicable area base rates and under the conditions prescribed in Opinion Nos. 468 and 468-A.

Texaco, Inc., Applicant in Docket No. G-16576, proposes to continue the sale of natural gas heretofore authorized in said docket to be made by Differential Corp. (Operator), et al., pursuant to its FPC Gas Rate Schedule No. 1. Said rate schedule will be redesignated as that of Applicant. The presently effective rate under said rate schedule is in effect subject to refund in Docket No. G-16856.¹ Applicant has filed a motion to be made co-respondent in said proceeding and has submitted an agreement and undertaking to assure the refund of any amount collected by it in excess of the amount determined to be just and reasonable in said proceeding. Therefore, Applicant will be made co-respondent in said proceeding, the proceeding will be redesignated accordingly, and the agreement and undertaking will be accepted for filing.

¹ Consolidated with Docket No. AR64-2, et al.

Docket No. and date filed	Applicant	Purchaser, field, and location	Price per Mcf	Pressure base
C167-433 A 10-6-66	do	do	16.0	15.325
C167-434 A 10-6-66	E. C. Ware	United Fuel Gas Co., acreage in Martin County, Ky.	16.0	15.325
C167-435 A 10-6-66	do	do	16.0	15.325
C167-436 A 10-6-66	do	do	16.0	15.325
C167-437 A 10-6-66	do	United Fuel Gas Co., acreage in Mingo County, W. Va.	16.0	15.325
C167-438 A 10-6-66	do	do	16.0	15.325
C167-439 A 10-6-66	do	United Fuel Gas Co., acreage in Martin County, Ky.	16.0	15.325
C167-440 A 10-6-66	do	do	18.0	15.325
C167-441 A 10-6-66	do	United Fuel Gas Co., acreage in Mingo County, W. Va.	16.0	15.325
C167-442 A 10-6-66	John T. Diederich, 500 Price Bldg., Ashland, Ky.	United Fuel Gas Co., acreage in Martin County, Ky.	16.0	15.325
C167-443 A 10-6-66	John T. Diederich, agent for D. B. & M. Oil & Gas Co.	do	16.0	15.325
C167-444 A 10-6-66	John T. Diederich	do	16.0	15.325
C167-445 A 10-6-66	do	do	16.0	15.325
C167-446 A 10-6-66	John T. Diederich, agent for D. B. & M. Oil & Gas Co.	do	16.0	15.325
C167-447 A 10-6-66	John T. Diederich	do	16.0	15.325
C167-461 A 10-12-66	Humble Oil & Refining Co., Post Office Box 2180, Houston, Tex. 77001.	Transwestern Pipeline Co., Mendota Field, Hemphill and Roberts Counties, Tex.	* 17.0	14.65
C167-462 (C164-927) F 10-10-66	Bradco Properties, Inc., et al. (successor to Coastal States Gas Producing Co.) 2338 Bank of the Southwest Bldg., Houston, Tex. 77002.	Texas Gas Transmission Corp., South Bell City Field, Calcasieu Parish, La.	16.75	15.025
C167-464 A 10-13-66	Texaco, Inc., ¹⁰ Post Office Box 52332, Houston, Tex. 77052.	Transwestern Pipeline Co., West Rojo Callabos Field, Pecos and Reeves Counties, Tex.	** 16.5	14.65
C167-467 A 10-14-66	Wessely Petroleum, Ltd., 2002 Republic Bank Bldg., Dallas, Tex. 75201.	Northern Natural Gas Co., Sharon West Field, Woodward County, Okla.	* 17.0	14.65
C167-468 A 10-14-66	Texaco, Inc.	Trunkline Gas Co., South Tomball Field, Harris County, Tex.	15.25	14.65
C167-469 A 10-17-66	Sierra Petroleum Co., Inc., 211 North Broadway, Wichita, Kans. 67202.	Cities Service Gas Co., Northwest Boggs Field, Barber County, Kans.	14.0	14.65
C167-470 A 10-17-66	William M. Wiseman and Alfred T. White, 603 San Jacinto Bldg., Houston, Tex. 77002.	Lone Star Gathering Co., Louise G. Williams Field, Victoria County, Tex.	15.0	14.65
C167-471 A 10-17-66	Huisache Operating Co., et al., 2010 The 600 Bldg., Corpus Christi, Tex. 78401.	Valley Gas Transmission, Inc., Luby Field, Nueces County, Tex.	15.0	14.65
C167-472 A 10-14-66	James Drilling Corp., 250 Newport Road, Blairsville, Pa., 15717.	Consolidated Gas Supply Corp., Boone Mountain Field, Clearfield County, Pa.	27.5	15.325
C167-473 A 10-14-66	James Drilling Corp., et al.	Consolidated Gas Supply Corp., Luthersburg Field, Clearfield County, Pa.	27.5	15.325
C167-474 A 10-17-66	Pan American Petroleum Corp., Post Office Box 591, Tulsa, Okla. 74102.	Panhandle Eastern Pipe Line Co., Interstate Field, Morton County, Kans.	** 16.0	14.65
C167-475 B 10-17-66	Skelly Oil Co., Post Office Box 1650, Tulsa, Okla. 74102.	Tennessee Gas Pipeline Co., a division of Tenneco Inc., Agua Dulce Field, Nueces County, Tex.	Depleted	-----
C167-476 B 10-10-66	Pel-Tex Petroleum Co., Inc. (Operator), et al., Americana Bldg., Houston, Tex. 77002.	Plaquemines Oil & Gas Co., Inc., Cox Bay Field, Plaquemines Parish, La.	Depleted	-----
C167-477 B 10-11-66	Gulf Oil Corp., ¹¹ Post Office Box 1589, Tulsa, Okla. 74102.	Tennessee Gas Pipeline Co., a division of Tenneco Inc., Block 20 Field, Offshore Cameron Parish, La.	(*)	-----
C167-478 A 10-10-66	Pel-Tex Petroleum Co., Inc. (Operator), et al.	Plaquemines Oil & Gas Co., Inc., Cox Bay Field, Plaquemines Parish, La.	16.0	15.025

¹ Deletes the W $\frac{1}{2}$ NE $\frac{1}{4}$ and SE $\frac{1}{2}$ NE $\frac{1}{4}$ of sec. 11-3N-28ECM, assigned to Graham Michaelis Drilling Co., insofar as said lease covers all rights below the base of the Hoover Formation down to and including the base of the Chester Formation.

² Deletes the NE $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{2}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$, and NE $\frac{1}{4}$ SW $\frac{1}{4}$ of sec. 19-3N-27ECM, assigned to Graham Michaelis Drilling Co., insofar as said leases cover all rights from the surface of the soil down to and including the base of the Tonkawa Formation.

³ Amendment to certificate filed for authorization to sell gas from additional producing horizons.

⁴ Rate in effect subject to refund in Docket No. RI66-24.

⁵ 16.0 cents per Mcf for gas dedicated to the basic contract and 23.0 cents per Mcf for gas sold pursuant to Supp. No. 1.

⁶ Amendment to certificate filed to reflect change in Operator.

⁷ By letter dated Aug. 23, 1966, Applicant agreed to accept a permanent certificate containing conditions similar to those imposed by Opinion No. 468, as modified by Opinion No. 468-A.

⁸ Includes 0.1317 cent per Mcf tax reimbursement.

⁹ Subject to upward and downward B.t.u. adjustment.

¹⁰ Applicant states its willingness to accept permanent certificate containing conditions similar to those imposed by Opinion No. 468, as modified by Opinion No. 468-A.

¹¹ Subject to 0.10 cent per Mcf treating costs.

¹² Less downward B.t.u. adjustment to 10.4 cents per Mcf.

¹³ Successor in interest to British-American Oil Producing Co.

¹⁴ Gas purchase contract was terminated in order to commit the reserves released therefrom to another contract with Tennessee, which contract has been filed with the Commission and designated as British-American's FPC GRS No. 46.

[F.R. Doc. 66-11970; Filed, Nov. 4, 1966; 8:45 a.m.]

Rutter & Co., Ltd., et al., Applicant in Docket No. CI65-1165,² proposes to continue the sale of natural gas heretofore authorized in Docket No. CI62-325 and made pursuant to Bartessa Oil Corp., et al., FPC Gas Rate Schedule No. 3. Said rate schedule will be redesignated as that of Rutter. The presently effective rate under said rate schedule is in effect subject to refund in Docket No. RI62-187.³ Rutter has indicated in its certificate application that it intends to assume the obligation for refunds from the time the increased rate was made effective. Accordingly, Rutter will be substituted as respondent in the rate proceeding, the proceeding will be redesignated, and Rutter will be required to file an agreement and undertaking.

After due notice, no petitions to intervene, notices of intervention, or protests to the granting of any of the respective applications or petitions in this order have been received.

At a hearing held on October 20, 1966, the Commission on its own motion received and made a part of the record in these proceedings all evidence, including the applications, amendments, and exhibits thereto, submitted in support of the respective authorizations sought herein, and upon consideration of the record.

The Commission finds:

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

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

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

(4) The respective Applicants are able and willing properly to do the acts and to

perform the services proposed and to conform to the provisions of the Natural Gas Act and the requirements, rules, and regulations of the Commission thereunder.

(5) It is necessary and appropriate in carrying out the provisions of the Natural Gas Act that Docket No. CI65-1165 should be canceled and that the application filed therein should be processed as a petition to amend the certificate heretofore issued in Docket No. CI62-325.

(6) It is necessary and appropriate in carrying out the provisions of the Natural Gas Act and the public convenience and necessity require that the certificate authorizations heretofore issued by the Commission in Docket Nos. G-12003, G-13103, G-13746, G-15346, G-16392, G-16576, G-20176, CI62-325, CI62-1184, CI63-65, CI63-638, CI63-1580, CI64-940, CI64-1043, CI65-258, CI65-733, CI65-1180, CI66-15, CI66-49, CI66-912, CI66-1001, CI66-1280, and CI66-1310 should be amended as hereinafter ordered and conditioned.

(7) It is necessary and appropriate in carrying out the provisions of the Natural Gas Act that the certificates heretofore issued in the following dockets should be amended to reflect the deletion of acreage where new certificates are issued herein to authorize service from the subject acreage:

Amend to delete acreage	New certificates
G-10328 -----	CI66-1019
G-10728 -----	CI66-239
G-11496 -----	CI66-239
G-13270 -----	CI66-239
G-13569 -----	CI66-239
G-13633 -----	CI66-239
G-14370 -----	CI66-239
G-16528 -----	CI66-239
G-18864 -----	CI66-239
CI62-7 -----	CI66-1246
CI63-20 -----	CI67-191
CI65-625 -----	CI67-133

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

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

(10) It is necessary and appropriate in carrying out the provisions of the Natural Gas Act that Docket No. RI62-510 should be severed from the proceedings in Docket No. AR 64-2, et al., and that the rate suspension proceeding in Docket No. RI62-510 be terminated as moot.

(11) It is necessary and appropriate in carrying out the provisions of the Natural Gas Act that Texaco, Inc. should be co-respondent in the proceeding pending in Docket No. G-16856, that said proceeding should be redesignated ac-

cordingly, and that the agreement and undertaking submitted by Texaco, Inc. in said proceeding should be accepted for filing.

(12) It is necessary and appropriate in carrying out the provisions of the Natural Gas Act that Rutter & Co., Ltd., et al., should be substituted in lieu of Bartessa Oil Corp., et al., as respondent in the proceeding pending in Docket No. RI62-187, that said proceeding should be redesignated accordingly, and that Rutter should be required to file an agreement and undertaking.

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

The Commission orders:

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

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

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

(D) The grant of the certificates issued herein on all applications filed after April 15, 1965, is upon the condition that no increase in rate which would exceed the ceiling prescribed for the given area

² The application was originally designated as Docket No. CI65-1165. Said designation will be canceled and the authorization will be granted in Docket No. CI62-325.

