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SUBCHAPTER B—FARM MARKETING QUOTAS AND ACREAGE ALLOTMENTS

PART 730—RICE

Subpart—1967–68 Marketing Year

PROCLAMATIONS AND DETERMINATIONS WITH RESPECT TO MARKETING QUOTAS AND NATIONAL ACREAGE ALLOTMENT FOR 1967 CROP RICE, AND APPORTIONMENT OF 1967 NATIONAL ACREAGE ALLOTMENT OF RICE AMONG THE SEVERAL STATES

Sec.
730.1801 Basis and purpose.
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730.1803 National acreage allotment of rice for 1967.
730.1804 Apportionment of 1967 national acreage allotment of rice among the several States.

AUTHORITY: §§ 730.1801 to 730.1804 issued under secs. 301, 352, 353, 354, 375, 52 Stat. 38, 60, 61, 66, as amended; 7 U.S.C. 1301, 1352, 1353, 1354, 1375.

§ 730.1801 Basis and purpose.

(a) (1) Section 730.1802 is issued under and in accordance with sections 301 and 354 of the Agricultural Adjustment Act of 1938, as amended, to proclaim the total supply and normal supply of rice for the marketing year beginning August 1, 1966, and to proclaim that marketing quotas will be applicable to the 1967 crop of rice. Section 730.1803 is issued under and in accordance with sections 352 and 353 of the Agricultural Adjustment Act of 1938, as amended, to proclaim the national acreage allotment of rice for the calendar year 1967. Section 353(c)(6) of the act, as amended by section 301 of Public Law 85–835, 72 Stat. 994, provides that the national acreage allotment of rice for 1967 shall be not less than the total acreage allotted in 1956.

(2) Section 730.1804 is issued under and in accordance with section 353 of the Agricultural Adjustment Act of 1938, as amended, to apportion among the several States the national acreage allotment of rice for 1967 as proclaimed in § 730.1803 hereof. Section 353 of the act provides that the national acreage allotment of rice for 1967, less a reserve of not to exceed 1 per centum for apportionment to farms receiving inadequate allotments, shall be apportioned among the States in the same proportion that they shared in the total acreage allotted in 1956.

(3) Section 353(b) of the act, as amended by Public Law 85–443, authorizes the Secretary of Agriculture under certain circumstances to divide any State into two administrative areas to be designated "producer administrative area" and "farm administrative area", and provides that if any State is so divided into administrative areas the term "State acreage allotment" for the purposes of section 353 of the Agricultural Adjustment Act of 1938, as amended, shall be deemed to mean that part of the State acreage allotment apportioned to each administrative area.

(4) Section 353(c)(1) of the act, as amended by Public Law 85–443, provides that if any State is divided into administrative areas, the allotment for each area shall be determined by apportioning the State acreage allotment among counties as provided in section 353(c)(1) of the Agricultural Adjustment Act of 1938, as amended, and totaling the allotments for the counties in each such area. The acreage allotments for the "farm administrative area" and "producer administrative area" in the State of Louisiana which are set out in § 730.1804 were determined by apportioning the State acreage allotment for Louisiana among the counties in the State in the same proportion which each such county shared in the total acreage allotted in the State in 1956, as provided in section 353(c)(1) of the Agricultural Adjustment Act of 1938, as amended, and totaling the allotments for the counties in each such area.

(b) The findings and determinations made in §§ 730.1802, 730.1803, and 730.1804 have been made on the basis of the latest available statistics of the Federal Government. The findings in § 730.1802 show that marketing quotas are required for the 1967 crop of rice. The determinations made in § 730.1803 indicate the amount of the 1967 national acreage allotment of rice.

(c) Prior to taking action herein, public notice (31 F.R. 12952) was given in accordance with 5 U.S.C. 553, that the Secretary was preparing to determine whether marketing quotas are required for the 1967 crop of rice, to determine and proclaim the national acreage allotment of rice for 1967, and to apportion among the States the 1967 national acreage allotment of rice. No data, views, and recommendations were submitted pursuant to such notice.

(d) The Agricultural Adjustment Act of 1938, as amended, requires that the proclamation with respect to marketing quotas for the 1967 crop of rice be issued not later than December 31, 1966; that the referendum to determine whether farmers are in favor of or opposed to such quotas be held within 30 days after the issuance of the proclamation; and that insofar as practicable operators of farms be notified of their farm rice acreage allotments prior to the holding of the referendum. Therefore, it is necessary to waive the 30-day effective date provision of section 4 of the Administrative Procedure Act and such provision is hereby waived. Accordingly, the regulations in §§ 730.1801 to 730.1804, inclusive, shall become effective upon filing with the Director, Office of the Federal Register.

§ 730.1802 Marketing quotas on 1967 crop of rice.

The total supply of rice in the United States for the marketing year beginning August 1, 1966, is determined to be 93.7 million hundredweight (rough basis). The normal supply of rice for such marketing year is determined to be 91.6 million hundredweight. Since the total supply of rice for the 1966–67 marketing year exceeds the normal supply for such marketing year, marketing quotas shall be in effect on the 1967 crop of rice.

§ 730.1803 National acreage allotment of rice for 1967.

The normal supply of rice for the marketing year commencing August 1, 1967, is determined to be 82.7 million hundredweight (rough basis). The carryover of rice on August 1, 1967, is determined to be 9 million hundredweight. Therefore, the production of rice needed in 1967 to make available a total supply of rice for the 1967–68 marketing year equal to the normal supply for such marketing year is 73.8 million hundredweight. The national average yield of rice for the 5 calendar years, 1962 through 1966 is determined to be 4,056 pounds per planted acre. The national acreage allotment of rice for 1967 computed on the basis of the production of rice needed in 1967 and the national average yield per planted acre of rice for the 5 calendar years, 1962 through 1966, is 1,818,638 acres. Since this amount is more than the total acreage allotted in 1956, which is the minimum for 1967 provided by law, the national acreage allotment of rice for the calendar year 1967 shall be 1,818,638 acres.

§ 730.1804 Apportionment of 1967 national acreage allotment of rice among the several States.

The national acreage allotment proclaimed in § 730.1803, less a reserve of 672 acres, is hereby apportioned among the several rice-producing States as follows:

State		Acres
Arizona		252
Arkansas		439,019
California		329,822
Florida		1,053
Illinois		22
Louisiana:		
Farm administrative area	503,984	
Producer administrative area	18,651	
State total		522,635
Mississippi		51,354
Missouri		5,245
North Carolina		42

State	Acres
Oklahoma	164
South Carolina	3,132
Tennessee	569
Texas	464,657
Total apportioned to States	1,817,966
Unapportioned national reserve	672
U.S. total	1,818,638

Effective date. Date of filing with the Director, Office of the Federal Register.

Signed at Washington, D.C., on December 6, 1966.

JOHN A. SCHKITTKER,
Acting Secretary.

[F.R. Doc. 66-13235; Filed, Dec. 6, 1966; 1:28 p.m.]

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

[959.307]

PART 959—ONIONS GROWN IN SOUTH TEXAS

Limitation of Shipments

Notice of rule making with respect to a proposed limitation of shipments regulation to be made effective under Marketing Agreement No. 143 and Order No. 959 (7 CFR Part 959), both as amended, regulating the handling of onions grown in designated counties in South Texas, was published in the FEDERAL REGISTER, October 28, 1966 (31 F.R. 13862). This program is effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.).

This notice afforded interested persons an opportunity to file data, views, or arguments pertaining thereto not later than 30 days after publication. None was filed.

After consideration of all relevant matters, including the proposal set forth in the aforesaid notice which was recommended by the South Texas Onion Committee, established pursuant to the said amended marketing agreement and order, it is hereby found that the limitation of shipments regulation, as hereinafter set forth, will tend to effectuate the declared policy of the act.

§ 959.307 Limitation of shipments.

During the period beginning March 1, 1967, through June 15, 1967, no handler may (1) package or load onions on Sundays, or (2) handle any lot of onions grown in the production area, except red onions, unless such onions meet the grade requirements of paragraph (a) of this section, one of the applicable size requirements of paragraph (b) of this section, the container requirements of paragraph (c) of this section, and the inspection requirements of paragraph (f) of this section, or unless such onions are handled in accordance with the provisions of paragraphs (d) or (e) of this section.

(a) *Minimum grade.* Not to exceed 20 percent defects of U.S. No. 1 grade. In percentage grade lots, tolerances for serious damage shall not exceed 10 percent including not more than 2 percent decay. Double the lot tolerance shall be permitted in individual packages in percentage grade lots. Application of tolerances in U.S. Grade Standards shall apply to in-grade lots.

(b) *Size requirements.* (1) "Small"—1 to 2¼ inches in diameter, and limited to whites only;

(2) "Repacker"—1¾ to 3 inches in diameter, with 60 percent or more 2 inches in diameter or larger;

(3) 2 to 3½ inches in diameter; or

(4) "Jumbo"—3 inches or larger in diameter.

(c) *Container requirements.* (1) 25-pound bags, with not to exceed in any lot an average net weight of 27½ pounds per bag, and with outside dimensions not larger than 29 inches by 31 inches; or

(2) 50-pound bags, with not to exceed in any lot an average net weight of 55 pounds per bag, and with outside dimensions not larger than 33 inches by 38½ inches.

(3) These container requirements shall not be applicable to onions sold to Federal Agencies.

(d) *Minimum quantity exemption.* Any handler may handle, only as individual shipments and other than for resale, not more than 100 pounds of onions per day, in the aggregate, without regard to the requirements of this section or to the inspection and assessment requirements of this part.

(e) *Special purpose shipments and culls*—(1) *Experimental shipments.* Onions may be handled for experimental purposes as follows:

(i) Each handler desiring to make such shipments shall first apply to the committee for and obtain a certificate of privilege to make such shipments.

(ii) After obtaining an approved certificate of privilege, each handler may handle onions packed in 3- or 5-pound consumer size containers, or 50-pound cartons, if they meet the grade and size requirements of paragraphs (a) and (b) of this section and if they are handled in accordance with the reporting requirements established in subparagraph (2) of this paragraph on such shipments: *Provided*, That shipments of 3- and 5-pound containers shall not exceed 10 percent of a handler's total weekly onion shipments: *And provided further*, That shipments of 50-pound cartons shall not exceed 10 percent of a handler's total weekly onion shipments, of all onions allowed to be marketed under this section.

(iii) The average gross weight of master containers per lot, as computed by multiplying the number of packages therein by their weight classification, plus the weight of the master container, may not exceed 15 percent over the designated net contents.

(iv) The average net weight per lot of 50-pound cartons shall not exceed 55 pounds.

(2) *Reporting requirements for experimental shipments.* Each handler who handles such experimental shipments of onions shall report thereon to the committee on forms and at such times as the committee prescribes, as follows:

(i) The number of the inspection certificate showing the grade and size of onions so packed and the size container in which such onions were handled.

(ii) Prices received for each such shipment on a f.o.b. basis and prices paid to growers of such onions.

(iii) Any adjustments from the original sales price agreement for such onions on each shipment, with reasons therefor, and the final net prices paid to the grower of such onions.

(iv) Such other incidental and related information necessary to provide the foregoing data on prices received by growers, as requested by the committee.

(v) The time and location at which such shipment may be reinspected at destination.

Such reports, in accordance with § 959.80, shall be furnished to the committee in such manner or form and in such time as it may prescribe. Also, each handler of experimental shipments of onions shall maintain records of such marketings, pursuant to § 959.80(c). Such records shall be subject to review and audit by the committee to verify reports thereon.

(3) *Onions failing to meet requirements.* Onions failing to meet the grade, size, and container requirements of this section, and are not exempted under paragraph (d) of this section, may be handled only pursuant to § 959.126. Culls may be handled pursuant to § 959.126(a)(1). Shipments for relief or charity may be handled without regard to inspection and assessment requirements.

(f) *Inspection.* (1) No handler may handle any onions regulated hereunder (except pursuant to pars. (d) or (e)(3) of this section) unless an appropriate inspection certificate has been issued with respect thereto and the certificate is valid at the time of shipment.

(2) No handler may transport or cause the transportation of any shipment of onions by motor vehicle for which an inspection certificate is required unless each such shipment is accompanied by a copy of the inspection certificate applicable thereto or by documentary evidence on forms furnished by the committee identifying truck lots to which a valid inspection certificate is applicable and a copy of such inspection certificate or committee document, upon request, is surrendered to authorities designated by the committee.

(3) For purpose of operation under this part each inspection certificate or committee form required as evidence of inspection is hereby determined to be valid for a period not to exceed 72 hours following completion of inspection as shown on the certificate.

(g) *Definitions.* The term "U.S. No. 1" shall have the same meaning as set forth in the U.S. Standards for Bermuda-Granex-Grano Type Onions (§§ 51.3195–51.3209 of this title), or in the U.S. Standards for Grades of Onions (§§ 51.2830–51.2850 of this title), whichever is applicable to the particular variety. All other terms used in this section shall

have the same meaning as when used in Marketing Agreement No. 143, as amended, and this part.

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

Dated: December 6, 1966.

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

[F.R. Doc. 66–13260; Filed, Dec. 8, 1966; 8:48 a.m.]

Title 14—AERONAUTICS AND SPACE

Chapter I—Federal Aviation Agency

[Airspace Docket No. 66–WE–35]

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

Designation and Alteration of Federal Airways

On September 7, 1966, a notice of proposed rule making was published in the FEDERAL REGISTER (31 F.R. 11725) stating that the Federal Aviation Agency was considering alterations to the Part 71 of the Federal Aviation Regulations that would accomplish the following:

1. Designate a north alternate to V–4 from Burley, Idaho, 10 miles 1,200 feet AGL, 6,500 feet MSL INT Burley 344° T (326° M) and Boise, Idaho 104° T (085° M) radials, 59 miles, 10,500 feet MSL, 16 miles, 8,500 feet MSL, 1,200 feet AGL to Boise excluding the airspace between V–4 and this north alternate.