³ Consolidated with the proceeding on the order to show cause issued Aug. 5, 1965, in Docket No. AR61-1, et al.

by paragraph (d) of the Commission's statement of general policy No. 61-1, as amended, shall be filed prior to the applicable dates, as indicated by footnotes 4 and 18 in the attached tabulation.

(E) The initial rates for sales authorized in Docket Nos. CI66-994, CI66-1106, and CI67-133 shall be the applicable base rates prescribed in Opinion No. 468, as modified by Opinion No. 468-A, as adjusted for quality, or the contract rates, whichever are lower; and no increases in rate in excess of said initial rates shall be filed before January 1, 1968.

(F) If the quality of the gas delivered by Applicants in Docket Nos. CI66-994, CI66-1106, and CI67-133 deviates at any time from the quality standards set forth in Opinion No. 468, as modified by Opinion No. 468-A, so as to require a downward adjustment of the existing rate, a notice of change in rate shall be filed pursuant to the provisions of section 4 of the Natural Gas Act; provided, however, that adjustments reflecting changes in B.t.u. content of the gas shall be computed by the applicable formula and charged without the filing of notices of changes in rate.

(G) Within 45 days from the date of initial delivery Applicant in Docket No. CI66-994 shall file a rate schedule quality statement in the form prescribed in Opinion No. 468-A. Applicant in Docket No. CI66-1106 shall file a rate schedule quality statement within 90 days from the date of initial delivery and Applicant in Docket No. CI67-133 shall file a rate schedule quality statement within 45 days from the date of this order.

(H) Certificates are issued herein in Docket Nos. CI66-1166, CI67-117, and CI67-225, subject to the conditions set forth in paragraphs (C), (D), and (E) of the order accompanying Opinion No. 353 (27 FPC 449), except that said certificates shall not be subject to the Commission's ultimate determination in Docket No. R-200.

(I) The certificate issued herein in Docket No. CI66-1019 is issued at the predecessor's rate of 15.0 cents per Mcf at 14.65 p.s.i.a., subject to B.t.u. adjustment.

(J) The certificate issued herein in Docket No. CI66-1246 is issued at the predecessor's rate of 17.0 cents per Mcf at 14.65 p.s.i.a.

(K) The certificates heretofore issued in Docket Nos. G-12003, G-13103, G-13746, G-20176, CI62-1184, CI63-65, CI63-638, CI63-1580, CI64-940, CI64-1043, CI65-258, CI66-49, CI66-912, CI66-1001, and CI66-1310 are amended by adding thereto or deleting therefrom authorization to sell natural gas to the same purchasers and in the same areas as covered by the original authorizations, pursuant to the rate schedule supplements as indicated in the tabulation herein.

(L) The certificate heretofore issued in Docket No. CI65-733 is amended to include the sale of natural gas from the additional acreage and said authorization is contingent upon Applicant submitting an appropriate billing statement to its rate schedule supplement.

(M) The certificate heretofore issued in Docket No. CI66-1280 is amended to include the interest of the nonsignatory coowners and the related rate schedule is redesignated as Phillips Petroleum Co. (Operator), et al.

(N) The certificates heretofore issued in the following dockets are amended to reflect the deletion of acreage where new certificates are issued herein to authorize service from the subject acreage:

Amend to delete acreage	New certificates
G-10328 -----	CI66-1019
G-10728 -----	CI66-239
G-11496 -----	CI66-239
G-13270 -----	CI66-239
G-13569 ⁴ -----	CI66-239
G-13633 -----	CI66-239
G-14370 -----	CI66-239
G-16528 -----	CI66-239
G-18864 ⁴ -----	CI66-239
CI62-7 -----	CI66-1246
CI63-20 -----	CI67-191
CI65-625 -----	CI67-133

⁴ J. F. Ruffin, Jr., Trustee, and Ridgway Management, Inc., are not relieved of any refund obligations in the related rate suspension proceedings in Docket Nos. G-20192 and G-20068, respectively.

(O) The certificate heretofore issued in Docket No. CI66-15 is amended by deleting therefrom acreage erroneously included under FPC Gas Rate Schedule No. 2.

(P) Docket No. CI65-1165 is canceled.

(Q) The certificates heretofore issued in Docket Nos. G-15346, G-16392, G-16576, CI62-325, and CI65-1180 are amended by changing the certificate holders to the respective successors in interest as indicated in the tabulation herein.

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

(S) Permission and approval of the abandonment of service by Applicant in Docket No. CI67-192 is granted and the related certificate in Docket No. G-3245 is terminated only insofar as it relates to sales covered by Supplement No. 5 to FPC Gas Rate Schedule No. 2.

(T) The abandonment herein permitted and approved in Docket Nos. CI67-213 and CI67-216 does not relieve Applicants of any obligations to make such refunds as may be ordered in Opinion No. 475.

(U) The certificates heretofore issued in Docket Nos. CI61-1450, CI61-1688,

CI63-584, CI64-348, and CI64-637 are terminated.

(V) Docket No. RI62-510 is severed from the proceedings in Docket No. AR64-2, et al., and the rate suspension proceeding in Docket No. RI62-510 is terminated as moot.

(W) Texaco, Inc. shall be co-respondent in the proceeding pending in Docket No. G-16856, said proceeding is redesignated accordingly,⁵ and the agreement and undertaking submitted by Texaco, Inc. in said proceeding is accepted for filing.

(X) Texaco, Inc. shall comply with the refunding and reporting procedure required by the Natural Gas Act and § 154.102 of the regulations thereunder, and the agreement and undertaking filed by Texaco, Inc. in said proceeding shall remain in full force and effect until discharged by the Commission.

(Y) Rutter & Co., Ltd., et al., is substituted in lieu of Bartessa Oil Corp., et al., as respondent in the proceeding pending in Docket No. RI62-187, and said proceeding is redesignated accordingly.⁶

(Z) Within 30 days from the issuance of this order, Rutter & Co., Ltd., et al., shall execute, in the form set out below, and shall file with the Secretary of the Commission an acceptable agreement and undertaking in Docket No. RI62-187 to assure the refund of any amount, together with interest at the rate of 7 percent per annum, collected in excess of the amount determined to be just and reasonable in said proceeding. Unless notified to the contrary by the Secretary of the Commission within 30 days from the date of submission, such agreement and undertaking shall be deemed to have been accepted for filing.

(AA) Rutter & Co., Ltd., et al., shall comply with the refunding and reporting procedure required by the Natural Gas Act and § 154.102 of the regulations thereunder, and the agreement and undertaking filed by Rutter in Docket No. RI62-187 shall remain in full force and effect until discharged by the Commission.

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

By the Commission.

[SEAL] JOSEPH H. GUTRIDE,
Secretary.

⁵ Differential Corp. (Operator), et al., and Texaco, Inc.

⁶ Rutter & Co., Ltd., et al.

NOTICES

Docket No. and date filed	Applicant	Purchaser, field, and location	FPC rate schedule to be accepted		Docket No. and date filed	Applicant	Purchaser, field, and location	FPC rate schedule to be accepted	
			Description and date of document	No. Supp.				Description and date of document	No. Supp.
C166-1280 7-22-66 4 4	Phillips Petroleum Co. (Operator), et al.	Southern Natural Gas Co., Kelly Field, Jackson Parish, La.	44	430	C167-207 A 8-22-66 13	Robert E. Alkman, et al., d.b.a. A.I.K., Ltd. No. 2	Northern Natural Gas Co., Six Mile Field, Beaver County, Okla.	Contract 7-14-66	14
C166-1310 C 8-22-66 13	Tidewater Oil Co. (Operator), et al.	Northern Natural Gas Co., Anadarko Basin Area, Ellis and Woodward Counties, Okla.	145	1	C167-208 A 8-23-66 13	W. W. F. Oil Corp.	Florida Gas Transmission Co., South Kinderhook Field, Allen and Jefferson Davis Parishes, La.	Contract 7-27-66	5
C167-117 A 8-4-66 13	Pan American Petroleum Corp. ^{4a}	Michigan Wisconsin Pipe Line Co., Del Plains Field, Major County, Okla.	441 441	1	C167-209 A 8-23-66 13	Sinclair Oil & Gas Co.	Arkansas Louisiana Gas Co., Hartshorne Area, Pittsburg County, Okla.	Contract 7-15-66 1	368
C167-122 A 8-4-66 4	Hunter Bros. & Wallace, Inc.	Banquete Gas Co., a division of Crestmont Oil & Gas Co., Plymouth-Taft Field Area, San Patricio County, Tex.	1	1	C167-211 (C164-637) B 8-22-66	Thomas Jordan, Inc.	Texas Eastern Transmission Corp., Reeves Field, Allen Parish, La.	Notice of cancellation 8-19-66 13	2
A C167-133 (C166-625) F 8-3-66	Pan American Petroleum Corp. (successor to John H. Trigg, d.b.a. John H. Trigg Co.)	Natural Gas Pipeline Co. of America, Indian Basin Field, Eddy County, N. Mex.	444 444	1	C167-212 (C164-348) B 8-22-66	Harkins & Co. (Operator), et al.	Texas Eastern Transmission Corp., McKeown Field, San Patricio County, Tex.	Notice of cancellation 8-17-66 13	8
C167-136 A 8-3-66 13	Jack D. Hodgden (Operator), et al.	Oklahoma Natural Gas Gathering Corp., ^{4b} North Ringwood Field, Major County, Okla.	444	2	C167-213 (C163-584) B 8-22-66	The Superior Oil Co.	Florida Gas Transmission Co., Oliver Field, Brazoria County, Tex.	Notice of cancellation 8-19-66 13	409
C167-149 A 8-11-66 13	Sohio Petroleum Co.	Northern Natural Gas Co., Catskill, Okla.	1	1	C167-214 A 8-22-66 1	Willard E. Ferrell, agent for Medicine Men Development Co.	Equitable Gas Co., Union District, Ritchie County, W. Va.	Contract 7-1-66 1	17
C167-181 (C161-1450) B 8-15-66	Northern Pump Co. (Operator), et al.	Texas Eastern Transmission Corp., Gore Field, Bee County, Tex.	33	3	C167-216 (C163-1688) B 8-22-66	George R. Brown	Florida Gas Transmission Co., Pheasant Field, Meagorda County, Tex.	Notice of cancellation 8-19-66 13	410
C167-185 A 8-18-66 4	Petroleum Management, Inc. (Mississippi)	Humble Gas Transmission Co., Buckner Field, Richland Parish, La.	2	2	C167-217 A 8-23-66 1	Blaho Oil & Gas Co.	Carnegie Natural Gas Co., Freeman's Creek District, Lewis County, W. Va.	Contract 7-31-61 1	4
C167-187 A 8-18-66	L & H Drilling Co., Inc. (Operator), et al.	Texas Gas Transmission Corp., New Hope Field, Hopkins County, Ky.	2	2	C167-218 A 8-24-66 1	H. E. Hill (Operator), et al.	United Gas Pipe Line Co., West Beville Field, Bee County, Tex.	Contract 8-10-66	1
C167-190 A 8-18-66 4	Imperial Drilling Co., ^{4c} (Operator and Agent), et al.	Northern Natural Gas Co., Follett Field, Lipscomb County, Tex.	1	1	C167-220 A 8-24-66 13	Lone Star Producing Co.	Arkansas Louisiana Gas Co., North Spairo Area, Le Flore County, Okla.	Contract 5-25-66 1	79
A C167-191 (C163-20) F 8-18-66	An-Son Corp., et al. (successor to Humble Oil & Refining Co. (Operator), et al.)	Arkansas Louisiana Gas Co., North McCurtain Field, Haskell County, Okla.	21 21 21	1 2 2	C167-222 A 8-24-66 1	Sun Oil Co., (Southwest Division).	Panhandle Eastern Pipe Line Co., Southeast Field, Hemphill County, Tex.	Contract 7-22-66 1	207
C167-192 (G 3245) ¹³ B 8-18-66 C167-194 A 8-19-66 4	Cumberland Gas Co., (successor to Cumberland Gas Corp.), Frank Yockey	United Fuel Gas Co., Barksdale District, Cabell County, W. Va.	2	5	C167-223 A 8-26-66 4	Shenandoah Oil Corp.	Colorado Interstate Gas Co., Adams Ranch Field, Meade County, Kans.	Contract 7-21-66	2
C167-198 A 8-19-66 4	Miss-Tex Oil Producers.	El Paso Natural Gas Co., Wildcat Field, Rio Arriba County, N. Mex.	21 21 21 21	4 5	C167-225 A 8-26-66 13	Brooks Hall and Don D. Montgomery.	Michigan Wisconsin Pipe Line Co., Woodward Area, Dewey County, Okla.	Contract 6-20-66 1	41
C167-199 A 8-22-66 13	Sohio Petroleum Co.	Southern Natural Gas Co., Hub Field, Marion County, Miss.	129	3	C167-234 A 8-23-66 4	Robert H. Baker, agent for H. J. Bell, et al.	Carnegie Natural Gas Co., Union District, Ritchie County, W. Va.	Contract 2-8-60 1	3
C167-202 A 8-22-66 1	Joseph E. Seagram & Sons, Inc., d.b.a. Texas Pacific Oil Co.	Northern Natural Gas Co., Moccasin Area, Beaver County, Okla.	89	1	C167-235 A 8-23-66 13	C. H. Lyons, Sr.	Transcontinental Gas Pipe Line Corp., Sambo Field, St. Landry Parish, La.	Contract 8-9-66	26
C167-203 A 8-22-66 1	M. E. Cassidy, Jr., Trustee (Operator), et al.	United Gas Pipe Line Co., Mission River and Refugio Heard Fields, Refugio County, Tex.	1	1	C167-236 A 8-23-66 4	Montlar Oil & Gas Development Co., Inc. (Operator), et al.	Equitable Gas Co., Troy District, Gilmer County, W. Va.	Contract 6-23-66 1	2
		Banquete Gas Co., a division of Crestmont Oil & Gas Co., Spartan-Odem Field, San Patricio County, Tex.	1	1	C167-237 A 8-23-66 13	Mesa Petroleum Co.	Northern Natural Gas Co., Gooch Field, Texas County, Okla.	Contract 7-20-66 1	12
			1	1	C167-239 A 8-20-66 4	Burk Gas Corp.	Panhandle Eastern Pipe Line Co., acreage in Meade County, Kans.	Contract 7-6-66 1	10
			1	1	C167-240 A 8-20-66 4	J. A. Fox	Carnegie Natural Gas Co., Freeman's Creek District, Lewis County, W. Va.	Contract 3-14-60 1	1

See footnotes at end of table.

4 Assignment by which Applicant acquired interests formerly covered by Oklahoma Natural Gas Co. FPC GRS No. 18.
 5 Amendment to the certificate filed to include certain nonparty coowners; no rate filing required.
 6 By letter filed Sept. 29, 1966, Applicant advised willingness to accept a permanent certificate under the same terms and conditions as contained in the temporary certificate issued Sept. 8, 1966 (Opinion No. 353).
 7 Between John H. Trigg and Natural Gas Pipeline Co. of America, on file as John H. Trigg d.b.a., John H. Trigg FPC GRS No. 4.
 8 Amends pricing provisions of contract.
 9 Between John H. Trigg and Pauline V. Trigg and Pan American Petroleum Corp.
 10 National Fuels Corp. purchases liquids extracted from Applicant's gas at the Ringwood Gasoline Plant.
 11 Imperial is filing on its own behalf and as the Imperial-Northern contract with exception of the date executed.
 12 The Kahn-Northern contract is being filed by the Imperial-Northern contract with exception of the date executed.
 13 Contract on file as Humble Oil Refining Co. (Operator), et al., FPC GRS No. 337.
 14 Provides for buyer to compress all gas as provided in the contract.
 15 Humble assigned to Applicant its interest in certain leases located in sec. 29, T. 8 N., R. 22 E., Haskell County, Okla.; depth limited to the base of the Crownwell Formation.
 16 J. T. Stephens d.b.a. Stephens Production Co. and Arkla Exploration Co. assigned to Applicant their interest in certain leases located in sec. 29, T. 8 N., R. 22 E., Haskell County Okla.; also limited in depth to the base of the Crownwell Formation.
 17 Other sales authorized in Docket No. G-3245, therefore, said certificate will be terminated only as it pertains to sales formerly made under FPC GRS No. 2.
 18 Ratifies contract dated Aug. 10, 1959 between The California Co. and Southern Natural Gas Co.; on file as The California Co., a division of Chevron Oil Co. FPC GRS No. 18.
 19 Deletes impurities pricing provisions from basic contract.
 20 Transfers properties from Chevron Oil Co. to Miss-Tex Oil Producers. Properties were nonproductive at time of assignment and not certificated.
 21 Contract provides for a primary term of 10 years from the date of initial delivery.
 22 Rate of 17.0 cents per Mcf has been indicated to be proper in Opinion No. 475. Monies collected subject to refund have been placed in escrow and the Commission was so notified by letters dated Dec. 22, 1965 and Mar. 16, 1966. 17.5 cents collected subject to refund pursuant to temporary certificate.
 23 Applicant filed a rate increase to 18.5 cents per Mcf, which rate was suspended in Docket No. R762-510 (consolidated with the proceedings in Docket No. A.R.64-2, et al.). This rate was never put into effect. Rate of 17.0 cents per Mcf has been indicated to be proper in Opinion No. 475. Applicant has filed a motion to withdraw its rate increase filing to 18.5 cents. The rate suspension proceeding in Docket No. R762-510 will be terminated by this order.
 24 Contract price is 19.5 cents plus tax, however, Applicant expressed willingness to accept a permanent certificate conditioned to a rate of 15.0 cents per Mcf and similar to the certificates issued under Opinion No. 353.
 25 From J. F. Deem to J. A. Fox.

**FEDERAL MARITIME COMMISSION
 AMERICAN WEST AFRICAN FREIGHT
 CONFERENCE**

Notice of Agreement's Filed for Approval

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

Interested parties may inspect and obtain a copy of the agreement at the Washington office of the Federal Maritime Commission, 1321 H Street NW., Room 609; or may inspect agreements at the office of the District Managers, New York, N.Y., New Orleans, La., and San Francisco, Calif. Comments with reference to an agreement including a request for hearing, if desired, may be submitted to the Secretary, Federal Maritime Commission, Washington, D.C. 20573, within 10 days after publication

of this notice in the FEDERAL REGISTER. A copy of any such statement should also be forwarded to the party filing the agreement (as indicated hereinafter) and the comments should indicate that this has been done.

Notice of agreement filed for approval by:
 Mr. John K. Cunningham, Chairman, American West African Freight Conference, 80 Broad Street, New York, N.Y. 10004.

Agreement 7680-21, between the member lines of the American West African Freight Conference, modifies the basic agreement, as amended, by extending the termination date of the Conference's Neutral Body self-policing system from November 30, 1966, to November 30, 1967.

By order of the Federal Maritime Commission.
 Dated: November 3, 1966.
 THOMAS LIZI,
 Secretary.

[F.R. Doc. 66-12157; Filed, Nov. 4, 1966; 11:11 a.m.]

[F.R. Doc. 66-11968; Filed, Nov. 4, 1966; 8:45 a.m.]

8 Assignment by which Applicant acquired interests formerly covered by Oklahoma Natural Gas Co. FPC GRS No. 18.
 9 Amendment to the certificate filed to include certain nonparty coowners; no rate filing required.
 10 By letter filed Sept. 29, 1966, Applicant advised willingness to accept a permanent certificate under the same terms and conditions as contained in the temporary certificate issued Sept. 8, 1966 (Opinion No. 353).
 11 Between John H. Trigg and Natural Gas Pipeline Co. of America, on file as John H. Trigg d.b.a., John H. Trigg FPC GRS No. 4.
 12 Amends pricing provisions of contract.
 13 Between John H. Trigg and Pauline V. Trigg and Pan American Petroleum Corp.
 14 National Fuels Corp. purchases liquids extracted from Applicant's gas at the Ringwood Gasoline Plant.
 15 Imperial is filing on its own behalf and as the Imperial-Northern contract with exception of the date executed.
 16 The Kahn-Northern contract is being filed by the Imperial-Northern contract with exception of the date executed.
 17 Contract on file as Humble Oil Refining Co. (Operator), et al., FPC GRS No. 337.
 18 Provides for buyer to compress all gas as provided in the contract.
 19 Humble assigned to Applicant its interest in certain leases located in sec. 29, T. 8 N., R. 22 E., Haskell County, Okla.; depth limited to the base of the Crownwell Formation.
 20 J. T. Stephens d.b.a. Stephens Production Co. and Arkla Exploration Co. assigned to Applicant their interest in certain leases located in sec. 29, T. 8 N., R. 22 E., Haskell County Okla.; also limited in depth to the base of the Crownwell Formation.
 21 Other sales authorized in Docket No. G-3245, therefore, said certificate will be terminated only as it pertains to sales formerly made under FPC GRS No. 2.
 22 Ratifies contract dated Aug. 10, 1959 between The California Co. and Southern Natural Gas Co.; on file as The California Co., a division of Chevron Oil Co. FPC GRS No. 18.
 23 Deletes impurities pricing provisions from basic contract.
 24 Transfers properties from Chevron Oil Co. to Miss-Tex Oil Producers. Properties were nonproductive at time of assignment and not certificated.
 25 Contract provides for a primary term of 10 years from the date of initial delivery.
 26 Rate of 17.0 cents per Mcf has been indicated to be proper in Opinion No. 475. Monies collected subject to refund have been placed in escrow and the Commission was so notified by letters dated Dec. 22, 1965 and Mar. 16, 1966. 17.5 cents collected subject to refund pursuant to temporary certificate.
 27 Applicant filed a rate increase to 18.5 cents per Mcf, which rate was suspended in Docket No. R762-510 (consolidated with the proceedings in Docket No. A.R.64-2, et al.). This rate was never put into effect. Rate of 17.0 cents per Mcf has been indicated to be proper in Opinion No. 475. Applicant has filed a motion to withdraw its rate increase filing to 18.5 cents. The rate suspension proceeding in Docket No. R762-510 will be terminated by this order.
 28 Contract price is 19.5 cents plus tax, however, Applicant expressed willingness to accept a permanent certificate conditioned to a rate of 15.0 cents per Mcf and similar to the certificates issued under Opinion No. 353.
 29 From J. F. Deem to J. A. Fox.

**FEDERAL MARITIME COMMISSION
 AMERICAN WEST AFRICAN FREIGHT
 CONFERENCE**

Notice of Agreement's Filed for Approval

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

Interested parties may inspect and obtain a copy of the agreement at the Washington office of the Federal Maritime Commission, 1321 H Street NW., Room 609; or may inspect agreements at the office of the District Managers, New York, N.Y., New Orleans, La., and San Francisco, Calif. Comments with reference to an agreement including a request for hearing, if desired, may be submitted to the Secretary, Federal Maritime Commission, Washington, D.C. 20573, within 10 days after publication

of this notice in the FEDERAL REGISTER. A copy of any such statement should also be forwarded to the party filing the agreement (as indicated hereinafter) and the comments should indicate that this has been done.

Notice of agreement filed for approval by:
 Mr. John K. Cunningham, Chairman, American West African Freight Conference, 80 Broad Street, New York, N.Y. 10004.

Agreement 7680-21, between the member lines of the American West African Freight Conference, modifies the basic agreement, as amended, by extending the termination date of the Conference's Neutral Body self-policing system from November 30, 1966, to November 30, 1967.

By order of the Federal Maritime Commission.
 Dated: November 3, 1966.
 THOMAS LIZI,
 Secretary.

[F.R. Doc. 66-12157; Filed, Nov. 4, 1966; 11:11 a.m.]

[F.R. Doc. 66-11968; Filed, Nov. 4, 1966; 8:45 a.m.]