2. Extend V–138 from Boise, 22 miles, 1,200 feet AGL, 16 miles, 8,500 feet MSL, 84 miles, 10,500 feet MSL, 1,200 feet AGL to Pocatello, Idaho.

3. Extend V–293 from Twin Falls, Idaho, 29 miles, 1,200 feet AGL, 36 miles, 8,700 feet MSL, 81 miles, 11,300 feet MSL, 9,900 feet MSL to McCall, Idaho.

4. Extend V–484 from Salt Lake City, Utah, 56 miles, 1,200 feet AGL, 79 miles, 10,500 feet MSL, 1,200 feet AGL to Twin Falls.

Interested persons were afforded an opportunity to participate in the rule making through the submission of comments. The Air Transport Association of America endorsed the proposals. No other comments were received.

Subsequent to publication of the notice, flight inspection data regarding minimum en route altitudes, minimum crossing altitudes, minimum obstruction clearance altitudes and change-over points, have been received which requires minor alterations to the notice as related to the proposed airway floors. Such action is taken herein.

Since the minor alterations made are in the interest of safety, the Administrator has determined that notice and public procedure thereon are impractical.

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended effective 0001 e.s.t., February 2, 1967, as hereinafter set forth.

Section 71.123 (31 F.R. 2009, 6585, 6791, 7171, 7556, 7610, 8747, 8910, 10025) is amended as follows:

1. In V–4 "Burley 290° radials;" is deleted and "Burley 290° radials, including an N alternate from Boise, 21 miles, 12 AGL, 28 miles 90 MSL, 95 MSL INT Boise 104° and Burley 344° radials, 12 AGL Burley, excluding the airspace between the main and this alternate airway;" is substituted therefor.

2. In V–138 "From Riverton, Wyo.," is deleted and "From Boise, Idaho, 21 miles 12 AGL, 28 miles 90 MSL, 48 miles 95 MSL, 25 miles 75 MSL, 12 AGL Pocatello, Idaho. From Riverton, Wyo.," is substituted therefor.

3. V–293 is amended to read as follows:

V–293 From Ely, Nev., 125 MSL Elko, Nev. From Twin Falls, Idaho, 37 miles 12 AGL, 33 miles, 87 MSL, 76 miles 113 MSL, 99 MSL McCall, Idaho.

4. In V–484 "From Salt Lake City, Utah, via" is deleted and "From Twin Falls, Idaho 49 miles 12 AGL, 34 miles 114 MSL, 12 AGL Salt Lake City, Utah;" is substituted therefor.

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

Issued in Washington, D.C., on December 1, 1966.

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

[F.R. Doc. 66–13225; Filed, Dec. 8, 1966; 8:45 a.m.]

[Airspace Docket No. 66–SO–82]

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

Alteration of Transition Area

On October 25, 1966, a notice of proposed rule making was published in the FEDERAL REGISTER (31 F.R. 13725) stating that the Federal Aviation Agency was considering an amendment to Part 71 of the Federal Aviation Regulations that would alter the Shelbyville, Tenn., transition area.

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

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective 0001 e.s.t., February 2, 1967, as hereinafter set forth.

In § 71.181 (31 F.R. 2149) the Shelbyville, Tenn., transition area is amended to read:

SHELBYVILLE, TENN.

That airspace extending upward from 700 feet above the surface within a 10-mile radius of Bomar Field (latitude 35°33'44" N., longitude 86°26'33" W.); within 5 miles N and 8 miles S of the Shelbyville VOR 272° radial extending from the VOR to 12 miles W; within 5 miles E and 8 miles W of the Shelbyville VOR 196° radial extending from the VOR to 12 miles S.

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

Issued in East Point, Ga., on November 30, 1966.

WILLIAM M. FLENER,
Acting Director, Southern Region.

[F.R. Doc. 66–13226; Filed, Dec. 8, 1966; 8:46 a.m.]

[Airspace Docket No. 66–WE–69]

PART 73—SPECIAL USE AIRSPACE

Alteration of Restricted Area

The purpose of this amendment to § 73.25 of the Federal Aviation Regulations is to change the using agency of the Offshore of California Restricted Area R–2518 from "Commander, 11th Naval District, San Diego, Calif." to "Officer in Charge, Fleet Air Control and Surveillance Facility, San Diego, Calif."

The Department of the Navy has advised the Federal Aviation Agency that the using agency of R–2518 has been changed as stated above. Accordingly, action is taken herein to reflect this change.

Since this amendment will impose no burden on the public, notice and public procedure hereon are unnecessary and it may be made effective immediately.

In consideration of the foregoing, Part 73 of the Federal Aviation Regulations is amended, effective upon publication, as hereinafter set forth.

In § 73.25 (31 F.R. 2299), Restricted Area R–2518 is amended by deleting from the text "Using Agency. Commander, 11th Naval District, San Diego, Calif." and substituting therefor "Using Agency. Officer in Charge, Fleet Air Control and Surveillance Facility, San Diego, Calif."

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

Issued in Washington, D.C., on December 1, 1966.

WILLIAM E. MORGAN,
Acting Director, Air Traffic Service.

[F.R. Doc. 66–13227; Filed, Dec. 8, 1966; 8:46 a.m.]

Title 32—NATIONAL DEFENSE

Chapter VI—Department of the Navy

SUBCHAPTER C—PERSONNEL

PART 713—NAVAL RESERVE AND MARINE CORPS RESERVE

Subpart B—Marine Corps Reserve

MISCELLANEOUS AMENDMENTS

Scope and purpose. Subpart B, entitled "Marine Corps Reserve," is updated in accordance with current Marine Corps directives.

1. Section 713.603 is revised to read as follows:

§ 713.603 Procurement of military personnel.

(a) *Responsibility of Directors of Marine Corps Districts.* Directors of Marine Corps Districts are responsible for the external procurement of applicants, including applicants for officer candidate programs, for service in the Regular Marine Corps and Marine Corps Reserve,

except for aviation units of the Marine Corps Reserve.

(b) *Responsibility of the Commanding General, Marine Air Reserve Training Command.* The Commanding General, Marine Air Reserve Training Command, is responsible for the procurement of applicants for service in aviation units of the Marine Corps Reserve.

2. Section 713.606 is amended by deleting paragraph (c).

§ 713.606 Recall of members of the Marine Corps Reserve.

* * * * *

(c) [Deleted]

* * * * *

3. Section 713.608 is revised to read as follows:

§ 713.608 Marine Corps Districts.

(a) Marine Corps Districts are those activities which:

(1) Have a primary mission to support the Marine Corps Reserve.

(2) Have a primary mission to administer the Marine Corps recruiting program.

(3) Have a dual mission of supporting the Reserve and administering the recruiting program.

(b) Marine Corps Districts shall be organized to enlist, administer, train, and otherwise support individuals and units of the Marine Corps Reserve as specified in their individual missions assigned by the Commandant of the Marine Corps.

(c) Marine Corps Districts are established by the Commandant of the Marine Corps. Each district is commanded by a director who is responsible to the Commandant for all reserve and recruiting service matters within his assigned area.

4. Section 713.609 is deleted, and new §§ 713.609 and 713.610 are inserted to read as follows:

§ 713.609 Composition of the Marine Corps Reserve.

(a) *Categories.* The Marine Corps Reserve, by law, is composed of:

(1) The Ready Reserve which consists of those units and members liable for active duty in time of war, national emergency proclaimed by the President or declared by the Congress, or when otherwise authorized by law.

(2) The Standby Reserve which consists of those members, other than those in the Ready Reserve or Retired Reserve, who are liable for active duty only in time of war or national emergency declared by the Congress, or when otherwise authorized by law.

(3) The Retired Reserve which consists of those members whose names are carried on a retired list pursuant to 10 U.S.C. 274.

(b) *Classes.* As an administrative aid and to facilitate recall of reservists, the Marine Corps Reserve is further divided into the following classes.

(1) Class II, Organized Marine Corps Reserve is composed of those members of the Ready Reserve who are also members of Organized Marine Corps Reserve units. It provides organizations to train individuals in time of peace for immediate mobilization in the event of a national emergency or war. Organized Marine Corps Reserve units shall conform, as far as practicable, in organization, training, and equipment with corresponding units of the Regular Establishment.

(2) Class III, Volunteer Marine Corps Reserve is composed of those members of the Ready Reserve who do not belong to Organized Marine Corps Reserve units, and all members of the Standby Reserve. It provides additional trained personnel, including specialists and technicians, for complete mobilization in the event of a national emergency or war.

§ 713.610 Requests of Marine Corps Reservists (Inactive) for permission to leave the United States or its territorial possessions.

(a) *Purpose.* To promulgate instructions concerning Marine Corps Reservists (Inactive) leaving the United States or its territorial possessions.

(b) *Policy.* (1) Members of the Marine Corps Reserve, not on active duty, who desire to leave the United States or its territorial possessions must submit a request in writing to one of the following officers for approval:

(i) The Commanding General, Marine Air Reserve Training Command, in the cases of all Class II aviation personnel.

(ii) The appropriate District Director in the case of Class II ground reservists.

(iii) The Commanding Officer, Marine Corps Reserve Data Services Center, in the case of all other reservists.

(2) Members of the Marine Corps Reserve may visit countries, for which a passport is not required, for a period not in excess of thirty (30) days without being required to obtain permission from any Marine Corps activity.

(3) Members of the Marine Corps Reserve employed on U.S. merchant vessels or American-owned vessels under friendly foreign registry, or engaged in flying aircraft of commercial airlines of the United States will not be required to obtain permission to leave the United States or its territorial possessions while following their professions.

(c) *Procedures.* (1) Requests for permission to leave the United States or its territorial possessions will include the following information:

(i) Date of departure.

(ii) Duration of absence.

(iii) Purpose of trip.

(iv) Address while outside the United States or its territorial possessions.

(v) Requests for travel to Europe will include the following statement:

I will not travel to or through the Soviet Zone of Germany under circumstances where such travel would require me to accept a visa from the so-called German Democratic Republic. I understand the prohibition against travel to East Germany is not applicable to (1) air travel to Tempelhof Airport in West Berlin, or (2) travel between the Federal Republic and Berlin under official orders authorizing travel on the Allied military trains or over the Helmstedt-Berlin Autobahn since such travel does not require a visa.

(2) Requests from personnel under orders or awaiting orders to extended active duty will be forwarded to the Commandant of the Marine Corps (Code AF) for approval.

(3) Upon receipt of a request for permission to leave the United States or its territorial possessions, the Commanding General, Marine Air Reserve Training Command, the District Director, or the Commanding Officer, Marine Corps Reserve Data Services Center, may grant such permission, by letter, in the form prescribed in paragraph (e) of this section, retaining a copy thereof as a record of the foreign address and dates involved. Two copies of this letter will be forwarded to the Commandant of the Marine Corps (Code DG), one copy to the Commandant of the appropriate Naval District, and two copies to the appropriate Naval Investigative Service Office.

(4) When it appears that a Class II Reservist intends to reside permanently outside the United States (120 days or more), he should be transferred to Class III and to the rolls of the Marine Corps Reserve Data Services Center. When this reservist returns to the United States, he will notify the Commanding Officer, Marine Corps Reserve Data Services Center, of his status and mailing address. The Commanding Officer, Marine Corps Reserve Data Services Center, will notify the Commanding Officer of the appropriate Naval Investigative Service Office of the reservist's return to the United States.

(d) *Conduct of reservists residing or visiting outside the United States.* The following conditions govern the conduct of a member of the Marine Corps Reserve while residing or visiting outside the United States or its territorial possessions:

(1) He must report in person or by letter to the nearest Naval Attache in all countries visited.

(2) He must not wear the uniform of the U.S. Marine Corps except when performing active duty or active duty for training.

(3) By law (10 U.S.C. 1032), no member of the Marine Corps Reserve is permitted to accept employment in a capacity which is directly or indirectly under the control of any foreign government without prior approval from the Secretary of the Navy. Requests for permission to accept such employment will be addressed to the Commandant of the Marine Corps (Code AFC).

(e) *Sample letter for granting permission to leave the United States.*

From: Commanding General, Marine Air Reserve Training Command (District Director or Commanding Officer, Marine Corps Reserve Data Services Center).
To: Captain John R. DOE 000000/0000 USMCR.
Via: Unit Commanding Officer (if a member of Class II).
Subj: Permission to leave the United States while in an inactive status.
Ref: (a) Capt DOE's ltr of June 29, 1966.

1. There is no objection to your leaving the United States while in an inactive status as requested in reference (a).

2. You have given your address and probable dates of absence as:

c/o Meme Grade Oil Co., Caracas, Venezuela, S.A.—August 1, 1966–December 31, 1967.

3. *(Use this paragraph only if it appears that the Class II reservist intends to reside permanently outside the United States.)* Since it appears that your absence abroad will be of prolonged (or indefinite) duration, your records are being transferred to the Commanding Officer, Marine Corps Reserve Data Services Center, 1500 East Bannister Road, Kansas City, Mo. 64131. Please notify the Commanding Officer, Marine Corps Reserve Data Services Center, of any future change of address.