8 Assignment by which Applicant acquired interests formerly covered by Oklahoma Natural Gas Co. FPC GRS No. 18.
 9 Amendment to the certificate filed to include certain nonparty coowners; no rate filing required.
 10 By letter filed Sept. 29, 1966, Applicant advised willingness to accept a permanent certificate under the same terms and conditions as contained in the temporary certificate issued Sept. 8, 1966 (Opinion No. 353).
 11 Between John H. Trigg and Natural Gas Pipeline Co. of America, on file as John H. Trigg d.b.a., John H. Trigg FPC GRS No. 4.
 12 Amends pricing provisions of contract.
 13 Between John H. Trigg and Pauline V. Trigg and Pan American Petroleum Corp.
 14 National Fuels Corp. purchases liquids extracted from Applicant's gas at the Ringwood Gasoline Plant.
 15 Imperial is filing on its own behalf and as the Imperial-Northern contract with exception of the date executed.
 16 The Kahn-Northern contract is being filed by the Imperial-Northern contract with exception of the date executed.
 17 Contract on file as Humble Oil Refining Co. (Operator), et al., FPC GRS No. 337.
 18 Provides for buyer to compress all gas as provided in the contract.
 19 Humble assigned to Applicant its interest in certain leases located in sec. 29, T. 8 N., R. 22 E., Haskell County, Okla.; depth limited to the base of the Crownwell Formation.
 20 J. T. Stephens d.b.a. Stephens Production Co. and Arkla Exploration Co. assigned to Applicant their interest in certain leases located in sec. 29, T. 8 N., R. 22 E., Haskell County Okla.; also limited in depth to the base of the Crownwell Formation.
 21 Other sales authorized in Docket No. G-3245, therefore, said certificate will be terminated only as it pertains to sales formerly made under FPC GRS No. 2.
 22 Ratifies contract dated Aug. 10, 1959 between The California Co. and Southern Natural Gas Co.; on file as The California Co., a division of Chevron Oil Co. FPC GRS No. 18.
 23 Deletes impurities pricing provisions from basic contract.
 24 Transfers properties from Chevron Oil Co. to Miss-Tex Oil Producers. Properties were nonproductive at time of assignment and not certificated.
 25 Contract provides for a primary term of 10 years from the date of initial delivery.
 26 Rate of 17.0 cents per Mcf has been indicated to be proper in Opinion No. 475. Monies collected subject to refund have been placed in escrow and the Commission was so notified by letters dated Dec. 22, 1965 and Mar. 16, 1966. 17.5 cents collected subject to refund pursuant to temporary certificate.
 27 Applicant filed a rate increase to 18.5 cents per Mcf, which rate was suspended in Docket No. R762-510 (consolidated with the proceedings in Docket No. A.R.64-2, et al.). This rate was never put into effect. Rate of 17.0 cents per Mcf has been indicated to be proper in Opinion No. 475. Applicant has filed a motion to withdraw its rate increase filing to 18.5 cents. The rate suspension proceeding in Docket No. R762-510 will be terminated by this order.
 28 Contract price is 19.5 cents plus tax, however, Applicant expressed willingness to accept a permanent certificate conditioned to a rate of 15.0 cents per Mcf and similar to the certificates issued under Opinion No. 353.
 29 From J. F. Deem to J. A. Fox.

Docket No. and date filed	Applicant	Purchaser, field, and location	FPC rate schedule to be accepted
		Description and date of document	No. Supp.
C167-241 A 8-29-66	do.	do.	2 2
		Contract 11-24-59 Assignment 12-31-59 & g.	2 2

- 1 Reflects May 7, 1959 assignment of acreage to Andrew A. Bradford and J. C. Armstrong.
- 2 Reflects cancellation of a surrendered lease which was nonproductive.
- 3 Effective date: Date of this order.
- 4 Jan. 1, 1968, moratorium date pursuant to the Commission's statement of general policy No. 61-1, as amended.
- 5 Southern Union Gas Co. assigns purchase rights under terms of Dec. 12, 1963 contract to Southern Union Gathering Co.; gas previously sold in intrastate commerce.
- 6 Effective date: Date of initial delivery (Applicant should advise the Commission as to such date).
- 7 Leases expired by their own terms and were canceled.
- 8 Three assignments dated Sept. 1, 1965 transferring properties from Elias Ritts, et al. to Eric T. Duncan, et al., d.b.a., Richter Oil Co.
- 9 Certificate and rate schedule erroneously designated as Bond Oil Corp., et al.
- 10 Assignment from Bond Oil Corp. which was liquidated in 1962 to Roland S. Bond.
- 11 Transfers properties from Differential Corp. to Texaco, Inc.
- 12 Transfers properties from Columbia Drilling Co. to Texaco, Inc.
- 13 Source of gas depleted.
- 14 Releases acreage only as it pertains to zones in which wells are presently completed. Letter dated Aug. 22, 1966 from buyer indicates an estimated cost of 3.255 cents per Mcf of available reserves to connect these wells and therefore does not meet the contract provisions with respect to the economical connections of the small amount of reserves available.
- 15 Deletes acreage which was listed under contract dedication. Applicant advises he never owned an interest in this acreage.
- 16 Allows Atlantic Richfield to retain the right to recycle, repressure, or reinject gas produced from the acreage added by Supp. No. 8.
- 17 Pressure no longer sufficient for gas to enter buyer's line.
- 18 July 1, 1967, moratorium date pursuant to the Commission's statement of general policy No. 61-1, as amended.
- 19 Production of gas no longer economically feasible.
- 20 Applicant originally filed for a partial succession, but by letter dated July 13, 1965 Applicant agreed to cover the interest of "et al." parties and the succession be total rather than partial; therefore, Docket No. C165-1165 will be canceled and the application will be treated as a petition to amend the certificate in Docket No. C162-325.
- 21 Assigns interest of Barressa Oil Corp. and Humphrey Oil Corp. only to James L. Parks. Parks never filed for the succession.
- 22 Assigns interest of James L. Parks to Ruitter.
- 23 Amends previous assignment.
- 24 Transfers properties from Western Oil Development Co. to Steeple Oil & Gas Corp.
- 25 Previously accepted for filing as initial service by order issued Oct. 17, 1966, further review reveals this is a partial succession.
- 26 Contract provides for the sale of gas from acreage acquired from the predecessors as listed above. Permanent authorization with respect to Docket No. C166-239 is not being granted by this order.
- 27 Transfers properties from W. B. Fontaine to Herb Lander; this acreage was subsequently assigned to Joseph Fritz.
- 28 The predecessors in Docket Nos. G-11408 and G-13270 did not make rate filings relating to the assigned acreage.
- 29 Transfers properties from J. F. Ruffin, Jr., Trustee to Herb Lander; this acreage was subsequently assigned to Joseph Fritz. (Provides for a depth limitation of 100 feet below depth drilled in the well referred to hereunder, which well was required to be drilled to a total depth of 10,200 feet.)
- 30 Transfers properties from Union Drilling Co. to Joseph F. Fritz (provides for a depth limitation of 100 feet below The Stratigraphic Equivalent (10,200 feet)).
- 31 Transfers properties from Fred Lathe, et al. to Joseph F. Fritz and Herb Lander.
- 32 Transfers properties from Ridgely Management, Inc., to Joseph F. Fritz and Herb Lander (provides for a depth limitation of 100 feet below depth drilled).
- 33 Covers gas produced by Hummer Bites & Wallace, Inc. and M. E. Cassidy, Jr., Trustee (Operator), et al., who has filed for certificate authorization Docket Nos. C167-122 and C167-203, respectively.
- 34 Jan. 1, 1968, moratorium date pursuant to the Commission's statement of general policy No. 61-1, as amended.
- 35 By letters filed Aug. 19, 1966 and July 27, 1966, Applicants advised willingness to accept permanent certificates in Docket Nos. C166-894 and C166-1106, respectively, containing conditions similar to those imposed by Opinion No. 468.
- 36 Certificate issued to Southwest in Docket No. C166-15 erroneously covered subject acreage as well as new dedication between Earl F. Wakefield and buyer; on file as Wakefield's FPC GRS No. 1.
- 37 From Earl F. Wakefield to Sinclair Oil & Gas Co.
- 38 From Sinclair Oil & Gas Co. to the Southwest Oil Industries, Inc.
- 39 Deletes 50 percent interest in the S $\frac{1}{2}$ and NW $\frac{1}{4}$, sec. 28-5N-24 ECM, erroneously included under FPC GRS No. 2, as it was acquired by assignment and subject to a contract dated Mar. 16, 1956, between Colorado Interstate Gas Co. and Earl F. Wakefield.
- 40 Basic contract and Supplement No. 1 accepted by temporary certificate issued Aug. 5, 1966, conditioned as in Opinion No. 353.
- 41 Contract price is 19.5 cents plus tax, however, by letter filed Aug. 16, 1966, Applicant advised willingness to accept a permanent certificate conditioned to a rate of 15.0 cents per Mcf (Opinion No. 359).
- 42 By amendment to its certificate Applicant agreed to accept a certificate conditioned to the predecessor's rate of 17.0 cents effective at the time of transfer of properties in lieu of the contractually due 18.0 cents.

DEPARTMENT OF THE TREASURY

Bureau of Narcotics

FENTANYL

Application for License To Manufacture

Notice is hereby given pursuant to the provisions of section 8 of the Narcotics Manufacturing Act of 1960 (74 Stat. 62) and 21 CFR 307.93 that an application for a license to manufacture the narcotic drug Fentanyl, basic class No. 35, has been submitted by the following named company:

S. B. Penick & Co., 158 Mount Olivet Avenue, Newark, N.J.

and that such application is being favorably considered.

Within 20 days from the date of publication of this notice in the FEDERAL REGISTER, any interested person may file a written protest with both the Commissioner of Narcotics and the applicant against favorable consideration of the application. Any such protest shall specify with particularity the facts relied upon as showing that the license if granted to the applicant would not be in the public interest. Such interested person at the time of filing may request a hearing as to his protest.

If no written notice of a desire to be heard shall be received within 20 days from date of publication of this notice in the FEDERAL REGISTER, no hearing shall be held.

[SEAL] HENRY L. GIORDANO,
Commissioner of Narcotics.

Approved: October 31, 1966.

DAVID C. ACHESON,
Special Assistant to the
Secretary (for Enforcement).

[F.R. Doc. 66-12059; Filed, Nov. 4, 1966;
8:45 a.m.]

INTERSTATE COMMERCE
COMMISSIONFOURTH SECTION APPLICATIONS
FOR RELIEF

NOVEMBER 2, 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. 40770—*Clay from Aberdeen and Amory, Miss.* Filed by O. W. South, Jr., agent (No. A4957), for interested rail carriers. Rates on clay, kaolin, or pyrophyllite, in carloads, from Aberdeen and Amory, Miss., and points grouped therewith, to Belvidere, Rockford, and St. Charles, Ill.

Grounds for relief—Market competition.

Tariff—Supplement 243 to Southern Freight Association, agent, tariff ICC S-40.

FSA No. 40771—*Iron and steel articles from East York, Pa.* Filed by Southwestern Freight Bureau, agent (No. B-8905), for interested rail carriers. Rates on iron and steel articles, in carloads, from East York, Pa., to points in Louisiana and Texas.

Grounds for relief—Carrier competition.

Tariff—Supplement 214 to Southwestern Freight Bureau, agent, tariff ICC 4503.

FSA No. 40772—*Substituted service—Missouri Pacific Railroad Co. for Trans-Cold Express, Inc.* Filed by Trans-Cold Express, Inc., for itself and on behalf of Missouri Pacific Railroad Co. Rates on property loaded in trailers and transported on railroad flatcars, between East St. Louis, Ill., on the one hand, and Houston, Dallas, and Fort Worth, Tex., on the other, on traffic originating at or destined to such points or points beyond, as described in the application.

Grounds for relief—Motortruck competition.

FSA No. 40773—*Alcohols from points in Louisiana and Texas.* Filed by Southwestern Freight Bureau, agent (No. B-8917), for interested rail carriers. Rates on alcohol and related articles, in tank carloads, from points in Louisiana and Texas, to Chicago, Lemont, Joliet, Seneca, Ill., and Clinton, Iowa.

Grounds for relief—Market competition.

Tariffs—Supplements 389 and 114 to Southwestern Freight Bureau, agent, tariffs ICC 4064 and 4564, respectively.

AGGREGATE-OF-INTERMEDIATES

FSA No. 40774—*Alcohols from points in Louisiana and Texas.* Filed by Southwestern Freight Bureau, agent (No. B-8916), for interested rail carriers. Rates on alcohols and related articles, in tank carloads, from points in Louisiana and Texas, to Chicago, Lemont, Ill., and Clinton, Iowa.

Grounds for relief—Maintenance of depressed rates published to meet market competition without use of such rates as factors in constructing combination rates.

Tariffs—Supplements 389 and 114 to Southwestern Freight Bureau, agent, tariffs ICC 4064 and 4564, respectively.

By the Commission.

[SEAL] H. NEIL GARSON,
Secretary.

[F.R. Doc. 66-12066; Filed, Nov. 4, 1966;
8:46 a.m.]

[Notice 1437]

MOTOR CARRIER TRANSFER
PROCEEDINGS

NOVEMBER 2, 1966.

Synopses of orders entered pursuant to section 212(b) of the Interstate Commerce Act, and rules and regulations prescribed thereunder (49 CFR Part 179), appear below:

As provided in the Commission's special rules of practice any interested person may file a petition seeking reconsideration of the following numbered proceedings within 20 days from the date of publication of this notice. Pursuant to section 17(8) of the Interstate Commerce Act, the filing of such a petition will postpone the effective date of the order in that proceeding pending its disposition. The matters relied upon by petitioners must be specified in their petitions with particularity.

No. MC-FC-69057. By order of October 26, 1966, the Transfer Board approved the transfer to Bushendorf Transfer, Inc., Eau Claire, Wis., of the operating rights of Reuben W. Hartje, doing business as Hartje's Transfer, La Valle, Wis., in certificates Nos. MC-119270 (Sub-No. 1), and MC-119270 (Sub-No. 4), issued November 1, 1960, and November 20, 1964, respectively, authorizing the transportation, over irregular routes, of dairy products, fruit juices, and cocktail dips, from Rochester, Minn., to La Crosse, Holmen, Reedsburg, and Eau Claire, Wis., dairy products, as described, ice cream, fruit juices, from La Crosse, Wis., to points in Winona, Fillmore, and Houston Counties, Minn., and Winneshiek, Allamakee, and Clayton Counties, Iowa, and defective or damaged shipments of dairy products, ice cream, and fruit juices, from points in Winona, Fillmore, and Houston Counties, Minn., and Winneshiek, Allamakee, and Clayton Counties, Iowa, to La Crosse, Wis. A. R. Fowler, 2288 University Avenue, St. Paul, Minn. 55114, representative for applicants.

No. MC-FC-69071. By order of October 27, 1966, the Transfer Board approved the transfer to Glenn J. Schmidt, Callicoon Center, N.Y., of the certificate in No. MC-52852, issued July 9, 1958, to Joseph D. Schmidt, doing business as Western Sullivan Express, Callicoon Center, N.Y., authorizing the transportation of: General commodities, excluding household goods, commodities in bulk, and other specified commodities, between Mileses, N.Y., and New York, N.Y., serving intermediate points on the highways specified, and between Callicoon, N.Y., and Damascus, Pa., serving intermediate points on the highways specified; and eggs and agricultural commodities, between Seelyville, Pa., and Beach Lake, Pa.

No. MC-FC-69105. By order of October 20, 1966, the Transfer Board approved the transfer to David Petitt, Jr., doing business as Morehead Movers, Route No. 4, Morehead, Ky. 40351; of certificate in No. MC-115941, issued September 8, 1961, to Earl Blair, doing business as Blair Transfer & Storage, 613 West Main Street, Morehead, Ky. 40351; authorizing the transportation of: Household goods, from points in Rowan County, Ky., to points in Ohio, West Virginia, Indiana, and Michigan.

No. MC-FC-69113. By order of October 26, 1966, the Transfer Board approved the transfer to Merlin Zillmer, doing business as Zillmer Transfer, Sparta, Wis., of the certificate in No. MC-59726, issued July 24, 1956, to Ford R. Harmer, doing business as Harmer Transfer, Black River Falls, Wis., au-

thorizing the transportation of: General commodities, excluding household goods, commodities in bulk, and other specified commodities, between Black River Falls, Wis., and La Crosse, Wis., serving certain intermediate and off-route points as specified. Ralph S. Lund, Black River Falls, Wis., attorney for applicants.

No. MC-69128. By order of October 27, 1966, the Transfer Board approved the transfer to James P. Hillard, doing business as Rocket Stage Line, 1205 North Franklin Street, Galena, Ill. 61036, of certificate No. MC-112711 (Sub-No. 1), issued May 15, 1953, to James P. Hillard and Leo F. Hillard, Sr., a partnership, doing business as Rocket Stage Line, Galena, Ill., and authorizing the transportation of passengers, over regular routes, between Platteville, Wis., and the Savanna Ordnance Depot, Proving Ground, Ill., and between the junction of Wisconsin Highway 80 and U.S. Highway 11, and Benton, Wis.

No. MC-FC-69147. By order of October 26, 1966, the Transfer Board approved the transfer to Howard E. Rohrer, Jr., doing business as H. E. Rohrer, Jr., Duncannon, Pa., of the operating rights in certificate No. MC-111749, issued April 3, 1952, to Howard E. Rohrer, doing business as H. E. Rohrer, Duncannon, Pa., and authorizing the transportation of passengers and their baggage, in the same vehicle with passengers, in round trip operation, over irregular routes, beginning and ending at Millerstown, Pa., and points within 10 miles thereof, and extending to points in Maryland, New York, New Jersey, and Virginia, and the District of Columbia. Charles W. Kugler, 20 South Carlisle Street, New Bloomfield, Pa. 17068, attorney for applicants.

No. MC-FC-69154. By order of October 27, 1966, the Transfer Board approved the transfer to Hanson M. Savage, doing business as Savage Trucking Co., Chester Depot, Vt., of the operating rights in certificate No. MC-94937, issued July 7, 1964, to Aubrey E. Stratton, doing business as A. E. Stratton, West Townshend, Vt., authorizing the transportation of: Road building and grading materials, livestock, pickles, Christmas trees, and evergreens, brick, oyster poles, lumber and forest products, between specified points in Massachusetts, Vermont, New Hampshire, Connecticut, New Jersey, and New York.

No. MC-FC-69156. By order of October 27, 1966, the Transfer Board approved the transfer to Robert F. Hemperley, Jr., doing business as St. Louis-Cape Bus Line, Cape Girardeau, Mo., of the operating rights of Jewell Brooks Hemperley, Robert F. Hemperley, Jr., and Dorothy H. Teasley, a partnership, doing business as St. Louis-Cape Bus Line, Cape Girardeau, Mo., in certificate No. MC-3210, issued by the Commission, September 21, 1960, authorizing the transportation of passengers and their baggage, and express and newspapers in the same vehicle with passengers, between St. Louis, Mo., and Cape Girardeau, Mo., and between Cape Girardeau, Mo., and East Prairie,

Mo. Lehman Finch, 325 Broadway, Cape Girardeau, Mo. 63701, attorney for applicants.

No. MC-FC-69069. By order of October 26, 1966, the Transfer Board approved the transfer to R. A. Corbett Transport, Inc., Lufkin, Tex., of the certificate in Nos. MC-127253, MC-127253 (Sub-No. 1), MC-127253 (Sub-No. 5), MC-127253 (Sub-No. 16), MC-127253 (Sub-No. 17), MC-127253 (Sub-No. 18), MC-127253 (Sub-No. 19), MC-127253 (Sub-No. 21), and MC-127253 (Sub-No. 23), issued March 31, 1966, August 17, 1965, February 16, 1966, September 2, 1965, January 21, 1966, May 23, 1966, March 31, 1966, September 12, 1966, August 4, 1966, respectively, to Grace Lee Corbett, doing business as R. A. Corbett Transport, Lufkin, Tex., authorizing the transportation, in bulk, of: Creosote oil, petroleum products, lacquer thinner, sulphur, coal tar, resins, and feed grade molasses, from and to or between points as specified in Alabama, Arkansas, Colorado, Florida, Georgia, Kansas, Louisiana, Mississippi, Missouri, New Mexico, Oklahoma, Tennessee, and Texas. Ewell H. Muse, Jr., 415 Perry Brooks Building, Austin, Tex. 78701, attorney for applicants.

No. MC-FC-35404. By order of October 27, 1966, the Transfer Board approved the lease of certificate of registration No. MC-37681 (Sub-No. 2), issued by the Commission to Robert Con Tierce, doing business as Comet Trucking, McCamey, Tex., evidencing a right to engage in interstate or foreign commerce, issued April 24, 1964, to L. G. Blumentritt, doing business as Iraan Freight Line, Iraan, Tex., covering the transportation of numerous commodities, under the headings, Oilfield equipment, pipe, and trenching machines, between points in Texas. James R. Boyd, Post Office Box 488, Austin, Tex. 78767, attorney for applicants.

[SEAL] H. NEIL GARSON,
Secretary.

[F.R. Doc. 66-12067; Filed, Nov. 4, 1966;
8:46 a.m.]

FEDERAL COMMUNICATIONS COMMISSION

[Docket No. 16942; FCC 66M-1484]

CARTERPHONE DEVICE IN MESSAGE TOLL TELEPHONE SERVICE

Order Continuing Prehearing Conference

The Hearing Examiner having for consideration the informal request of General Telephone Co. of the Southwest for a continuance of the prehearing conference now scheduled for November 9, 1966; counsel for General Telephone having been authorized by counsel for all other parties to state that they do not oppose a grant of the requested relief;

It is ordered, This 1st day of November 1966, that the said prehearing conference is continued to November 17,

1966, at 9 a.m., in the offices of the Commission at Washington, D.C.

Released: November 2, 1966.

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

[F.R. Doc. 66-12071; Filed, Nov. 4, 1966;
8:46 a.m.]

Title 2—THE CONGRESS

ACTS APPROVED BY THE PRESIDENT

EDITORIAL NOTE: After the adjournment of the Congress *sine die*, and until all public acts have received final Presidential consideration, a listing of public laws approved by the President will appear in the daily FEDERAL REGISTER under Title 2—The Congress. A consolidated listing of the new acts approved by the President will appear in the Daily Digest in the final issue of the Congressional Record covering the 89th Congress, Second Session.

Approved October 19, 1966

S. 3834..... Public Law 89-696

An Act to amend Chapter 141 of Title 10, United States Code, to provide for price adjustments in contracts for the procurement of milk by the Department of Defense.

Approved October 27, 1966

H.R. 18381..... Public Law 89-697

An Act making supplemental appropriations for the fiscal year ending June 30, 1967, and for other purposes.

Approved October 29, 1966

H.R. 14643..... Public Law 89-698

An Act to provide for the strengthening of American educational resources for international studies and research.

Approved October 30, 1966

H.R. 14355..... Public Law 89-700

An act to amend the Railroad Retirement Act of 1937, the Railroad Unemployment Insurance Act, and the Railroad Retirement Tax Act to make certain technical changes, to provide for survivor benefits to children ages 18 to 21, inclusive, and for other purposes.

H.R. 17285..... Public Law 89-699

An act to amend the Railroad Retirement Act of 1937 and the Railroad Retirement Tax Act, and for other purposes.

Approved November 2, 1966

S. 2102..... Public Law 89-702
Fur Seal Act of 1966.

S. 2720..... Public Law 89-701

An Act to authorize the Secretary of the Interior to develop, through the use of experiment and demonstration plants, practicable and economic means for the production by the commercial fishing industry of fish protein concentrate.