4. Upon your return to the United States you will immediately notify the Commanding General, Marine Air Reserve Training Command, or the Commanding Officer (Code RP), Marine Corps Reserve Data Services Center, of the date of arrival and your current home address. *(Note: Use appropriate unit titles and address in case of reservists who are not transferred to the Marine Corps Reserve Data Services Center.)*

5. You are advised that:

a. When residing in a foreign country for an indefinite period, members of the Marine Corps Reserve must report their address to the nearest United States Naval Attache and keep him informed of any change of address.

b. The uniform of the United States Marine Corps will not be worn outside the United States and its territorial possessions.

c. By law, no member of the Marine Corps Reserve is permitted to accept employment in a capacity which is directly or indirectly under the control of any foreign government, without prior approval from the Commandant of the Marine Corps.

R. C. Doe

Copy to:
CMC (Code DG) COM (Appropriate NavDist) Appropriate NavInvServO.

5. Section 713.612 is amended by revising paragraph (b)(1)(i) and (ii) to read as follows:

§ 713.612 **Inactive duty training.**

* * * * *

(b) *Responsibility.* (1) * * *

(i) Inactive-duty training conducted by or in connection with an Organized Marine Corps Reserve unit shall be the responsibility of the Commanding Officer of the unit. For ground units such responsibility shall be exercised under the supervision of the Director of the Marine Corps District in which the unit is located. For aviation reserve units such responsibility shall be exercised under the supervision of the Commanding General, Marine Air Reserve Training Command.

(ii) All other inactive-duty training programs shall be administered by the Commanding Officer, Marine Corps Reserve Data Services Center.

* * * * *

6. Section 713.613 is amended by deleting paragraph (a).

§ 713.613 **Active duty for training.**

(a) *Definition.* [Deleted]

* * * * *

7. Part 713 is amended by adding the following sections:

§ 713.614 **Marine Corps Reserve Data Services Center.**

The Marine Corps Reserve Data Services Center has the following responsibilities:

(a) Has primary responsibility to collect, process, and accomplish all the functions associated with data processing as pertains to a centralized Reserve Personnel Accounting System.

(b) Has primary responsibility to perform all functions related to the pay of Organized Marine Corps Reserve members for drills attended.

(c) Has primary responsibility to perform all related custodial and administrative functions in connection with Class III reserve personnel field records and to coordinate such administration with the Marine Corps District Directors and the Commanding General, Marine Air Reserve Training Command.

(d) Has additional responsibility to perform such other functions as may be assigned by the Commandant of the Marine Corps.

§ 713.615 **Marine Air Reserve Training Command.**

The Marine Air Reserve Training Command coordinates and directs all training for units and personnel of the Marine Air Reserve in order to augment the Naval Establishment with a 4th Marine Aircraft Wing, or with lesser increments and other supporting forces upon partial or full mobilization, within times prescribed by current mobilization plans.

SPECIAL ENLISTMENT PROGRAM IN THE MARINE CORPS RESERVE

§ 713.631 **General information concerning the special enlistment program.**

(a) The special enlistment program approved and established for the Marine Corps Reserve consists of the 6-month training program, component/class Reserve status code "K."

(b) The contents of §§ 713.631–713.641 are applicable only to male accessions to the Marine Corps Reserve.

(c) The instructions contained in the Recruiting Service Manual, U.S. Marine Corps (Marine Corps Order P1100.61), are applicable to enlistments into this program except as otherwise provided in §§ 713.631–713.641.

(d) Applicants for this program must execute a Statement of Understanding (Form NAVMC 10480–DR as prescribed by par. 15078 of the Marine Corps Personnel Manual) and must be fully cognizant of and agree to fulfill all of the requirements contained therein. Further, assignments to the initial period of active duty for training must be made in accordance with the criteria outlined in the appropriate Statement of Understanding.

(e) The term "initial period of active duty for training" as used in §§ 713.631–713.641 refers to the 6-month period of active duty for training required to be performed by reservists concerned.

(f) Detailed information concerning reemployment rights is contained in the current edition of Marine Corps Order 1740R.8.

§ 713.632 **Special enlistment instructions for the 6-month training program.**

(a) Term of enlistment shall be 6 years for 17 through 25 (up to 26) age group, component/class Reserve status code "K." Enlistment of individuals with one dependent is authorized.

(b) Individuals entering the reserve component under this program requiring entry on active duty for training shall enter on active duty for training with minimum practicable delay after enlistment. The delay shall not exceed 120 days except as follows:

(1) Individuals enlisting for billets requiring security clearance for access to or work with classified military information or equipment may be delayed to the extent necessary to accomplish the required clearances.

(2) Individuals with special qualifications enlisted to fill billets requiring highly specialized skills for which appropriate formal training courses are offered only infrequently may be delayed to the extent necessary to insure that the enlistee pursues the proper course commensurate with his qualifications and the requirements of the billet for which enlisted.

(3) Delay for personnel under subparagraph (1) or (2) of this paragraph shall not exceed a period of 1 year and shall not be utilized for the purpose of stockpiling personnel.

(c) Personnel who have completed formal recruit training at a Marine Corps Recruit Depot and personnel who have had any service prior to August 10, 1955, are not eligible for enlistment.

§ 713.633 **Procurement.**

Enlistment quotas for the 6-month training program are prescribed in current directives.

§ 713.634 **Promotion.**

Promotion procedures are the same as those prescribed for other enlisted reservists except that these reservists will not be eligible for promotion until they have commenced their initial period of active duty for training. Personnel engaged in their initial period of active duty for training are considered to be on extended active duty for promotion purposes.

§ 713.635 **Pay instructions.**

Entitlement to pay and allowances and procedures for handling pay accounts of members of the Marine Corps Reserve are contained in the Navy Comptroller Manual, volume 4, chapter 4, and the current edition of Marine Corps Order 7220R.17. Paragraph 044737 of Marine Corps Order P7300.8, Financial Accounting Manual, or revision thereof, contains specific provisions for all special active-duty training programs. § 713.641 reiterates some of the provisions in general terms for the convenience of recruiting officers and noncommissioned officers in explaining this program.

§ 713.636 **Administrative instructions for the 6-month training program.**

(a) *Enlistments.* (1) Enlistments will be accomplished only by Organized Marine Corps Reserve units (ground and air). Personnel may be enlisted subject to the restrictions imposed in the appropriate statement of understanding and § 713.632. Applicants who obviously

cannot participate in the drill pay status program by reason of occupation, distance, or availability will not be enlisted.

(2) Screening of applicants for enlistment will be accomplished by administering the Applicants Qualification Test. A minimum score of 45 (AQT 8) or 44 (AQT 9) will determine the eligibility for enlistment. The aforementioned are raw scores.

(3) Prior to administering the oath of enlistment, personnel will be required to read and sign the statement of understanding prescribed in Chapter 15 of the Marine Corps Personnel Manual (MCO P5000.3).

(b) *Designation for record keeping.* Upon enlistment in the 6-month training program, personnel shall be indicated in all personnel records and official correspondence by the component/class Reserve status code "K," as appropriate, e.g., John J. ADAMS, 1234567 USMCR (K).

(c) *Membership in Organized Marine Corps Reserve.* Between the date of enlistment and date of reporting for the initial period of active duty for training, personnel shall be joined on the rolls of the unit and will be considered for all purposes as members of that unit. Upon assignment to the initial period of active duty for training, the individual shall be dropped from the unit rolls. In this connection, the law and policy envision that, upon completion of this period of active duty for training, the individual shall be released from such training and transferred by endorsement to basic orders back to the unit from which ordered to training. (See § 713.638(b) for exception.)

(d) *Orders to initial period of active duty for training.* (1) Order ground personnel from the 8th (less the 4th Reconnaissance Battalion, Company C, 4th Anti-Tank Battalion and 3d Amphibian Tractor Company), 9th, 12th and 14th Marine Corps Districts to Marine Corps Recruit Depot, San Diego, Calif. Order ground personnel from the 1st, 4th, and 6th Marine Corps Districts, 4th Reconnaissance Battalion, Company C, 4th Anti-Tank Battalion and 3d Amphibian Tractor Company of the 8th Marine Corps District to Marine Corps Recruit Depot, Parris Island, S.C. Exceptions to the foregoing are authorized pursuant to the requirements set forth in Marine Corps Orders in the 1571R series (Technical Training Program).

(2) Personnel enlisted in Organized Marine Aviation units shall be ordered to a Marine Corps Recruit Depot as directed by the Commanding General, Marine Air Reserve Training Command. To the extent possible, Marine Air Reserve Training Command recruits should be equally distributed between the two Marine Corps Recruit Depots.

(3) The initial period of active duty for training shall commence on the date the individual commences necessary travel in conjunction with such orders.

(4) Personnel shall be directed to perform the travel en route in civilian clothing.

(e) *Physical examination.* An additional physical examination will not be required for assignment to active duty for training; reservists will be examined within 10 days after reporting to their training station.

(f) *Transportation and subsistence.* (1) Marine Corps Reserve units shall be governed by the provisions of the Marine Corps Transportation Manual (MCO P4600.7) when procuring commercial transportation.

(2) Personnel concerned are not authorized to travel by privately owned vehicles, nor to have private vehicles with them while on training duty, except as provided in subparagraph (3) of this paragraph. Transportation to and from the initial period of active duty for training will be directed by Government transportation where possible, and otherwise will be procured by U.S. Government Transportation Request, Standard Form 1169. Training Commands are authorized and encouraged to use chartered commercial carriers to central breaking points for groups who can be released at the same time and are traveling to the same general area.

(3) As an exception to the rule set forth in subparagraph (2) of this paragraph, the use of privately owned vehicles for any period of the initial active duty for training performed at the parent reserve organization's training center may be authorized at the discretion of the Commanding Officer/Inspector-Instructor.

(4) All subsistence required by individuals traveling on Government Transportation Requests shall be procured on Government Meal Tickets (DD Form 652).

(g) *Copy of orders to initial period of active duty for training.* A complete copy of the orders will be inserted in the service record book of the individual reservist prior to forwarding to the Marine Corps Recruit Depot. A complete copy of orders for each individual concerned will be forwarded to the Commandant of the Marine Corps (Code DGH).

(h) *Date of reporting.* Personnel may be assigned to initial active duty for training at any time during the month; members of ground units, however, will be shipped with regular Marine Corps recruits from the same district. Aviation personnel will be ordered to report as directed by the Commanding General, Marine Air Reserve Training Command.

(i) *Assignment to recruit platoons.* (1) The Commandant of the Marine Corps considers it most unsatisfactory for recruit companies or platoons to be composed solely of 6-month training program personnel except those enlisted in a certain locality for the purpose of training as a group. Trainees reporting individually or in small groups are to be integrated into the regular recruit platoons when at all possible without delaying commencement of training.

(2) Personnel enlisted as a group for the purpose of training as a group should be kept together during their training to the extent the exigencies of the service permit. If the group consists of enough men to form a platoon, this should be done. Smaller groups should be integrated as a group into a regular recruit platoon.

(j) *Leave.* (1) Six-month trainees, during their initial period of active duty for training, are entitled to the same leave benefits as other members of the Armed Forces, including lump-sum leave settlement for unused leave upon release to inactive duty (par. 15119 of the Marine Corps Personnel Manual (MCO P5000.3) and par. 044174–3 of the Navy Comptroller Manual apply).

(2) Fifteen days of leave will be granted to trainees at a time to be determined by the commander of the particular training organization to which the trainee is assigned and at a time which will least interfere with the scheduled training program.

(3) Trainees should be granted leave during the Christmas-New Year holiday leave period if this period falls after the recruit training phase of the 6-month program. This flexibility is instituted for the purpose of providing the maximum amount of training to the individual during his brief training period.

(k) *Death and disability benefits.* Procedures for the administrative handling of benefits in cases of 6-month trainees who die or are disabled in the line of duty from injury or disease are contained in the Marine Corps Personnel Manual (MCO P5000.3).

(l) *Release from initial period of active duty for training and reassignment to Organized Marine Corps Reserve.* Six-month trainees who have completed training requirements contained in § 713.640 and for whom no profitable training employment remains may be released from initial active duty for training after completion of 5 months of initial active duty for training. In any event, it is anticipated that these personnel who do not take leave normally will complete their training requirements in no more than 5½ months. All personnel in this program, other than those retained in accordance with paragraph (m) of this section, must be released in sufficient time to complete authorized travel within 6 months from the date they were assigned to their initial period of active duty for training. The latest date of release will be determined by adding to 1630 hours on the date of detachment from the last duty station, the travel time authorized to the place from which the reservist was ordered to his initial period of active duty for training, and the earliest date of release will be controlled by the completion of the training requirements contained in § 713.640. Travel time will be computed in accordance with the Navy Comptroller Manual, volume 4, chapter 4, and without regard to actual performance of travel. As paragraph (f)(2) of this section does not authorize 6-month trainees to travel by privately owned vehicles, travel time upon release from active duty for training will not be based on this mode of transportation.

(m) *Retention beyond date due for release.*—(1) *Involuntary retention.* (i) A trainee who is hospitalized or undergoing medical treatment when due for

release will be handled in accordance with chapter 13, part J, of the Marine Corps Personnel Manual (MCO P5000.3). If a reservist has been issued a Notice of Eligibility for Disability Benefits to cover a specific period which is in excess of the normal initial period of active duty for training, every effort should be made to complete administrative processing in order that the reservist can depart from the training activity on the terminal date indicated in the Notice of Eligibility.