Approved November 2, 1966

- H.J. Res. 1001----- Public Law 89-703
Joint Resolution to provide for the designation of the month of May of each year as "Steelmart Month".
- H.J. Res. 1322----- Public Law 89-704
Joint Resolution fixing the time of assembly of the 90th Congress.
- H.R. 203----- Public Law 89-705
An Act to amend title 38, United States Code, to set aside funds for research into spinal cord injuries and diseases.
- H.R. 647----- Public Law 89-706
An Act to establish rates of compensation, to permit the appointment of new trustees in deeds of trust in the District of Columbia by agreement of the parties.
- H.R. 872----- Public Law 89-707
An Act to amend the provisions of title 18 of the United States Code relating to offenses committed in Indian country.
- H.R. 2600----- Public Law 89-708
An Act to provide for the acquisition and preservation of the real property known as the Ansley Wilcox House in Buffalo, N.Y., as a national historic site.
- H.R. 3348----- Public Law 89-709
An Act to authorize a program for the construction of facilities for the teaching of veterinary medicine and a program of loans for students of veterinary medicine.
- H.R. 3993----- Public Law 89-710
An Act to authorize the issuance of certificates of citizenship in the Canal Zone.
- H.R. 5958----- Public Law 89-711
An Act relating to applications for writs of habeas corpus by persons in custody pursuant to judgments of State courts.
- H.R. 5990----- Public Law 89-712
An Act to grant increased benefits to persons receiving cash relief under the Panama Canal Cash Relief Act of July 8, 1937.
- H.R. 6958----- Public Law 89-713
An Act to amend the Internal Revenue Code of 1954 to promote savings under the Internal Revenue Service's automatic data processing system.
- H.R. 7382----- Public Law 89-714
An Act to amend section 1391 of title 28 of the United States Code relating to venue.
- H.R. 7648----- Public Law 89-715
An Act to authorize long-term leases on the San Xavier and Salt River Pima-Maricopa Indian Reservations, and for other purposes.
- H.R. 7973----- Public Law 89-716
An Act to amend section 4339 of title 10, United States Code.
- H.R. 8917----- Public Law 89-717
An Act to provide for the disposition of funds appropriated to pay a judgment in favor of the Omaha Tribe of Nebraska, and for other purposes.
- H.R. 9778----- Public Law 89-718
An Act to amend titles 10 and 37, United States Code, to codify recent military law, and to improve the Code.
- H.R. 11256----- Public Law 89-719
An Act to amend the Internal Revenue Code of 1954 with respect to the priority and effect of Federal tax liens and levies, and for other purposes.
- H.R. 11475----- Public Law 89-720
An Act to provide for the control or elimination of jellyfish and other such pests in the coastal waters of the United States, and for other purposes.
- H.R. 11660----- Public Law 89-721
An Act relating to interest on income tax refunds made within 45 days, after the filing of the tax return, and for other purposes.
- H.R. 11782----- Public Law 89-722
An Act to amend the Internal Revenue Code of 1954 to allow a deduction for additions to a reserve for certain guaranteed debt obligations, and for other purposes.
- H.R. 13320----- Public Law 89-723
An Act to authorize the disposal of industrial diamond stones from the national stockpile and the supplemental stockpile.
- H.R. 13370----- Public Law 89-724
An Act to authorize the disposal of fused crude aluminum oxide from the national stockpile and the supplemental stockpile.
- H.R. 13448----- Public Law 89-725
An Act to amend title 39, United States Code, with respect to mailing privileges of members of the U.S. Armed Forces and other Federal Government personnel overseas, and for other purposes.
- H.R. 13661----- Public Law 89-726
An Act to authorize the disposal of battery-grade synthetic manganese dioxide from the national stockpile.
- H.R. 13935----- Public Law 89-727
An Act to give the consent of Congress to the State of Massachusetts to become a party to the agreement relating to bus taxation proration and reciprocity as set forth in title II of the Act of April 14, 1965 (79 Stat. 60), and consented to by Congress in that Act and in the Act of November 1, 1965 (79 Stat. 1157).
- H.R. 13982----- Public Law 89-728
An Act to amend the Act of August 14, 1964, to authorize payments of any amounts authorized under the Act to the estates of persons who would have been eligible for payments under the authority of the Act, and for other purposes.
- H.R. 14075----- Public Law 89-729
An Act to authorize the Secretary of Commerce to settle and pay certain claims arising out of the taking of the 1960 decennial census.
- H.R. 14347----- Public Law 89-730
An Act to liberalize the provisions for payment to parents and children of dependency and indemnity compensation, and for other purposes.
- H.R. 14741----- Public Law 89-731
An Act to authorize an increase in the number of Marine Corps officers who may serve in the combined grades of brigadier general and major general.
- H.R. 15183----- Public Law 89-732
An Act to adjust the status of Cuban refugees to that of lawful permanent residents of the United States, and for other purposes.
- H.R. 15335----- Public Law 89-733
An Act to amend the Act entitled "An Act to establish an Advisory Commission on Intergovernmental Relations", approved September 24, 1959.
- H.R. 15727----- Public Law 87-734
An Act to establish rate of compensation for certain positions within the Smithsonian Institution.
- H.R. 15748----- Public Law 89-735
An Act to amend title 10, United States Code, to authorize a special thirty-day period of leave for a member of a uniformed service who voluntarily extends his tour of duty in a hostile fire area.
- H.R. 16074----- Public Law 89-736
An Act to cancel certain unpaid interest accrued after September 30, 1931, on loans made to World War I veterans upon the security of adjusted-service certificates.
- H.R. 16114----- Public Law 89-737
An Act to provide for the inclusion of premium pay under section 5545 (c) (1) of title 5, United States Code, for the purpose of determining benefits under the civil service retirement, group life insurance, and injury compensation provisions of such title, and for other purposes.
- H.R. 16394----- Public Law 89-738
An Act for the relief of certain enlisted members of the military services who lost interest on amounts deposited under section 1035 of title 10, United States Code, or prior laws authorizing enlisted members' deposits, and for other purposes.
- H.R. 17271----- Public Law 89-739
An Act to amend section 112 of the Internal Revenue Code of 1954 to increase from \$200 to \$500 the monthly combat pay exclusion for commissioned officers serving in combat zones.
- H.R. 17376----- Public Law 89-740
An Act to authorize the disposal of nickel from the national stockpile.
- H.R. 17451----- Public Law 89-741
An Act to preserve the pay and retirement privileges for certain former chiefs of Navy bureaus and to preserve the pay privileges of certain former deputy chiefs of Navy bureaus.
- H.R. 17588----- Public Law 89-742
An Act to amend section 8(g) of the Soil Conservation and Domestic Allotment Act with respect to assignments.
- H.R. 17636----- Public Law 89-743
An Act making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending June 30, 1967, and for other purposes.
- H.R. 17637----- Public Law 89-744
An Act making appropriations for military construction for the Department of Defense for the fiscal year ending June 30, 1967, and for other purposes.
- H.R. 17798----- Public Law 89-745
An Act to provide that a judgment or decree of the District of Columbia Court of General Sessions shall not constitute a lien until filed and recorded in the office of the Recorder of Deeds of the District of Columbia, and for other purposes.