(ii) Personnel shall not be retained on the initial period of active duty for training for the purpose of being a witness before a court-martial or investigating body. In appropriate cases, depositions should be obtained, taking into account the limitations upon their use in court-martial proceedings, or resort should be made to the use of subpoenas of witnesses no longer subject to military orders, to insure release in accordance with §§ 713.631–713.641. Personnel shall be retained pending completion of necessary proceedings as described below in this subdivision:

(*a*) If they are the accused in court-martial proceedings, including investigation, awaiting trial, serving sentence, or awaiting review (except those requesting discharge under the provisions of § 719.128 of this chapter); or

(*b*) If they have a suspended court-martial sentence and proceedings to vacate the suspension have been instituted; or

(*c*) If they have been designated a party to an investigative body; or

(*d*) If reasonable grounds for believing they have committed an offense exist and an inquiry into the matter has been ordered.

(iii) Indebtedness to the Government shall not be a bar to release.

(iv) When it is anticipated that retention shall exceed 30 days, this fact shall be reported to the Commanding General, Marine Air Reserve Training Command, or the appropriate District Director, with a copy to the Commanding Officer, Marine Corps Reserve Data Services Center (DP).

(v) Persons retained in accordance with these provisions shall be retained in current status for the convenience of the Government.

(vi) Instructions for computing, recording, and reporting time lost which must be made good are contained in the Marine Corps Personnel Manual (MCO P5000.3).

(2) *Voluntary retention.* Those personnel who volunteer and are recommended for retention in an active-duty-for-training status beyond the normal expiration date of their initial period of active duty for training may be retained in such status for the purpose of completing technical training. Specific instructions concerning this program are promulgated in separate directives of the 1571R series.

(n) *Enlistment in the Regular Marine Corps or assignment to extended active duty.* (1) Prior to, during, or subsequent to their initial period of active duty for training, trainees who are qualified in all respects and recommended by their Commanding Officer (the Commanding Officer having custody of the trainee's service record book) should be encouraged to enlist in the Regular Marine Corps. Periodically, authority may be granted which will permit the assignment to extended active duty of certain 6-month trainees. Upon enlistment in the Regular Marine Corps, their status as 6-month trainees shall be terminated. Administrative instructions for recording and effecting these actions are contained in chapter 15 of the Marine Corps Personnel Manual (MCO P5000.3) and the current edition of Marine Corps Order 1001.3.

(2) Trainees desiring to integrate or be assigned to extended active duty while undergoing the initial period of active duty for training may be guaranteed assignment to aviation training if otherwise qualified within assigned quotas.

(3) The period of enlistment shall be for 3 or 4 years as selected by the applicant.

(o) *Report of changes of status affecting further membership in the 6-month training program.* Trainees who are enlisted in the Regular Marine Corps, discharged, or have other change of status which precludes their rejoining a reserve command shall be reported to the Commanding General, Marine Air Reserve Training Command, or the appropriate District Director, with a copy of the report to the Commandant of the Marine Corps (Code AFQ); Commanding Officer, Marine Corps Reserve Data Services Center (DP); and the Organized Marine Corps Reserve unit from which the reservist was ordered to the initial period of active duty for training. In reporting these trainees, commanders will identify those individuals who had been selected for Technical Training and will include the specific Technical Training for which designated in each case.

(p) *Acceptance in an officer-type training program.* Requests of 6-month trainees for assignment to an officer-type training program will be processed in accordance with the provisions of the current edition of Marine Corps Order 1040.9.

(q) *Disposition of trainees found unsuitable for military service or underage after reporting for the initial period of active duty for training.* Trainees who are considered unsuitable for military service will be processed for discharge under the provisions of the appropriate Bureau of Medicine and Surgery Instruction in the 1910 series or chapter 13 of the Marine Corps Personnel Manual (MCO P5000.3), as appropriate. Chapter 13 of the Marine Corps Personnel Manual also contains instructions relative to the discharge of minors.

(r) *Requests for release from the initial period of active duty for training or discharge by reason of hardship.* Except in cases of justified undue hardship, all local Hardship and Dependency Board reports recommending discharge or release of 6-month trainees will be forwarded to the Commandant of the Marine Corps (Code DM) for final action. Undue hardship does not necessarily exist solely because of altered present or expected income or because the individual is separated from his family or must suffer the inconveniences normally incident to military service. All commands not authorized to convene Hardship and Dependency Boards will forward all requests for early release from the initial period of active duty for training or discharge to the Commandant of the Marine Corps (Code DM) with substantiating documents as outlined in chapter 13 of the Marine Corps Personnel Manual (MCO P5000.3).

(s) *Early release to enter college.* Due to the limited duration of the initial period of active duty for training, the provisions of the current edition of Marine Corps Order 1900.12 are not applicable in the case of 6-month trainees.

(t) *Armed Forces of the United States Report of Transfer or Discharge (DD Form 214).* DD Form 214 shall be prepared upon release from the initial period of active duty for training or upon discharge occurring during this training in accordance with the instructions contained in Chapter 15 of the Marine Corps Personnel Manual (MCO P5000.3). Recommendation for reenlistment will be made as provided by that manual.

(u) *Personnel accounting instructions.* Members shall be processed by the reporting units of the Regular and Reserve Establishments as prescribed in Chapter 16 of the Marine Corps Personnel Manual (MCO P5000.3) and the following:

(1) *Reserve Establishment.* Enlistment contracts and diary entries shall be prepared and submitted by the Organized Marine Corps Reserve unit in the normal manner.

(i) When ordered to the initial period of active duty for training, members shall be dropped the day prior to the day ordered to active duty for training.

(ii) Unit diary entries on members ordered to initial active duty for training, who have executed an agreement to extend the 6-month period of active duty for training in accordance with the current edition of Marine Corps Order 1571.41, will include the individual estimated EAS (expiration of active service).

(iii) Personnel completing their initial period of active duty for training will be automatically joined into the Reserve Establishment, effective the day after the date released from active duty. This initial joining to the Reserve Personnel Management Information System (REPMIS) master file is based upon interchange of personnel record transfer cards from the Regular PAS (Personnel Accounting System) and does not supersede any orders directing a reservist to report directly to an Organized Marine Corps Reserve unit. In the case of these IADT reservists returning to their original OMCR unit, a copy of the individuals' releasing orders and service records will be sent to the Marine Corps Reserve Data Services Center upon release. The OMCR unit will join the reservists on the date of physical reporting to the unit.

(2) *Regular Establishment.* (i) The Regular Establishment shall carry the 6-month trainees as "Joined Not Chargeable."

(ii) Recruit Depots shall join these trainees as follows: "(Date) jd fr (title of OMCR unit) asg acdutra (inclusive dates) trav."

(iii) All other commands of the Regular Establishment to which trainees may be assigned shall join and report on these personnel for the entire period at that location, including periods hospitalized, while on active duty for training, confined, etc. Hospitalized personnel will not be retained on active duty for training beyond their normal release date. The Commanding General, Marine Air Reserve Training Command, or District Director will join such reservists on their rolls pending release from hospitalization.

(iv) On release from the initial period of active duty for training, members shall be dropped in a similar manner as any reservists released from extended active duty.

(v) *Military status of registrants.* The individual's local Selective Service Board will be notified of enlistment on DD Form 44. Instructions for preparation of this form are contained in the Marine Corps Personnel Manual (MCO P5000.3).

§ 713.637 Administrative instructions for 6-month training program cross-service training at installations of other services.

(a) *Ground units*—(1) *Applicable instructions.* Instructions for administration contained in §§ 713.631–713.641 apply during cross-training at installations of other services unless modified by this section.

(2) *Orders to cross-service training installations.* (i) Personnel will be assigned to this training by endorsement of their orders and will be directed to report to the commander of the appropriate installation and the Marine Corps representative thereat.

(ii) In addition, the following paragraphs will be included in the endorsement for all personnel so assigned:

(a) Since assignment to initial active duty for training, you have taken_____ days leave.

(b) Your initial active duty for training expires on (date).

(c) While performing training at (Cross-Service Training Installation), you will be transferred by service records and carried on the rolls of the Inspector-Instructor. (This will be the Inspector-Instructor of the unit which ordered the individual to active duty for training), FMF, USMCR. Reporting Unit Code_____. Monitored Command Code _____. The Marine Corps representative at the Cross-Service Training Installation will forward without delay a letter to the Inspector-Instructor transmitting an itinerary of travel and a complete copy of these orders together with all endorsements.

(iii) Personnel ordered to this training will be furnished U.S. Government Transportation Requests and Government Meal Tickets for travel and subsistence required.

(3) *Orders from cross-service training installations*—(i) *From Fort Benning, Ga.* (a) If the trainee has more than 2 weeks' training time remaining upon completion of airborne training, and provided he is not scheduled to attend the Parachute Packing and Maintenance Training at Fort Lee, Va., he will be directed to report to the Commanding General, Marine Corps Base, Camp Lejeune, N.C., for on-the-job training. A copy of the detaching endorsement will be sent immediately to the appropriate Inspector-Instructor with a request for the Inspector-Instructor to transfer the trainee and forward his service records to the Commanding General, Marine Corps Base, Camp Lejeune, N.C. Upon completion of their initial active duty for training, trainees so ordered will be released from initial active duty for training by the Commanding General, Marine Corps Base, Camp Lejeune, N.C. In those cases where the service records are not received at Camp Lejeune, N.C., the trainee will be ordered to report to the appropriate Inspector-Instructor for release from initial active duty for training.

(b) If the trainee has only 2 weeks or less training time remaining upon completion of airborne training, he will be directed to report to the appropriate Inspector-Instructor for on-the-job training and/or release from initial active duty for training.

(ii) *From other cross-service training installations.* (a) Unless otherwise directed, trainees will be directed to report to the appropriate Inspector-Instructor for on-the-job training and/or release from initial active duty for training.

(b) Upon completion of training, the commander of the cross-service training installation is requested to furnish U.S. Government Transportation Requests and Government Meal Tickets as required.

(4) *Personnel accounting instructions.* When a member is assigned to active duty for training at an installation where there is no Marine Corps reporting unit, the member will be transferred by service record to the Inspector-Instructor rolls of the parent Organized Marine Corps Reserve unit and carried "Joined Not Chargeable."

(5) *Records.* The service record book with a copy of orders and endorsements will be forwarded to the Inspector-Instructor joining the individual. The health and pay records will accompany the individual to the host command.

(b) *Aviation units.* Administrative instructions for personnel assigned to Organized Aviation units will be promulgated by the Commanding General, Marine Air Reserve Training Command.

§ 713.638 Administrative instructions for personnel on initial active duty for training who have completed training.

(a) *Personnel released and transferred to the Organized Marine Corps Reserve unit from which ordered.* (1) The training activity will transfer the individual to his parent Organized Marine Corps Reserve unit and will include a paragraph in the endorsement releasing the individual to inactive duty to include the specific date he will report to the commanding officer of the unit from which ordered to active duty.

(2) The reporting date will be the day following the individual's constructive date of release.

(3) The training activity will forward, not later than 2 days after release, the service record with health record, a copy of the releasing order and copies of applicable releasing documents included to the Commanding Officer, Marine Corps Reserve Data Services Center (Code DP), 1500 East Bannister Road, Kansas City, Mo. 64131, for audit and forwarding to the appropriate OMCR unit.

(b) *Personnel released and transferred to the rolls of the Commanding Officer, Marine Corps Reserve Data Services Center (Code RP), due to change of residence.* (1) If the individual can present evidence to the releasing activity that his place of residence will be in a different geographical area from that in which he resided at the time of entry on such duty. (Paragraph (c) of this section applies to those individuals at cross-service training installations of other services.)

(i) The releasing activity will transfer the individual by service records to the rolls of the Commanding Officer, Marine Corps Reserve Data Services Center (Code RP).

(ii) The training activity will include the following endorsement in his release orders for the individual to complete:

_____
(Date)

I arrived at _____,
(Street Address)

_____, _____,
(City) (State and ZIP Code)

at _____, _____
(Time) (Date)

I understand that I will keep the Commanding Officer, Marine Corps Reserve Data Services Center (Code RP), 1500 East Bannister Road, Kansas City, Mo. 64131, informed of my current address. I further understand that I will receive instructions from the Commanding Officer concerning my military obligations.

_____
(Signature)

(a) The releasing activity will provide the individual with an envelope addressed to the Commanding Officer, Marine Corps Reserve Data Services Center (Code RP), with a complete set of orders and endorsements attached thereto. Furthermore, the activity will instruct the individual that these orders with his completed endorsement must be mailed immediately upon his arrival at his new residence. In no case will they be mailed later than 5 days after he departs from the releasing activity.

(b) If the releasing activity is unable to mail the individual's service records within 2 days after he departs, the activity will forward a copy of his orders and endorsements to the Commanding Officer, Marine Corps Reserve Data Services Center (Code RP).

(c) The releasing activity will also furnish the command which ordered him to active duty a complete copy of orders with endorsements.

(c) *Personnel released at installations of other services who have changed their residence to a different geographical area.* (1) If the individual can present evidence to the host command that his

place of residence will be in a different geographical area from that in which he resided at the time of entry:

(i) The host command will on the day of release notify the Inspector-Instructor of the member's parent unit, by speedletter, of the constructive date of release and new residence address, including as enclosures to this speedletter his health record, pay record and complete copy of orders and endorsements attached thereto. (If the health record and/or pay record cannot accompany this speedletter, advise when it/they will be forwarded.)

(ii) The command will include the following endorsement in the release orders for the individual to complete:

(Date)

I arrived at _____, _____
(Street address) (City)
_____ at _____,
(State and ZIP code) (Time)
_____. I understand that I will keep
(Date)
(Complete address of the Inspector-Instructor of the parent organization) informed of any change of address. I further understand that the Inspector-Instructor will forward my Armed Forces of the United States Report of Transfer or Dicharge (DD Form 214) to me and that he will furnish additional instructions concerning my military obligation.