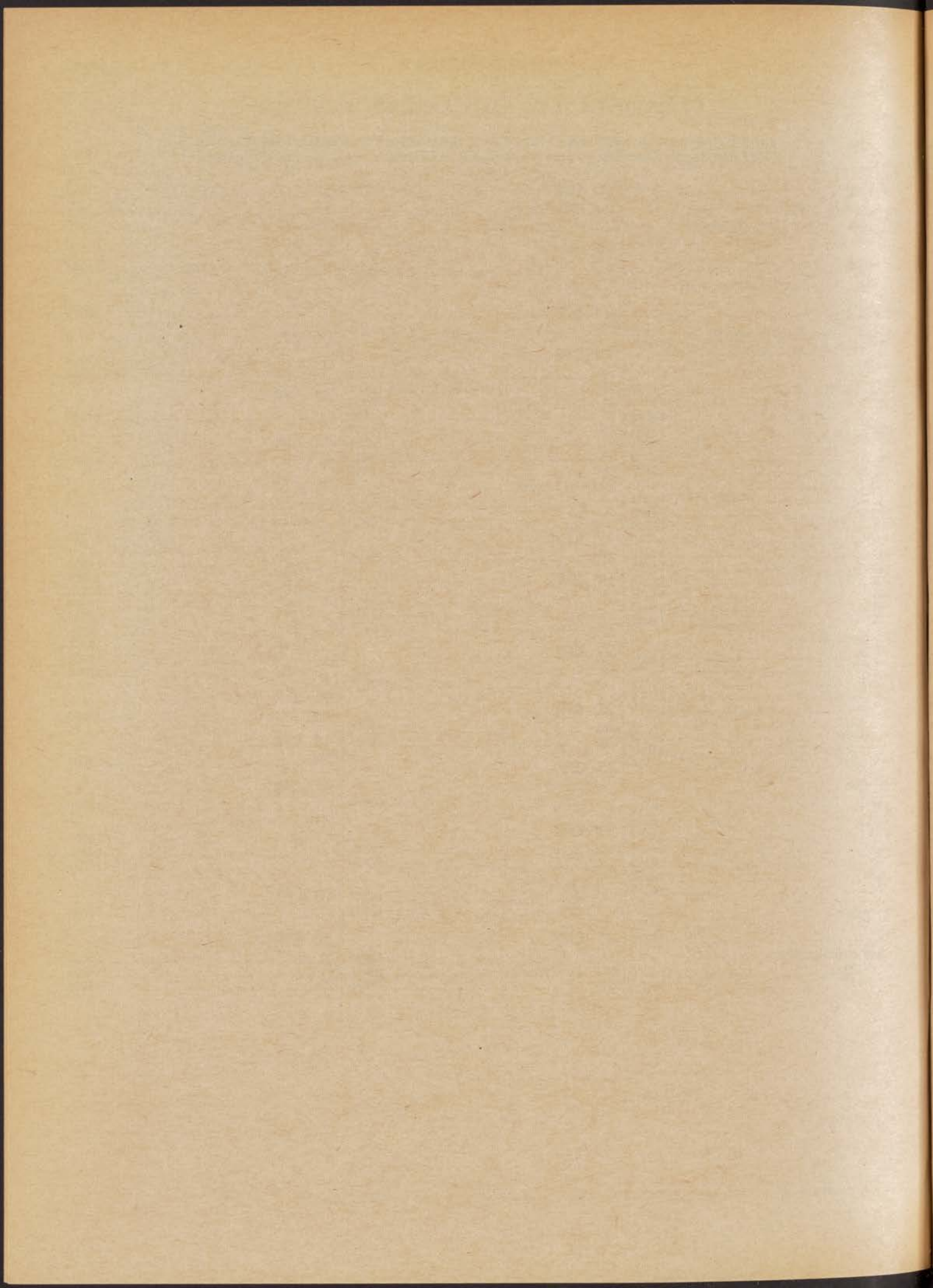
NOTICES

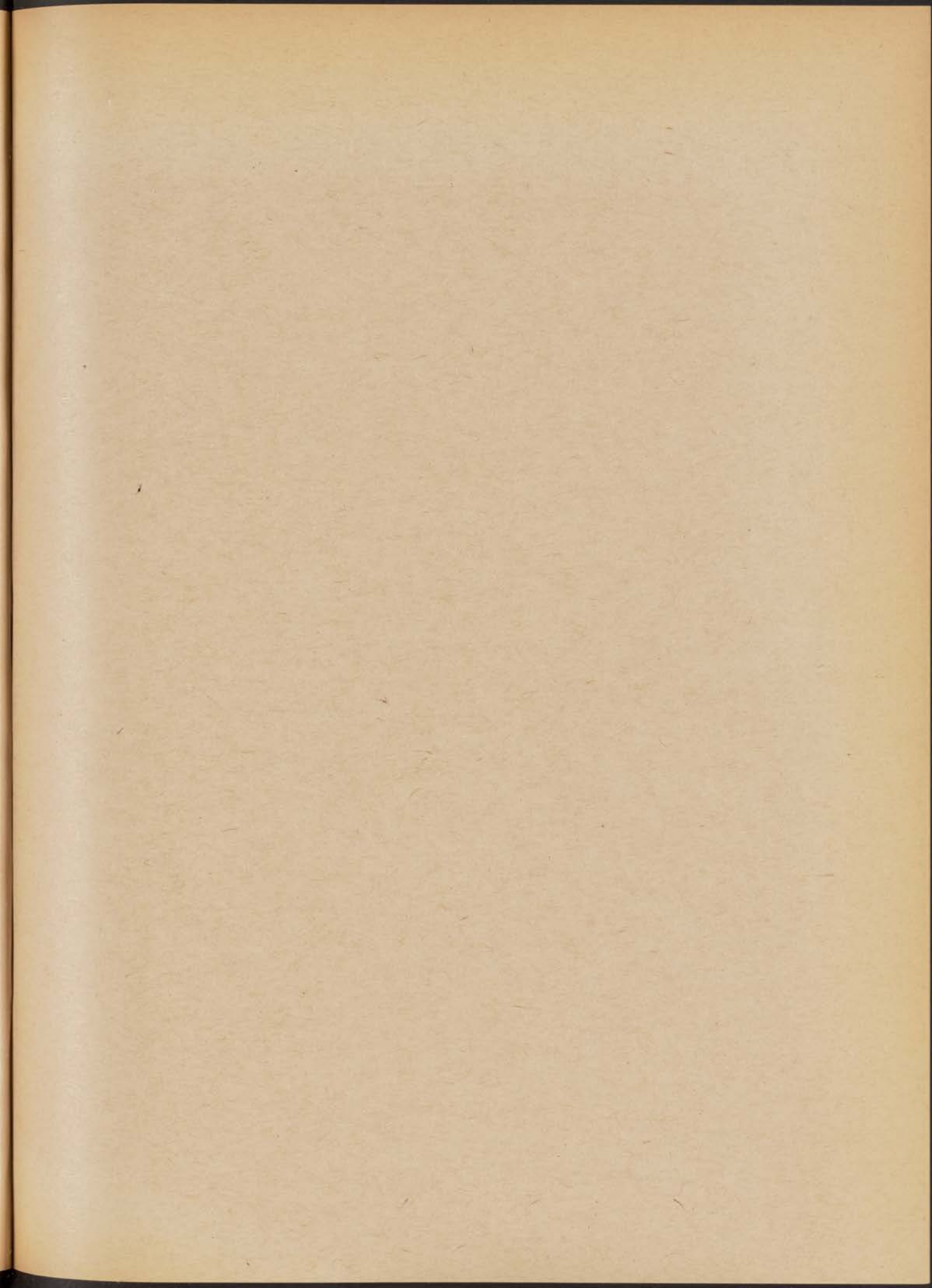
- H.R. 18019..... Public Law 89-746
 An Act to authorize the Secretary of the Army to construct an addition at the Walter Reed Army Medical Center, Washington, District of Columbia.
- H.R. 18217..... Public Law 89-747
 An Act to provide home leave for Federal seafaring personnel, and for other purposes.
- H.R. 18284..... Public Law 89-748
 An Act to authorize the Attorney General to adjust the legislative jurisdiction exercised by the United States over lands within the Federal Reformatory at Chillicothe, Ohio.
- H.R. 13161..... Public Law 89-750
 An Act to strengthen and improve programs of assistance for elementary and secondary schools, and for other purposes.
- H.R. 13196..... Public Law 89-751
 An Act to amend the Public Health Service Act to increase the opportunities for training of medical technologists and personnel in other allied health professions, to improve the educational quality of the schools training such allied health professions personnel, and to strengthen and improve the existing student loan programs for medical, osteopathic, dental, podiatry, pharmacy, optometric and nursing students, and for other purposes.
- H.R. 14644..... Public Law 89-752
 An Act to amend the Higher Education Facilities Act of 1963, the Higher Education Act of 1965, and the National Defense Education Act of 1958.
- S. 985..... Public Law 89-755
 Fair Packaging and Labeling Act.
- S. 2947..... Public Law 89-753
 Clean Water Restoration Act of 1966.
- S. 3008..... Public Law 89-749
 Comprehensive Health Planning and Public Health Services Amendments of 1966.
- S. 3298..... Public Law 89-756
 "Child Protection Act of 1966."
- S. 3708..... Public Law 89-754
 Demonstration Cities and Metropolitan Development Act of 1966.

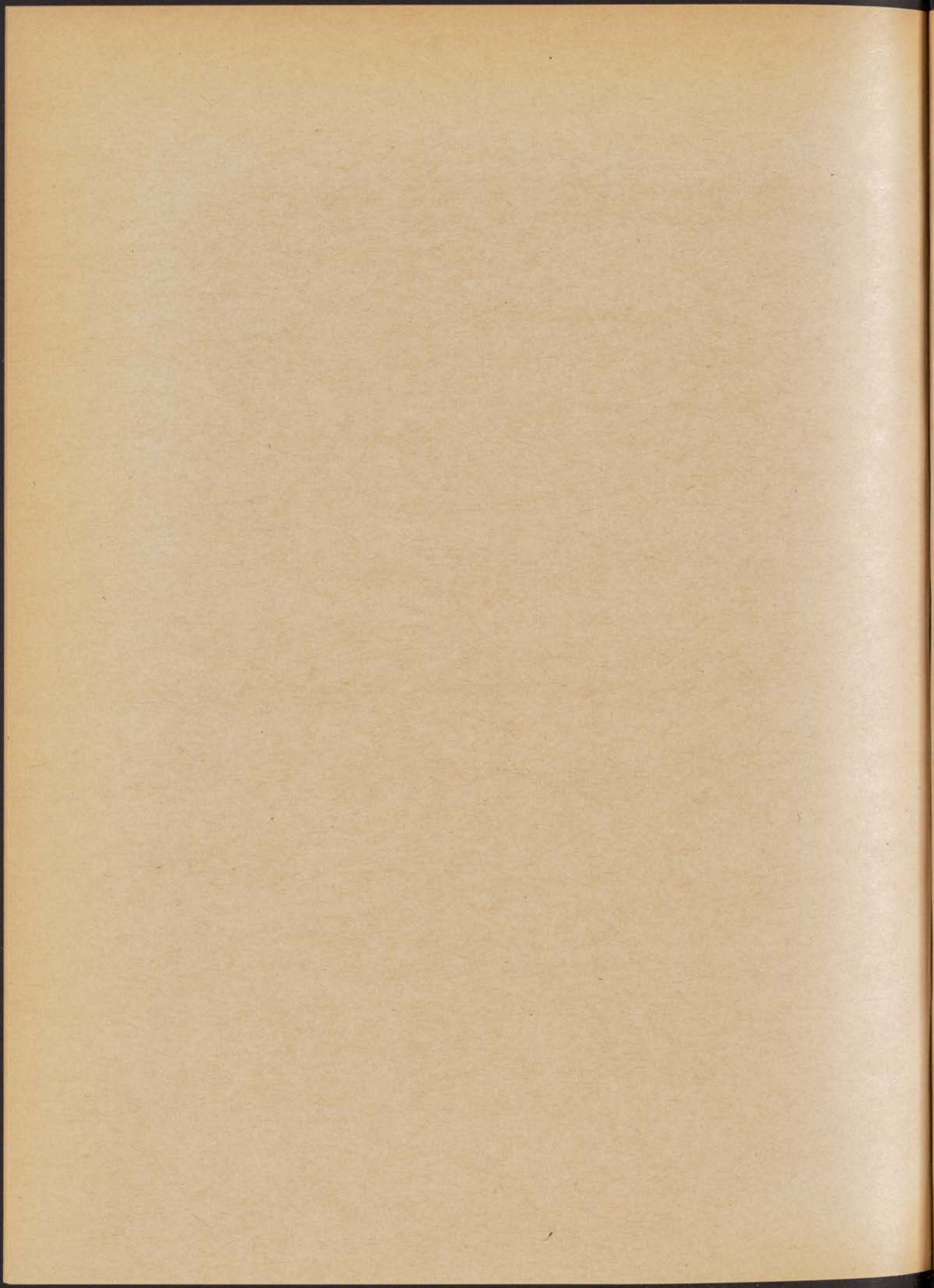
CUMULATIVE LIST OF PARTS AFFECTED—NOVEMBER

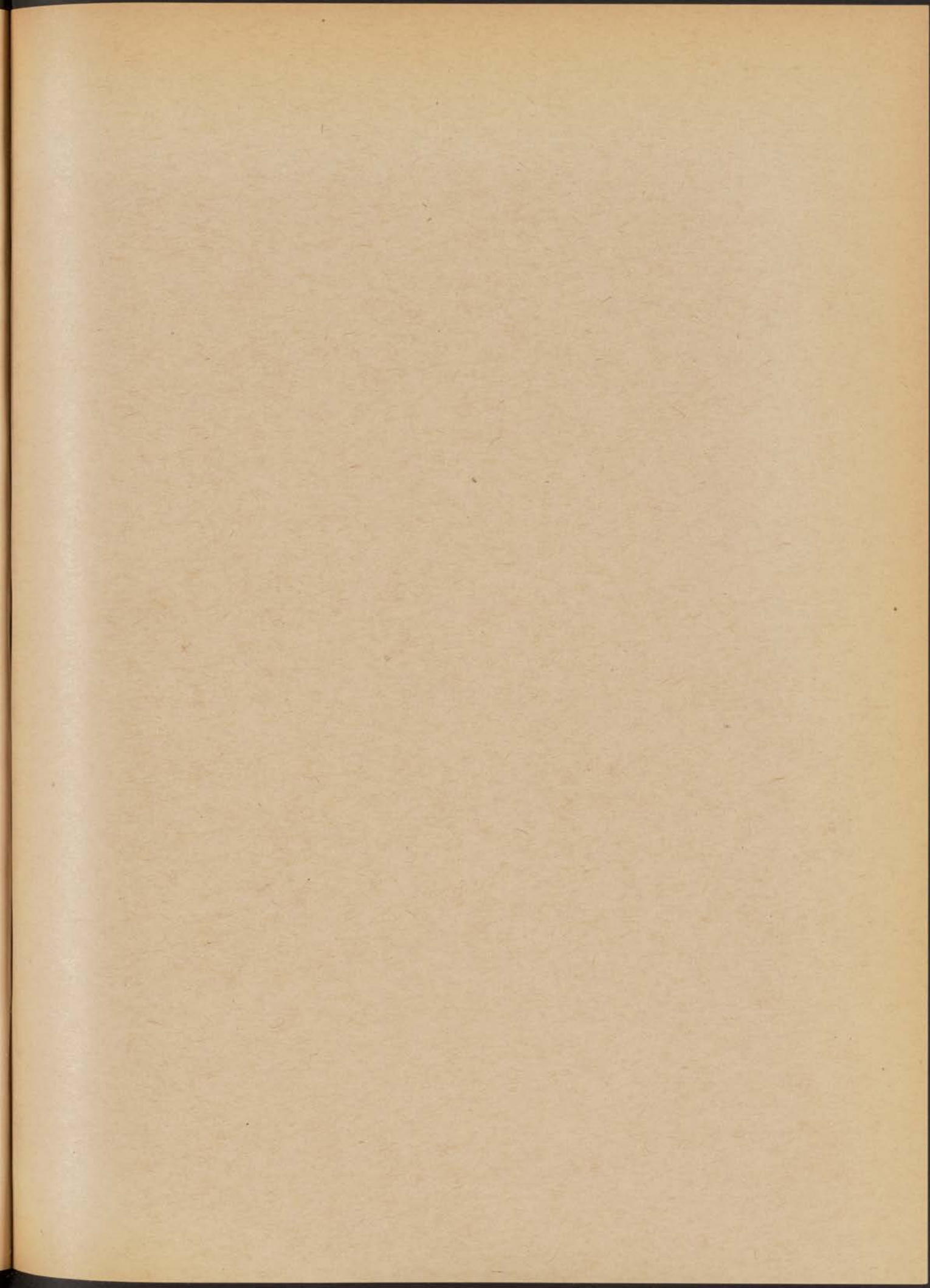
The following numerical guide is a list of the parts of each title of the Code of Federal Regulations affected by documents published to date during November.

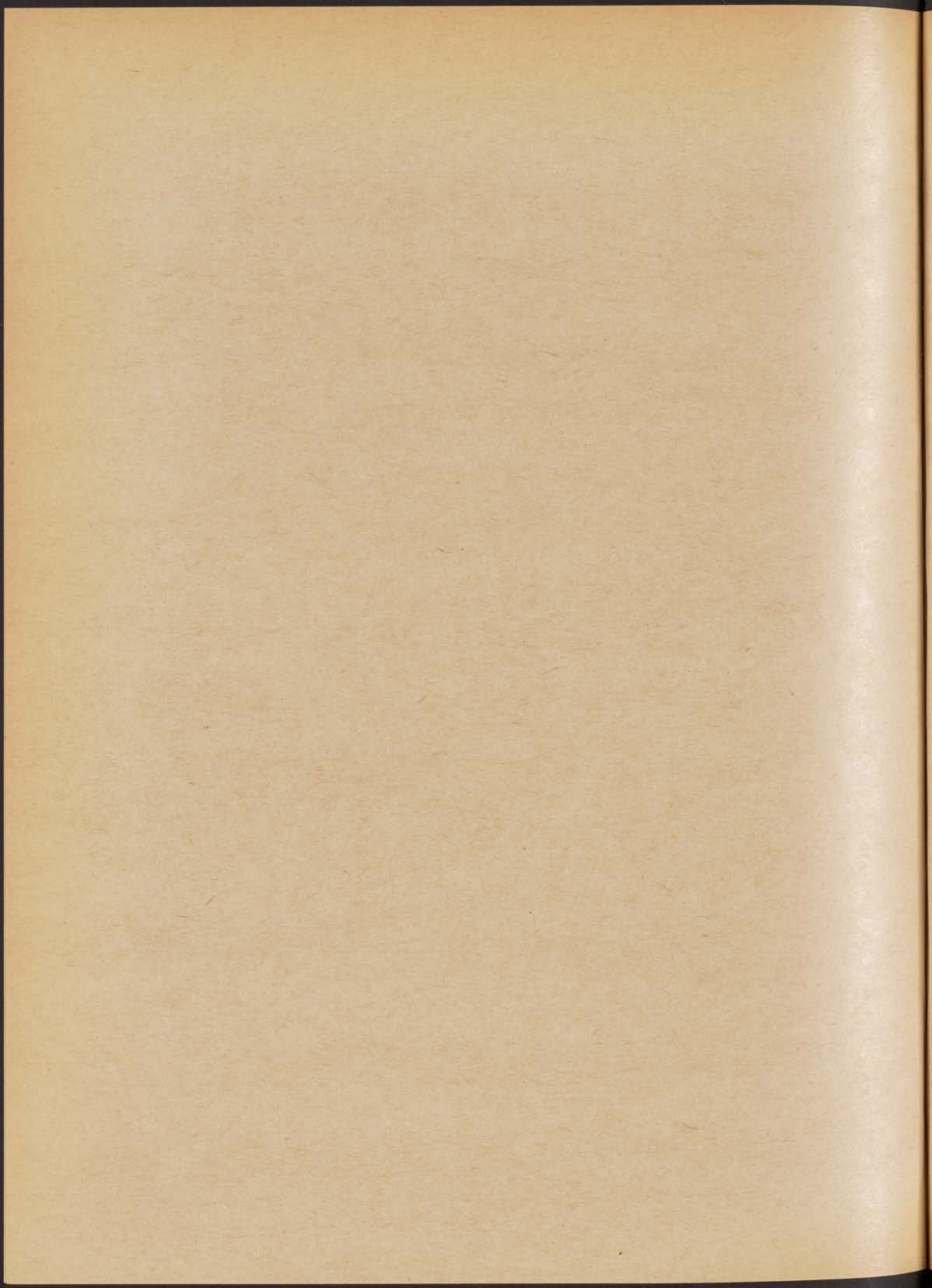
3 CFR	Page	10 CFR	Page	33 CFR	Page
EXECUTIVE ORDERS:		PROPOSED RULES:		204.....	13992, 14255
March 31, 1911 (revoked in		35.....	14317	207.....	14255
part by PLO 4113).....	13995	12 CFR		35 CFR	
5 CFR		208.....	13985	119.....	14269
213.....	13935, 14077, 14260	211.....	14259	37 CFR	
6 CFR		13 CFR		1.....	13944
Ch. III.....	14109	121.....	14311	38 CFR	
503.....	13940	14 CFR		3.....	13992
7 CFR		39.....	13985, 13986, 14312	21.....	13992
Ch. XVIII.....	14109	71.....	13940, 13987, 14260, 14261	41 CFR	
52.....	14249	73.....	13987	101-25.....	14260
61.....	13936	75.....	13940	42 CFR	
250.....	14297	95.....	13987	73.....	14000
401.....	14302, 14303	97.....	14262	43 CFR	
404.....	14304	99.....	13941	PUBLIC LAND ORDERS:	
706.....	13979	302.....	13942	5 (revoked in part by PLO	
719.....	14253	PROPOSED RULES:		4111).....	13995
722.....	13936, 14077, 14254	39.....	14005, 14006	1991 (revoked in part by PLO	
751.....	14254	73.....	14270	4110).....	13994
863.....	13937	17 CFR		4106.....	13993
907.....	14306	240.....	13990	4107.....	13994
909.....	13939	19 CFR		4108.....	13994
910.....	14307	1.....	14313	4109.....	13994
929.....	13984	4.....	13944	4110.....	13994
981.....	13984	25.....	14255	4111.....	13995
991.....	14077	21 CFR		4112.....	13995
1421.....	14307	19.....	13991	4113.....	13995
PROPOSED RULES:		148e.....	13991	44 CFR	
52.....	14081	22 CFR		710.....	13995
724.....	14002	201.....	14079	45 CFR	
913.....	14316	205.....	13993	703.....	13999
987.....	14004	25 CFR		47 CFR	
989.....	14081, 14316	PROPOSED RULES:		1.....	13999
1032.....	14028	221.....	13946	PROPOSED RULES:	
1050.....	14028	29 CFR		18.....	14007
1103.....	14081	102.....	14313	21.....	14318
1126.....	14316	1601.....	14255	73.....	14007
8 CFR		PROPOSED RULES:		49 CFR	
324.....	14078	505.....	14314	170.....	14080
327.....	14078	1207.....	13946	50 CFR	
328.....	14078	31 CFR		32.....	14080
329.....	14078	10.....	13992	33.....	14000
330.....	14078	500 (2 documents).....	13945	301.....	14256
332a.....	14078	515.....	13945		
499.....	14079				
9 CFR					
97.....	13939				
PROPOSED RULES:					
309.....	14005				
314.....	14005				

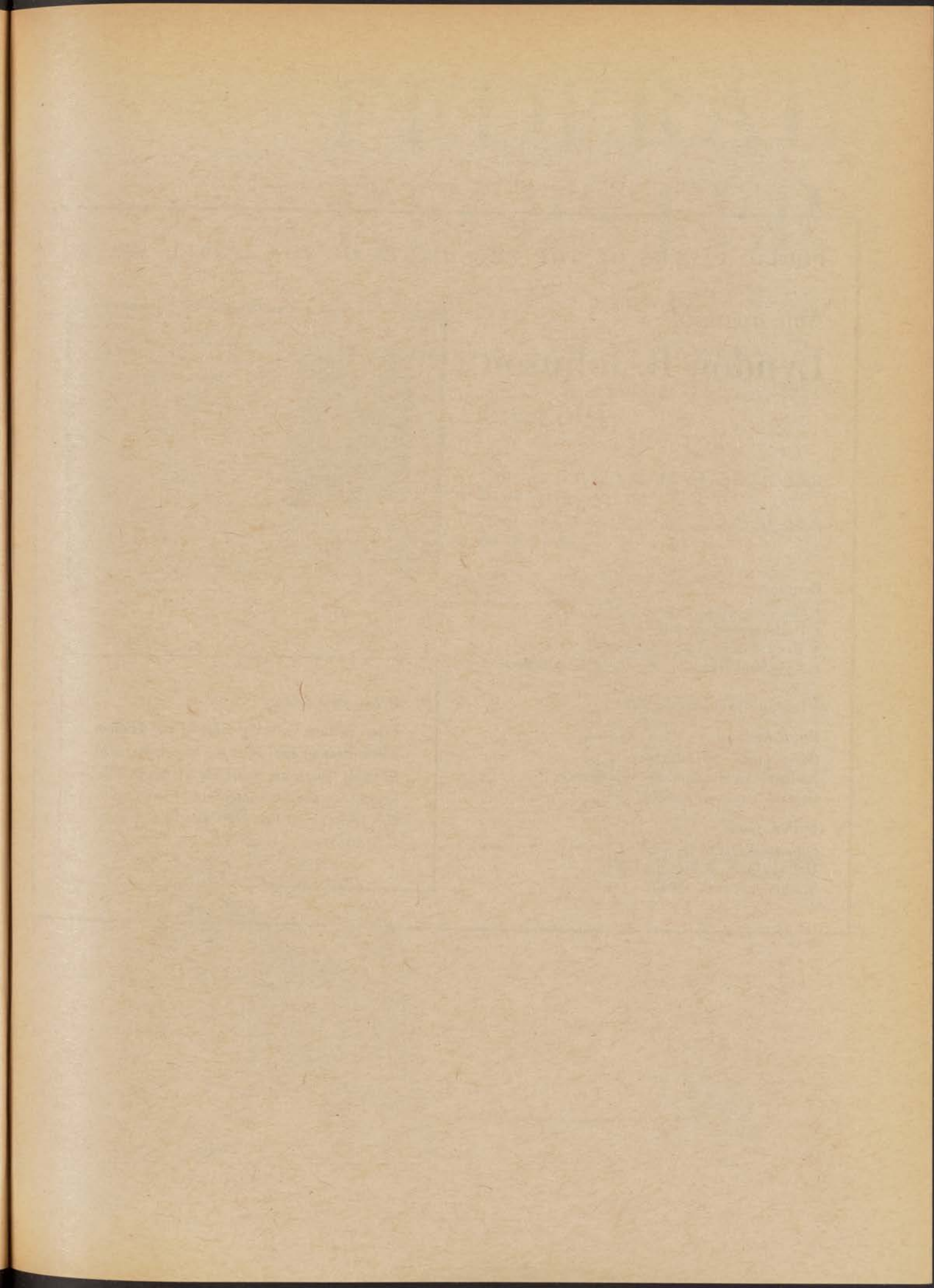












PUBLIC PAPERS OF THE PRESIDENTS OF THE UNITED STATES

Now available

Lyndon B. Johnson
1963-64

Book I (November 22, 1963 to June 30, 1964)
Price \$6.75

Book II (July 1, 1964 to December 31, 1964)
Price \$7.00

Contents

- Messages to the Congress
- Public speeches and letters
- The President's news conferences
- Radio and television reports to the American people
- Remarks to informal groups

Published by

Office of the Federal Register
National Archives and Records Service
General Services Administration

Order from

Superintendent of Documents
U.S. Government Printing Office
Washington, D.C. 20402



Prior volumes

Prior volumes covering most of the Truman administration and all of the Eisenhower and Kennedy years are available at comparable prices from the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402.