(Signature)

(iii) The host command will provide the individual with an envelope addressed to the Inspector-Instructor of his parent unit with a complete set of orders and endorsements attached thereto. Furthermore, the host command will instruct the individual that these orders, with his completed endorsement, must be mailed no later than 5 days after he departs from the host command.

(2) The Inspector-Instructor, upon receipt of the speedletter (subparagraph (1) (i) of this paragraph), will:

(i) Prepare his Armed Forces of the United States Report of Transfer or Discharge (DD Form 214). Place in item 32 of his DD Form 214 "not available for signature." Paragraph 15072.6 of the Marine Corps Personnel Manual (MCO P5000.3) contains applicable provisions in items 32 and 34.

(ii) Drop the individual from his rolls and transfer him to the Commanding Officer, Marine Corps Reserve Data Services Center (Code RP).

(iii) Mail original copy of the DD Form 214 to the individual with his original orders transferring him to the Marine Corps Reserve Data Services Center. Advise the individual that additional instructions will be forthcoming and to keep the Commanding Officer, Marine Corps Reserve Data Services Center, informed of his correct address.

§ 713.639 Format for orders.

DESIGNATION AND LOCATION OF COMMAND

Date _____

From: (Officer authorized to issue active-duty-for-training orders.)
To: (Individuals being ordered to active duty for training.)

Subj: Assignment to active duty for training; orders to—
Ref: (a) MCO 1001R.4G [32 CFR 713.631–713.641].

1. In accordance with the provisions of reference (a), on _____ you are assigned to active duty for training for a period of not more than 6 months and you will proceed as routed by the Officer furnishing transportation to the Marine Corps Recruit Depot (as indicated in ref. (a)) and on arrival report to the Commanding General for recruit training.

2. You will be administered a physical examination within 10 days after reporting to the Marine Corps Recruit Depot.

3. Upon completion of recruit training and when directed by the Commanding General, you will further proceed and report to the Commanding General, Marine Corps Base, Camp Lejeune, N.C., or Camp Pendleton, Calif., as appropriate, for further active duty for training in connection with Individual Combat Training, Basic Specialist Training and/or On-the-Job Training, as appropriate, in MOS [Military Occupational Specialty] _____, and such other active duty for training as may be directed by the Commanding General.

4. Upon completion of the above active duty for training and when directed by competent authority, you will return to the place from which you were ordered to active duty for training and upon expiration of the authorized travel time stand released from active duty for training.

5. Travel is directed via Government-procured commercial transportation. Travel via privately owned conveyance, transportation of dependents and shipment of household effects are not authorized.

6. You are directed to perform the travel directed herein in civilian clothing.

7. TravChar (current approportion indicated in applicable MCO in the 7301 series).

(Signature)

Copy to:
CMC (Code DGH) (Note: One copy for each individual.)

The above example is furnished as a format for preparation of orders and is not to be construed as prohibiting the inclusion of other administrative instructions such as those requiring the forwarding of pay records, health records, copies of orders, etc. Modification of this format will be necessary for reservists further ordered to specialist training.

§ 713.640 Initial period of active duty for training requirements.

(a) *Marine Corps Recruit Depots, Parris Island, S.C., and San Diego, Calif.* Conduct normal recruit training. Training for 6-month trainees will be the same as that conducted for regular personnel. All 6-month reservists will receive this training. The Commanding General, Marine Air Reserve Training Command, will designate the place of training to which MARTC trainees will be transferred upon completion of recruit training. This designation will appear in the trainee's orders and page 11 of his service record book.

(b) *Marine Corps Bases, Camp Lejeune, N.C., and Camp Pendleton, Calif.* Conduct Individual Combat and MOS Training for all 6-month trainees upon completion of recruit training, except for those MARTC trainees whose orders and service record books designate them for training in an aviation MOS. Note: In those cases where it is necessary for trainees at Marine Corps Base, Camp Lejeune, N.C., to be transferred to Marine Corps Base, Camp Pendleton, Calif., for MOS training, the Commanding General, Marine Corps Base, Camp Lejeune, will provide advance notice (by message) to the Commanding General, Marine Corps Base, Camp Pendleton, as to the number of trainees involved, training required by MOS and the expected date of arrival. Commanding General, Marine Corps Base, Camp Pendleton, will provide similar advance notice to the Commanding General, Marine Corps Base, Camp Lejeune, for those trainees required to report to Marine Corps Base, Camp Lejeune, for MOS training.

§ 713.641 Pay information.

(a) *Entitlement.* As provided in volume 4, chapter 4, of the Navy Comptroller Manual, a member of the Marine Corps Reserve engaged in the initial period of active duty for training is entitled to the same active-duty pay and allowances as are authorized for other enlisted members of the Marine Corps Reserve with corresponding grade and length of service who are ordered to active duty for training.

(b) *Commencement and termination of pay and allowances.* Active-duty pay and allowances will commence on the date the member is required to commence travel necessary in conjunction with his orders to the initial period of active duty for training and terminate on the date of the member's release from such duty, including required travel time, as prescribed in volume 4, chapter 4, of the Navy Comptroller Manual.

(c) *Nonentitlement.* As provided in volume 4, chapter 4, of the Navy Comptroller Manual, members of the Marine Corps Reserve in component class Reserve status code "K" on their initial period of active duty for training are not entitled to the following pay, allowances, and benefits:

(1) Basic allowance for quarters benefits under the Dependents Assistance Act of 1950, as amended (50 U.S.C. App. 2201–2216);

(2) Pay and allowances (after the expiration of obligated active service) while awaiting trial, undergoing trial, awaiting results of trial, or serving sentence upon conviction by court-martial;

(3) Reenlistment bonus or travel allowance for enlisting in the Regular Marine Corps;

(4) Pay and allowances, transportation, or travel allowances while traveling to and from or undergoing a physical examination when done prior to reporting to their initial period of active duty for training;

(5) Cash clothing maintenance allowance;

(6) Advance of pay or allowances;

(7) Allotment for any purpose; or

(8) Deposits of pay and allowances.

SCREENING THE READY RESERVE AND ASSIGNMENT TO AND TRANSFER BETWEEN RESERVE CATEGORIES

§ 713.651 Purpose of screening the Ready Reserve.

Sections 713.651–713.659 provide information and instructions concerning the screening of the Ready Reserve with the purpose of providing Ready Reservists who:

(a) Meet Marine Corps standards of mental, moral, professional and physical fitness, and possess the required military qualifications in the required grades/ranks and skills;

(b) Are immediately available for military service during a national emergency without seriously impairing production and research vital to the national military effort, or activities necessary to the maintenance of the national health, safety, or interest, or without creating extreme personal or community hardship; and

(c) Are immediately available for military service during a national emergency and whose absence will not impair the effective functioning and continuity of Federal Government agencies.

§ 713.652 Original assignment to category.

The Marine Corps Reserve is composed of three categories: the Ready, Standby, and Retired Reserve. Each member must be in one of these categories. Upon becoming a member of the Marine Corps Reserve, each individual shall be assigned to a category pursuant to this section.

(a) *Ready Reserve.* A person having no prior service in the Marine Corps Reserve shall be initially assigned to the Ready Reserve if:

(1) He is an obligor; or

(2) He is enlisted in one of the special enlistment programs of the Marine Corps Reserve as provided for by §§ 713.631–713.641; or

(3) He is otherwise eligible for assignment to the Standby Reserve but executes a request for assignment to the Ready Reserve pursuant to § 713.656 and his request is approved.

(b) *Standby Reserve.* A person with or without prior service in the Marine Corps Reserve shall be initially assigned to the Standby Reserve (unless he executes a request to serve in the Ready Reserve) if:

(1) He is a nonobligor; or

(2) He is an obligor who has served 5 years or more on active duty; or

(3) He has completed 5 years in a Ready Reserve component of the Armed Forces.

(c) *Retired Reserve.* The enlistment or appointment of a person for direct assignment to the Retired Reserve will be authorized in exceptional cases only when approved by the Commandant of the Marine Corps.

§ 713.653 Transfer From Ready to Standby Reserve.

(a) *Opportunity to remain in the Ready Reserve.* Individuals enumerated in the paragraph shall be offered the opportunity to remain in the Ready Reserve for a period of at least 1 year. If this opportunity is declined, they shall be transferred to the Standby Reserve.

(1) The individual concerned has served on active duty for a total of at least 5 years; or

(2) He has served in the Ready Reserve for a period which when added to his period of active duty totals not less than 5 years; or

(3) He has completed a term of service under an agreement to serve in the Ready Reserve for a stated period and he is otherwise eligible for transfer.

(b) *Screening process.* An annual screening of the Ready Reserve will be accomplished on the Reservist's anniversary month at the Marine Corps Reserve Data Services Center and each drill pay status unit level. This screening will be conducted concurrently with the annual audit of administrative records to insure that only those members who meet the requirements stated in § 713.651 are retained in the Ready Reserve. Personnel meeting the criteria outlined in this section will be screened from the Ready Reserve and transferred to the Standby Reserve. The only exceptions to this policy will occur if they have executed a request to serve in the Ready Reserve and this request is approved. Enclosure (1) to the current edition of Marine Corps Order 1001R.14 contains information concerning the questionnaire which shall be used to assist in the screening process. The most recently completed questionnaire is to be retained as a part of the service record book or officer qualification record of the reservist concerned.

(1) *Age in grade.* Male Ready Reserve officers not on a promotion list shall, upon reaching the below-listed age limits, be transferred to the Standby Reserve. Retention in the Ready Reserve of these personnel may be approved only by the Commandant of the Marine Corps. Officers assigned to Selective Service units may be retained in the Ready Reserve until their transfer is directed by the Commandant of the Marine Corps.

Second and First Lieutenants—35 years.
Captains—40 years.
Majors—45 years.
Lieutenant Colonels—50 years.
Colonels—55 years.

(2) *Physical fitness.* Members of the Ready Reserve who fail to meet the physical standards prescribed for active-duty assignments shall be transferred to the Standby Reserve. Officers having a physical risk classification of "B," "C," "4," or "5" may be retained in the Ready Reserve only when authorized by the Commandant of the Marine Corps.

(3) *Elective and appointive officials.* The following members of the Ready Reserve who have fulfilled their Ready Reserve obligation shall be transferred to the Standby Reserve:

(i) The Vice President of the United States, members of the Cabinet, and other Presidential appointees requiring Senate confirmation;

(ii) Members of the Legislative Branch of the United States;

(iii) Members of the Judiciary Branch of the United States;

(iv) Governors of States, Territories, and Possessions of the United States;

(v) All other officials elected by constituents of an entire State, Territory, or Possession of the United States.

The circumstances and pertinent correspondence concerning reservists who are elected or appointed officials will be forwarded to the Commandant of the Marine Corps (Code AFJ) where final action or approval on the transfer to the Standby Reserve will be accomplished.

(4) *Key Federal employees.* A key Federal position is defined as "A direct hire civilian position which is necessary to the mobilization or emergency functions of a Federal agency, and which appears on the U.S. Department of Labor List of Critical Civilian Occupations or has a current shortage of qualified personnel and requires a minimum of ninety (90) days of specialized training or experience." A key Federal employee is defined as "A direct hire civilian employee of a Federal agency who occupies a key position and for whom no adequate replacement exists or whose duties cannot be reassigned to other employee." It may be anticipated that all Ready Reservists now occupying a position of GS–15 or higher will be classified key Federal employees. Key Federal employees shall be transferred to the Standby Reserve in accordance with procedures set forth below in this subparagraph:

(i) The Secretary of Defense has directed that each Federal Department or agency will conduct an annual survey of the Department's or agency's civilian personnel who are Ready Reservists and will designate those employees—Ready Reservists who are "key" members of the agency staff. The agency will then complete an Individual Reserve Status Report (DD Form 1286) for each of its key employees—Ready Reservists, notify the employees concerned and forward such reports to the Commanding General, Marine Air Reserve Training Command, District Directors, or Commanding Officer, Marine Corps Reserve Data Services Center, not later than December 31 annually. DD Forms 1286 may be procured from the normal source of supply.

(ii) Upon receipt of a Reserve Status Report which indicates that a Federal employee—Ready Reservist will not be available for active duty in an emergency, or has been designated a key Federal employee by his agency head, and the individual does not possess a critical military skill contained in the current edition of the Department of Defense List of Critical Military Skills for Use in Screening the Ready Reserve (§ 125.3 (c)(1) of this title; enclosure (2) to current edition of Marine Corps Order 1001R.14), the Marine Air Reserve Training Command, District Headquarters, or Commanding Officer, Marine Corps Reserve Data Services Center, will transfer the reservist concerned to the Standby Reserve. Retention in the Ready Reserve of GS–15 or higher personnel may be authorized only by the Commandant

of the Marine Corps with the prior approval of the Assistant Secretary of Defense/Manpower.

(iii) The following reservists whose Reserve Status Report indicates they will not be available in an emergency or who have been declared to be "key personnel" by their agency heads will be processed under normal screening criteria and will receive no special consideration during mobilization:

(*a*) Members enlisted in one of the special enlistment programs (6-month training program) of the Marine Corps Reserve as provided in §§ 713.631–713.641; or

(*b*) Personnel who have not completed their statutory obligation and have not performed a period of extended active duty.

(iv) After screening action has been accomplished, the Reserve Status Report (DD Form 1286) will be completed as follows:

(*a*) Part A will be filed in the Service Record Book or Officer Qualification Record of the reservist concerned.

(*b*) Part B will be completed and mailed as indicated in enclosure (3) to the current edition of Marine Corps Order 1001R.14 (see Appendix C to Part 125 of this title).

(5) *Six-month trainees.* A Ready Reservist enlisted in one of the special enlistment programs is not eligible for transfer to the Standby Reserve. If the individual circumstances dictate, he may be placed in a Ready Reserve "no training" category or recommended for discharge, except as provided for in subparagraph (10) of this paragraph.

(6) *Individuals with prior active duty in "address-unknown status."* Members of the Ready Reserve, with prior active duty, who are not immediately available for call to active duty by reason of an address-unknown status shall be transferred to the Standby Reserve after all reasonable efforts to establish a correct address have failed. Action in such cases may be initiated by the unit commander. Transfer to the Standby Reserve in these cases will be made only upon approval of the Commandant of the Marine Corps.

(7) *Personal or community hardship.* Members of the Ready Reserve whose call to active duty would result in extreme personal or community hardship as defined below shall, upon request, be transferred to the Standby Reserve. Individual reservists will be informed of this provision in order that requests for transfer may be initiated when appropriate. In those cases where the reservist is registered with Selective Service, documentary evidence may include a recommendation by the State Director of Selective Service of the State in which the reservist's Local Board is located.

(i) *Extreme personal hardship.* An individual desiring transfer to the Standby Reserve on this basis must establish, by documentary evidence, that his dependents would, by his call to active duty, suffer extreme hardship greater than that which dependents of other reservists may be expected to experience if similarly called. Request for consideration must be initiated by the reservist concerned or by his dependents.

(ii) *Extreme community hardship.* An individual desiring transfer to the Standby Reserve on this basis must establish, by documentary evidence, that his withdrawal from the community in a national emergency would have substantial adverse effect on the health, safety, or welfare of the community. No detailed criteria are provided for such cases; commanding officers, therefore, will take action based on the facts in each case and their own knowledge of the local situation. Requests for consideration must be initiated by the reservist concerned.

(8) *Critical civilian occupation.* A member of the Class III Ready Reserve engaged in a critical civilian occupation as listed in the U.S. Department of Labor List of Critical Civilian Occupations will be transferred to the Standby Reserve, unless the person also possesses a critical military skill listed in the Department of Defense List of Critical Military Skills for Use in Screening the Ready Reserve (enclosure (2) to current edition of Marine Corps Order 1001R.14; see § 125.3(c)(1) of this title). A person who volunteers to remain in the Ready Reserve will be given a military specialty utilizing his critical civilian occupation; or, if none exists and he possesses a critical military skill, he shall be utilized in that skill. In the event neither of the foregoing is appropriate, he shall be utilized, insofar as possible, in a related military assignment. In implementing this subparagraph, authority is granted to request the technical advice of the Department of Labor's State Employment Offices in classifying the civilian occupation of reservists.

(9) *Apprentices and students.* Ready Reservists who qualify as apprentices or students in accordance with Appendix A or B to Part 125 of this title, except 6-month trainees and reservists possessing a critical military skill, shall be transferred to the Standby Reserve. At such time as the reservist ceases to qualify as an apprentice or student, he shall be transferred to the Ready Reserve, unless he is qualified for retention in the Standby Reserve by some other provision. Active duty as used herein does not include active duty for training.

(10) *Ministerial students.* Any Ready Reservist preparing for the ministry in a recognized theological or divinity school shall be transferred to the Standby Reserve.

(11) *Regular or duly ordained ministers and ordained missionaries of the Church of Jesus Christ of Latter Day Saints.* Regular or duly ordained ministers shall be transferred to the Standby Reserve. Ordained missionaries of the Church of Jesus Christ of Latter Day Saints shall be transferred to the Standby Reserve upon certification by Church authorities. Retention in the Ready Reserve of these personnel may be approved only by the Commandant of the Marine Corps.

§ 713.654 Transfer from Standby to Ready Reserve.

A member of the Standby Reserve shall be transferred to the Ready Reserve when one of the following conditions exists:

(a) *Agreement to serve in the Ready Reserve approved.* When a request and agreement to serve in the Ready Reserve, executed by a member of the Standby Reserve in accordance with § 713.656, is approved.

(b) *Reason for transfer to the Standby Reserve no longer exists.* A reservist transferred to the Standby Reserve under the provisions of § 713.653, prior to completion of his Ready Reserve obligation, will be returned to the Ready Reserve when the reason for his original transfer to the Standby Reserve no longer exists.

(c) *On assignment to active duty.* A member of the Standby Reserve will be transferred to the Ready Reserve when his request for assignment to active duty is approved (other than in time of war or national emergency declared by the Congress). In such cases, the Commanding Officer, Marine Corps Reserve Data Services Center, shall effect the transfer of the member to the Ready Reserve as of the date of his assignment to active duty. Upon his subsequent release from active duty, the provisions of § 713.653 will apply.

§ 713.655 Transfer to and from the Retired Reserve.

(a) *Transfer to the Retired Reserve.* Transfer to the Retired Reserve will be effected in accordance with the provisions of the Marine Corps Personnel Manual (MCO P5000.3).

(b) *Transfer from the Retired Reserve.* A member of the Retired Reserve may be transferred to the Standby Reserve or the Ready Reserve, if qualified, upon approval of the Commandant of the Marine Corps. A member of the Retired Reserve who requests transfer to the Ready Reserve must execute an agreement to remain in the Ready Reserve for a stated period, and must furnish evidence that any disqualification which constituted the basis for his original transfer to the Retired Reserve no longer exists. Requests for transfer from the Retired Reserve will be critically examined, and approved only when such action is definitely shown to be in the best interests of the Marine Corps.

§ 713.656 Request and agreement to serve in the Ready Reserve.

Except in time of war or national emergency declared by the Congress, a member of the Ready or Standby Reserve may execute a written request and agreement to remain in or be transferred to the Ready Reserve for a stated period of at least 1 year and up to a maximum of 5 years. Such a request may be approved by the Commanding General, Marine Air Reserve Training Command, District Director, Commanding Officer, Marine Corps Reserve Data Services Center, or commanding officer concerned, except as specifically prohibited in provisions of the current edition of Marine

Corps Order 1001R.14 (§§ 713.651–713.659). Each such request and agreement must contain the following elements:

(a) Request of the member to be retained in (or transferred to) the Ready Reserve for a stated period of at least 1 year and not more than 5 years beyond the expiration date of any existing Ready Reserve obligation.

(b) Statement that the member understands the liabilities of Ready Reserve membership; and

(c) Statement that the member understands that in executing the agreement he waives his right to voluntary transfer to the Standby Reserve during the period of the agreement; but that he may be involuntarily transferred to the Standby Reserve at any time by proper authority for cogent reasons. Enclosure (7) to the current edition of Marine Corps Order 1001R.14 contains a sample of a request and agreement pursuant to this section.

(d) Approval notifications are required except in the case of personnel who execute agreements by signing advance mobilization orders or the appropriate portion of the Screening Questionnaire. In the event a request for Ready Reserve Status is disapproved, the formal notification is always required. The document that represents the longest remaining period of Ready Reserve service will be used as the source document to support appropriate entries in the Personnel Accounting System and will be retained in the service record book or officer qualification record as appropriate.

§ 713.657 Notification.

(a) When it is determined that a member of the Ready Reserve, not on active duty, has completed service which qualifies him for transfer to the Standby Reserve, as specified in § 713.653, or when the period of an agreement to remain in the Ready Reserve is due to expire, the Commanding General, Marine Air Reserve Training Command, District Director, Commanding Officer, Marine Corps Reserve Data Services Center, or commanding officer concerned shall, if the member is qualified, offer him an opportunity to execute a written request and agreement to remain in the Ready Reserve. If such opportunity is declined, or if the member is not qualified for retention in the Ready Reserve, the member shall be transferred to the Standby Reserve.

(b) Upon assignment to the Ready Reserve or Standby Reserve and upon each transfer to or from the Ready or Standby Reserve, the facts shall be recorded in the service record book or officer qualification record and reported into the Personnel Accounting System. Further, upon transfer to or from the Ready or Standby Reserve, notification shall be given the member concerned in form and contents as shown in enclosure (7) or (8) of the current edition of Marine Corps Order 1001R.14.

§ 713.658 Records to be maintained.

The Commanding General, Marine Air Reserve Training Command, District Directors, and Commanding Officer, Marine Corps Reserve Data Services Center, will maintain records to reflect the following:

(a) The number of individuals transferred to the Standby Reserve on the basis of a designation as a key Federal employee.

(b) The number of individuals, by occupational title, transferred to the Standby Reserve on the basis of critical civilian occupation.

(c) The number of individuals, by occupational title, not transferred because the members had a critical civilian occupation and also a critical military skill.

(d) The number of individuals, by occupational title, having a critical civilian occupation, not transferred because of voluntary retention in the Ready Reserve and who do not possess a critical military skill.

(e) The number of Reserve Status Reports (DD Form 1286) received and action taken thereon.

§ 713.659 Reports required.

The Commanding General, Marine Air Reserve Training Command, District Directors, and the Commanding Officer, Marine Corps Reserve Data Services Center, will prepare semiannual reports on results of screening operations. These reports will be prepared in the format of enclosure (9) to the current edition of Marine Corps Order 1001R.14 and will be forwarded to the Commandant of the Marine Corps (Code AFQ) in duplicate. Reports will be prepared as of June 30 and December 31 and will be forwarded to reach Headquarters Marine Corps within 15 days after the end of the reporting period. These reports will be broken down to indicate Class II Reservists and Class III Reservists separately.

(Sec. 280, 70A Stat. 14, as amended, sec. 301, 80 Stat. 379; 5 U.S.C. 301, 10 U.S.C. 280)

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

DECEMBER 2, 1966.

[F.R. Doc. 66–13224; Filed, Dec. 8, 1966; 8:45 a.m.]

Chapter VII—Department of the Air Force

SUBCHAPTER F—AIRCRAFT

PART 861—AIR FORCE AERO CLUBS

Part 861 is revised to read as follows:

Sec.
861.1 Scope.
861.2 Specific applicability.
861.3 Purpose of aero clubs.
861.4 Membership in aero clubs.
861.5 Commercial insurance coverage.

AUTHORITY: The provisions of this Part 861 issued under sec. 8012, 70A Stat. 488; 10 U.S.C. 8012.

SOURCE: AFR 215-2, June 15, 1966.

§ 861.1 Scope.

The provisions of this part, together with other Air Force regulations cited in this part and applicable parts of Federal Aviation regulations published by the Federal Aviation Agency (FAA) (14 CFR), apply to Air Force aero clubs and their members worldwide. This part does not apply to Air Force Reserve or to Air National Guard personnel not on extended active duty.

§ 861.2 Specific applicability.

(a) Within the United States, its territories, commonwealths, and possessions, commanders will follow the policies and operational principles prescribed by this part and other regulations cited herein.

(b) Outside the United States, its territories, commonwealths, and possession, commanders may modify this part when necessary, to comply with the rules and regulations of their host country, provided they do not deviate from the intent of this part.

§ 861.3 Purpose of aero clubs.

(a) Aero clubs will be organized as recreation activities and operated to:

(1) Provide Air Force personnel, their families, and other authorized personnel an opportunity to develop skills in aeronautics, including pilotage, navigation, mechanics, and other related aero sciences.

(2) Develop an awareness and appreciation of aviation requirements and techniques.

(3) Provide a facility designed to meet the needs for low cost, safe, light aircraft operations.

(4) Provide a social program in the interest of furthering club activities and Air Force morale.

All activities will be conducted in a manner free from discrimination, and provide equal opportunity for all eligible personnel irrespective of race, color, creed, or national origin.

(b) Commanders may utilize aero clubs in support of the USAF Survival, Recovery, and Reconstitution Plan (USAF SRR Plan) subject to the consent of the club membership. The use of aero clubs in the SRR activities will be on a voluntary basis and will be authorized in the club's constitution and bylaws. Such voluntary use will be limited to situations in which it is necessary for the Air Force activity to request aero club participation, to accomplish its mission during a nuclear attack environment.

§ 861.4 Membership in aero clubs.

(a) *Qualifications.* Membership in an Air Force aero club is voluntary. Active membership will be limited to active-duty military personnel of the U.S. Armed Forces. An introductory membership may be established for prospective members who are eligible for active or associate membership. However, for this part, an "introductory member" is neither an "active" nor "associate" member, and may be granted only the privileges specifically authorized herein. The term of the introductory membership will not exceed 60 days and is not renewable within 2 years. (An active or associate member absent on official TDY for periods over 30 days may be carried in an inactive status. In such instances, the payment of dues will be

at the discretion of the club board of governors. During the period of inactive status, members will not be entitled to any of the privileges specifically authorized herein.) Associate membership may be extended to:

(1) Dependents of active-duty military personnel.

(2) Retired military personnel and their dependents.

(3) Department of Defense civilian employees, including those paid from either appropriated or nonappropriated funds.

(4) Air Force, Army, and Naval Academy cadets.

(5) Military personnel of foreign governments on duty with the Department of Defense.

(6) Members elected to the U.S. Congress and statutory appointees of the Federal Government, upon approval of Hq USAF.

(7) In oversea locations, any U.S. citizen, if the local commander thinks membership is in the best interest of the United States.

(8) The following surviving dependents of a member of the U.S. Armed Forces, either active or retired:

(i) The unmarried widow.

(ii) An unmarried legitimate child, including an adopted child or stepchild, who has not passed his 21st birthday or his 23d birthday if he is enrolled in a full-time course in an institution of higher learning approved by the Secretary of Defense or the Secretary of Health, Education, and Welfare.

(b) *Privileges.* Only active or associate members may pilot aero club aircraft. Specifically, persons who are not active or associate members of an aero club will not be permitted to pilot aircraft belonging to aero clubs. (Major commanders may authorize a specific one-time exception to permit a prospective buyer to fly club-owned aircraft locally with a club member before purchase, provided the pilot signs a covenant not to sue using the format required by AFM 215-4 (Air Force Aero Club).) Aero club pilots may carry passengers in aero club aircraft only as outlined in the following subparagraphs:

(1) An FAA flight inspector, examiner, or examiner designee whose presence in an aircraft is for the express purpose of checking aircraft airworthiness, administering a flight examination to an aero club instructor pilot, or accomplishing official qualifying examination of pilots or student pilots.

(2) An FAA licensed Airplane and Propulsion (A&P) Mechanic whose presence in aircraft is necessary to sign off maintenance performed on the aircraft.

(3) An active or associate member of an Air Force aero club.

(4) A dependent or spouse of the active or associate member when the sponsor is a member of an Air Force aero club, sponsor is current and qualified to carry passengers in type aircraft used, and the sponsor is piloting the aircraft. In addition to the above, qualified dependents or spouses of two sponsors may ride as passengers in dual controlled four-place aircraft if both sponsors meet the above qualifications and have access to controls.

(5) An introductory member of an Air Force aero club, for local flights only.

§ 861.5 Commercial insurance coverage.

(a) *Required.* A club member's aircraft which may be used occasionally by another club member will be considered as a privately owned aircraft. Consequently, the aircraft owner or operator will carry the appropriate amounts of bodily injury, property damage, and passenger coverage, as specified in Part 855 of this subchapter.

(b) *Optional.* Hull insurance for individually owned aircraft or aero club-owned aircraft valued at less than $1,500.

(c) *Not authorized.* (1) Hull insurance on aircraft on loan from the Air Force, Army, or Navy.

(2) Hull insurance on club-owned aircraft valued at $1,500 or more.

(3) Public liability insurance coverage for Air Force aero clubs established under this part, including coverage for public property damage, public bodily injury, and passenger liability. This coverage will be in keeping with paragraph 19, AFR 176-8 (Protection of Assets), December 30, 1964. However, such coverage may be obtained commercially where local circumstances make it advisable, and if specifically approved by the Air Force Welfare Board. Request for exception should be submitted through channels to Hq USAF (AFPDPBW). All civilians and foreign nationals, who are aero club members or riding as passengers in aero club aircraft, will sign a covenant not to sue for injury or death. (Use format required by AFM 215-4.)

By order of the Secretary of the Air Force.

LUCIAN M. FERGUSON,
Colonel, U.S. Air Force, Chief, Special Activities Group, Office of The Judge Advocate General.

[F.R. Doc. 66-13223; Filed, Dec. 8, 1966; 8:45 a.m.]

Title 41—PUBLIC CONTRACTS AND PROPERTY MANAGEMENT

Chapter 101—Federal Property Management Regulations

SUBCHAPTER H—UTILIZATION AND DISPOSAL

PART 101-47—UTILIZATION AND DISPOSAL OF REAL PROPERTY

Subpart 101-47.2—Utilization of Excess Real Property

DATA ON FLOOD HAZARDS

Section 101-47.202-2(b) is amended to add a requirement that reports of excess real property shall include any known data on flood hazards affecting the property in order that an evaluation may be made, in accordance with Executive Order No. 11296 of August 10, 1966, to determine whether or not use restrictions should be imposed in the disposal of the property in order to minimize future Federal expenditures for flood protection or flood damage relief.

§ 101-47.202-2 Report forms.

* * * * *

(b) * * *

(6) Detailed information regarding any known flood hazards or flooding of the property.

* * * * *

(Sec. 205(c), 63 Stat. 390; 40 U.S.C. 486(c))

Effective date. This amendment is effective January 1, 1967.

Dated: December 2, 1966.

J. E. MOODY,
Acting Administrator of General Services.

[F.R. Doc. 66-13263; Filed, Dec. 8, 1966; 8:48 a.m.]

Title 43—PUBLIC LANDS: INTERIOR

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

SUBCHAPTER A—GENERAL MANAGEMENT (1000)

[Circular 2218]

PART 1820—APPLICATION PROCEDURES

Subpart 1821—Execution and Filing of Forms

OFFICE HOURS OF LAND OFFICES; PLACE FOR FILING

The heading of § 1821.2-1 is revised, paragraph (b)(1) thereof is revoked and a new paragraph (c) is added as follows:

§ 1821.2-1 Office hours of land offices; place for filing.

* * * * * * *

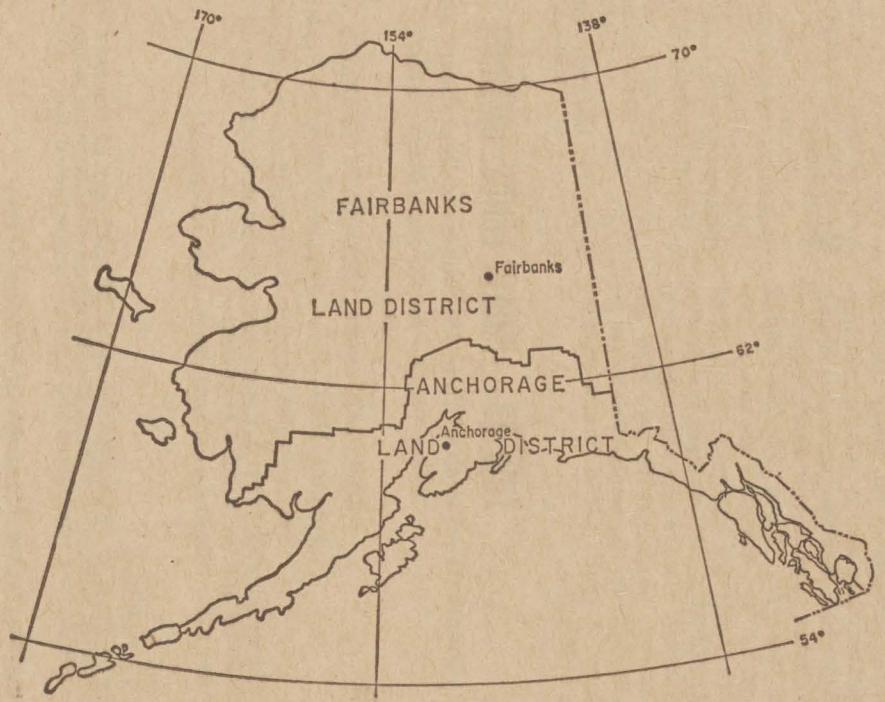
(b) * * *

(1) [Revoked]

(c) Copies of forms may be obtained from any of the land offices. However, completed forms and other land office filings must be made in the proper land office. Location of the land offices and area of jurisdiction of each office are as follows:

Land office	*Area of jurisdiction*
Anchorage Land Office, 555 Cordova Street, Anchorage, Alaska 99501.	Southern Alaska.[1]
Fairbanks District and Land Office, 516 Second Avenue, Fairbanks, Alaska 99701.	Northern Alaska.
Arizona Land Office, Federal Building, Phoenix, Ariz. 85025	Arizona.

[1] See diagram below for division line.



FOOTNOTE 1.

Riverside District and Land Office, 1414 Eighth Street, Riverside, Calif. 92502.	Southern California.
Sacramento Land Office, Federal Building, 650 Capitol Mall, Sacramento, Calif. 95814.	Northern California.[2]
Colorado Land Office, Federal Building, 1961 Stout Street, Denver, Colo. 80202.	Colorado.
Eastern States Office, 7981 Eastern Avenue, Silver Spring, Md. 20910.	Arkansas, Iowa, Louisiana, Missouri, Minnesota (minerals only), and all States east of the Mississippi River.
Idaho Land Office, Federal Building, Boise, Idaho 83701	Idaho.
Montana Land Office, Federal Building and U.S. Courthouse, 316 North 26th Street, Billings, Mont. 59101.	Montana, North Dakota, South Dakota, and Minnesota (except for minerals).
Nevada Land Office, Federal Building and U.S. Courthouse, 300 Booth Street, Reno, Nev. 89505.	Nevada.

Land office	*Area of jurisdiction*
New Mexico Land Office, U.S. Post Office and Federal Building, South Federal Place, Santa Fe, N. Mex. 87501.	New Mexico, Oklahoma and Texas.
Oregon Land Office, 729 Northeast Oregon Street, Portland, Oreg. 97232.	Oregon and Washington.

[2] See diagram below for division line.

FOOTNOTE 2.

Land office	*Area of jurisdiction*
Utah Land Office, Federal Building, Salt Lake City, Utah 84111.	Utah.
Wyoming Land Office, U.S. Post Office and Courthouse, 2120 Capitol Avenue, Cheyenne, Wyo. 82001.	Wyoming, Kansas and Nebraska.

STEWART L. UDALL,
Secretary of the Interior.

DECEMBER 1, 1966.

[F.R. Doc. 66-13157; Filed, Dec. 8, 1966; 8:45 a.m.]

Title 47—TELECOMMUNICATION

Chapter I—Federal Communications Commission

PART 97—AMATEUR RADIO SERVICE

Eligibility for New Operator License

1. The Commission has under consideration the amendment of Part 97 of the rules governing the Amateur Radio Service, to effect the editorial change described below.

2. Public Law 87-445, approved on April 27, 1962, amended section 303(l) of the Communications Act of 1934, as amended, to provide for the licensing of all qualified nationals of the United States as well as U.S. citizens. Part 97 of the Commission's rules currently provides only for the licensing of U.S. citizens but not nationals. Accordingly, Part 97 of the Commission's rules should be amended to reflect the change in section 303(l).

3. The amendment adopted herein makes no change in our rule other than to conform it precisely to the change in the Communications Act of 1934, as amended, already accomplished by Public Law 87-445, and, therefore, the prior notice, procedure and effective date provisions of section 4 of the Administrative Procedure Act are not applicable. The authority for the amendment is contained in sections 4(i), 303(l), 303(r) of the Communications Act of 1934, as amended, and § 0.261(a) of the Commission's statement of Delegations of Authority.

4. In view of the foregoing: *It is ordered*, This 6th day of December 1966, that effective December 15, 1966, Part 97 of the Commission's rules is amended, as set forth below.

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

Released: December 6, 1966.

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

Section 97.9(a), (c), (d), (e), and (f) is amended to read as follows:

§ 97.9 Eligibility for new operator license.

Persons are eligible to apply for the various classes of amateur operator licenses as follows:

(a) *Amateur extra class.* Any citizen or national of the United States who either (1) at any time prior to receipt of his application by the Commission has held for a period of 2 years or more a valid amateur operator license issued by the Federal Communications Commission, excluding licenses of the Novice and Technician Classes, or (2) submits evidence of having held a valid amateur radio station or operator license issued by any agency of the U.S. Government during or prior to April 1917.

* * * * *

(c) *General class.* Any citizen or national of the United States.

(d) *Conditional class.* Any citizen or national of the United States:

(1) Whose actual residence and amateur station location are more than 175 miles airline distance from the nearest location at which examinations are held at intervals of not more than 6 months for General Class amateur operator licenses.

(2) Who is shown by physician's certificate to be unable to appear for examination because of protracted disability.

(3) Who is shown by certificate of the commanding officer to be in the armed forces of the United States at any Army, Navy, Air Force, or Coast Guard station and, for that reason, to be unable to appear for examination at the time and place designated by the Commission.

(4) Who furnishes sufficient evidence, at the time of filing, of temporary residence for a continuous period of at least 12 months outside the continental limits of the United States, its territories or possessions, irrespective of other provisions of this paragraph.

(e) *Technician class.* Any citizen or national of the United States.

(f) *Novice class.* Any citizen or national of the United States except a former holder of an amateur license of any class issued by any agency of the U.S. Government, military or civilian.

[F.R. Doc. 66-13245; Filed, Dec. 8, 1966; 8:47 a.m.]

Proposed Rule Making

DEPARTMENT OF THE TREASURY

Bureau of Customs

[19 CFR Part 24]

PRORATION OF OVERTIME CHARGES AT AIRPORTS

Notice of Proposed Rule Making

Notice is hereby given that under the authority of section 5 of the Act of February 13, 1911, as amended (19 U.S.C. 267), and section 451, Tariff Act of 1930, as amended (19 U.S.C. 1451), it is proposed to amend section 24.16 of the Customs Regulations.

The reasons for and the purpose to be accomplished by this amendment are explained in the following analysis of the proposed change.

The appropriation and revenue accounting system of the Bureau of Customs is to be automated beginning early in 1967. It is proposed to establish a standard formula for prorating among aircraft operators the charges for customs overtime services rendered at airports under the customs overtime laws (19 U.S.C. 267, 1451), when such charges are not readily attributable to a specific aircraft.

Under the proration formula charges for overtime compensation earned by customs employees who perform overtime services at an airport during a continuous tour of overtime duty during the 24 hours of a Sunday or holiday, or during the night hours of 5 p.m. of any day and 8 a.m. of the following day would be distributed equitably among the aircraft receiving such services.

Accordingly, it is proposed to amend § 24.16(j) of the Customs Regulations to read as follows:

§ 24.16 Overtime services; overtime compensation; rate of compensation.

* * * * *

(j) *Proration of charges*—(1) *General.* If services are performed for two or more applicants during one continuous tour of overtime duty, the charge for the extra compensation earned shall be prorated equitably according to the time attributable to the services performed for each applicant. For the purpose of this subparagraph the Government shall be considered the applicant for nonreimbursable overtime services.

(2) *Aircraft.* When any services performed by customs employees for two or more applicants during the 24-hour period of a Sunday or holiday or during the night hours of 5 p.m. of any day and 8 a.m. of the following day cannot be readily attributed to specific aircraft in the judgment of the district director having customs supervision of the airport, the total charge of the overtime compensation payable for such services during the entire period of the Sunday, holiday, or night services shall be prorated to all aircraft receiving such services during each such period on the following basis:

(i) Ten percent of the total customs overtime charge for the period shall be distributed equally among the operators of the aircraft.

(ii) Ten percent of the total customs overtime charge for the period shall be distributed among the operators of the aircraft proportionally as the number of international flights in and out of the airport by each aircraft operator requiring customs service bears to the total number of flights serviced during the period.

(iii) Eighty percent of the total customs overtime charge for the period shall be distributed among the operators of the aircraft proportionally as the number of passengers and/or crew carried by each aircraft operator requiring customs service bears to the total number of passengers and/or crew serviced during the period.

* * * * *

Prior to final action on the proposal to use the foregoing proration formula in distributing charges for customs overtime services, consideration will be given to any data, views, or arguments pertaining thereto which are submitted in writing to the Commissioner of Customs, Washington, D.C., and received not later than 30 days from the date of publication of this notice in the FEDERAL REGISTER. No hearings will be held.

[SEAL] LESTER D. JOHNSON,
Commissioner of Customs.

Approved: November 30, 1966.

TRUE DAVIS,
Assistant Secretary.

[F.R. Doc. 66-13237; Filed, Dec. 8, 1966; 8:47 a.m.]

DEPARTMENT OF AGRICULTURE

Consumer and Marketing Service

[7 CFR Part 910]

LEMONS GROWN IN CALIFORNIA AND ARIZONA

Expenses and Fixing of Rate of Assessment for 1966-67 Fiscal Year

Consideration is being given to the following proposals submitted by the Lemon Administrative Committee, established pursuant to the marketing agreement, as amended, and Order No. 910, as amended (7 CFR Part 910), regulating the handling of lemons grown in the State of California or in the State of Arizona, effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), as the agency to administer the terms and provisions thereof: (1) That expenses that are reasonable and necessary to be incurred by the Lemon Administrative Committee during the period November 1, 1966, through October 31, 1967, will amount to $247,380, and (2) that the rate of assessment for said period, payable by each handler in accordance with § 910.41, be fixed at $0.019 per carton of lemons.

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: December 6, 1966.

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

[F.R. Doc. 66-13261; Filed, Dec. 8, 1966; 8:48 a.m.]

[7 CFR Part 1064]

MILK IN GREATER KANSAS CITY MARKETING AREA

Notice of Proposed Suspension of Certain Provisions of Order

Notice is hereby given that, pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), the suspension of certain provisions of the order regulating the handling of milk in the Greater Kansas City marketing area is being considered for the month of December 1966.

The provisions proposed to be suspended are:

1. In the proviso contained in § 1064.12(b), the provisions "4 of the 5 months of", "through January", and "of February through August".

This would result in the proviso reading as follows: "*Provided*, That any supply plant which is a pool plant by reason of meeting the required percentages of this paragraph during September shall be pooled for the following months if the required percentages pursuant to this paragraph are not met, unless such operator requests the market administrator in writing that such plant not be a pool plant, such nonpool status to be effective the first month following such notice and thereafter until the plant qualifies as a pool plant on the basis of shipments."

2. In the second sentence of § 1064.15 (a) the provisions "25 percent", "and", and "in each of the months of January through June".

This would result in the second sentence reading as follows: "The total quantity of milk so diverted may not exceed in each of the months of July through December 50 percent of its member producer milk received at all pool distributing plants during the month;"

3. In the second sentence of § 1064.15 (b) the provisions "25 percent", "and", and "in each of the months of January through June".

This would result in the second sentence reading as follows: "However, the total quantity of milk so diverted may not exceed in each of the months of July through December 50 percent of the milk received at such plant during the month from producers who are not members of a cooperative association which has diverted milk pursuant to paragraph (a) of this section; and"

Proposed suspension No. 1 would permit a supply plant to be pooled during the month of December 1966 if it had been pooled during the month of September regardless of the percentage of its receipts which are shipped to distributing plants during that month. Proposed suspensions No. 2 and 3 would permit cooperative associations and other handlers to divert producer milk to nonprool plants in a quantity up to 50 percent of the amount of producer milk delivered to pool plants.

Proposed suspensions No. 1 and 2 were requested for the month of December 1966 by cooperative associations representing the majority of the producers supplying the market. The cooperatives' representative stated that unless the suspension is granted, unusually large receipts of milk from producers made currently, together with the anticipated reduction in Class I sales around the Christmas and New Year holidays, will make it difficult, if not impossible, for certain regular supplies of milk for the Kansas City market to qualify as producer milk.

Since the basis for the requested suspension No. 2 may apply also to handlers receiving milk from producers other than cooperative associations, consideration is also being given to the suspension designated as No. 3.

All persons who desire to submit written data, views, or arguments in connection with the proposed suspension should file the same with the Hearing Clerk, Room 112–A, Administration Building, U.S. Department of Agriculture, Washington, D.C. 20250, not later than 3 days from the date of publication of this notice in the FEDERAL REGISTER. All documents filed should be in quadruplicate.

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)).

Signed at Washington, D.C., on December 6, 1966.

CLARENCE H. GIRARD,
Deputy Administrator,
Regulatory Programs.

[F.R. Doc. 66–13262; Filed, Dec. 8, 1966; 8:48 a.m.]

FEDERAL AVIATION AGENCY

[14 CFR Part 71]

[Airspace Docket No. 66–EA–70]

TRANSITION AREA

Proposed Designation

The Federal Aviation Agency is considering amending § 71.181 of Part 71 of the Federal Aviation Regulations so as to designate a 700-foot floor transition area over Hershey Air Park, Hershey, Pa.

A new radar instrument approach procedure for Hershey, Pa., has been authorized. To provide airspace protection for IFR arrival and departure procedures at Hershey, Pa., Air Park, a 700-foot floor transition area will be required.

Interested persons may submit such written data or views as they may desire. Communications should be submitted in triplicate to the Director, Eastern Region, Attention: Chief, Air Traffic Division, Federal Aviation Agency, Federal Building, John F. Kennedy International Airport, Jamaica, N.Y. 11430. All communications received within 30 days after publication in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Agency officials may be made by contacting the Chief, Airspace and Standards Branch, Eastern Region.

Any data or views presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

The official docket will be available for examination by interested persons at the Office of the Regional Counsel, Federal Aviation Agency, Federal Building, John F. Kennedy International Airport, Jamaica, N.Y.

The Federal Aviation Agency, having completed a review of the requirements for the terminal area of Hershey, Pa., proposes the airspace action hereinafter set forth:

Amend § 71.181 of Part 71 of the Federal Aviation Regulations so as to designate a 700-foot floor transition area for Hershey, Pa., described as follows:

HERSHEY, PA.

That airspace extending upward from 700 feet above the surface within a 4-mile radius of the center (40°17'35'' N., 76°39'40'' W.) of Hershey Air Park Airport, Hershey, Pa.; and within 2 miles each side of the Runway 8 centerline extended from the 4-mile radius area to 5 miles east of the end of the runway, excluding that portion which coincides with Harrisburg, Pa., transition area. This transition area shall be effective from sunrise to sunset, daily.

This amendment is proposed under section 307(a) of the Federal Aviation Act of 1958; 72 Stat. 749; 49 U.S.C. 1348.

Issued in Jamaica, N.Y., on November 21, 1966.

WAYNE HENDERSHOT,
Deputy Director, Eastern Region.

[F.R. Doc. 66–13228; Filed, Dec. 8, 1966; 8:46 a.m.]

[14 CFR Part 71]

[Airspace Docket No. 66–WE–75]

TRANSITION AREA

Proposed Alteration

The Federal Aviation Agency is considering an amendment to Part 71 of the Federal Aviation Regulations. It is proposed to amend the Roseburg, Oreg., transition area in § 71.181 (31 F.R. 2249) as follows:

ROSEBURG, OREG.

That airspace extending upward from 700 feet above the surface within a 5-mile radius of the Roseburg Municipal Airport (latitude 43°14'20'' N., longitude 123°21'16'' W.), within 2 miles each side of the Roseburg VOR 177° radial, extending from the 5-mile radius area to 3.5 miles S of the VOR; that airspace extending upward from 1,200 feet above the surface within 8 miles W and 5 miles E of the 177° radial, extending from the VOR to 12 miles S of the VOR, and within 8 miles W and 5 miles E of the 003° and 183° radials, extending from 18 miles N to 7 miles S of the VOR.

In the early part of 1967, the FAA plans to install a fan marker (Winston) on the final approach radial (337° M) (357° T) of the Roseburg, Oreg., VOR, approximately 6.5 n.m. south of the Roseburg Municipal Airport. Installation of the fan marker will allow establishment of approach minima of 1,200 feet and 1 mile visibility. In addition, a 700-foot floor transition area is required to provide controlled airspace for aircraft executing the prescribed instrument approach, missed approach, and departure procedures below 1,200 feet above the surface.

Interested persons may participate in the proposed rule making by submitting

such written data, views, or arguments as they may desire. Communications should be submitted in triplicate to the Director, Western Region, Attention: Chief, Air Traffic Division, Federal Aviation Agency, 5651 West Manchester Avenue, Post Office Box 90007, Airport Station, Los Angeles, Calif. 90009. All communications received within 30 days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Agency officials may be made by contacting the Regional Air Traffic Division Chief. Any data, views, or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

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

This amendment is proposed under the authority of section 307(a) of the Federal Aviation Act of 1958, as amended; 72 Stat. 749; 49 U.S.C. 1348.

Issued in Los Angeles, Calif., on November 29, 1966.

JOSEPH H. TIPPETS,
Director, Western Region.

[F.R. Doc. 66-13229; Filed, Dec. 8, 1966; 8:46 a.m.]

Notices

DEPARTMENT OF THE TREASURY

Fiscal Service

[Dept. Circ. 570, 1966 Rev., Supp. No. 12]

PHOENIX INSURANCE CO. AND CONNECTICUT FIRE INSURANCE CO.

Termination of Authority To Qualify as Surety on Federal Bonds, Change of Name, and Issuance of New Certificate of Authority

The Certificate of Authority as an acceptable surety on Federal bonds issued by the Secretary of the Treasury under date of June 1, 1966, to The Phoenix Insurance Co., Hartford, Conn., a Connecticut corporation, under the Act of Congress approved July 30, 1947 (6 U.S.C. 6-13), terminated effective July 31, 1966, for the following reasons.

Pursuant to a Transfer and Assumption Agreement, filed with the Insurance Commissioner of the State of Connecticut on October 27, 1966, effective 12 midnight July 31, 1966, The Connecticut Fire Insurance Co., Hartford, Conn., a Connecticut corporation, acquired all the assets and business, subject to all liabilities, of The Phoenix Insurance Co. which, effective midnight July 31, 1966, withdrew from the insurance business and adopted the name The Sixty-One Woodland Street Corp. A copy of the Transfer and Assumption Agreement is on file in the Treasury Department, Bureau of Accounts, Surety Bonds Branch, Washington, D.C. 20226.

The Connecticut Fire Insurance Co., Hartford, Conn., which assumed the insurance business of The Phoenix Insurance Co., holds a Certificate of Authority as an acceptable surety on Federal bonds issued by the Secretary of the Treasury June 1, 1966.

Effective 12:01 a.m. August 1, 1966, The Connecticut Fire Insurance Co., Hartford, Conn., a Connecticut corporation, which was a subsidiary of The Phoenix Insurance Co., formally adopted the name of The Phoenix Insurance Co. A copy of certificate issued by the Insurance Commissioner of the State of Connecticut certifying to the change of name has been received and filed in the Treasury Department.

A new Certificate of Authority as an acceptable surety on Federal bonds, dated August 1, 1966, has been issued to The Phoenix Insurance Co., Hartford, Conn. under the above Act of Congress to replace the Certificate issued June 1, 1966 to the Company under its former name, The Connecticut Fire Insurance Co., with a new underwriting limitation of $15,372,000.

Pursuant to a Certificate of Merger, effective 12:02 a.m. August 1, 1966, on file with the Treasury, The Sixty-One Woodland Street Corp. (formerly The Phoenix Insurance Co.) merged with and into The Travelers Corp. (the surviving corporation).

In view of the foregoing, no action need be taken by bond-approving officers, by reason of the transfer of insurance business of The Phoenix Insurance Co. to The Connecticut Fire Insurance Co., the withdrawal from the insurance business of The Phoenix Insurance Co., or the change of name of The Connecticut Fire Insurance Co., with respect to any bond or other obligation in favor of the United States or in which the United States has an interest, direct or indirect, issued on or before July 31, 1966, by The Phoenix Insurance Co. or The Connecticut Fire Insurance Co. pursuant to the Certificates of Authority issued to the companies by the Secretary of the Treasury.

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

Dated: December 5, 1966.

[SEAL] JOHN K. CARLOCK,
Fiscal Assistant Secretary.

[F.R. Doc. 66-13238; Filed, Dec. 8, 1966; 8:47 a.m.]

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[Wyoming 2866]

WYOMING

Notice of Proposed Withdrawal and Reservation of Lands

DECEMBER 5, 1966.

The Bureau of Reclamation, U.S. Department of the Interior, has filed an application, Serial Number Wyoming 2866, for the withdrawal of lands described below, from all forms of appropriation under the public land laws, including the mining laws but not the mineral leasing laws, subject to valid existing rights.

The bentonite deposits in the land are necessary to the control of seepage in the irrigation system of the Shoshone Project. The applicant wishes to assure tenure of the lands to insure the availability of this material for reclamation purposes.

For a period of 30 days from the date of publication of this notice, all persons who wish to submit comments, suggestions, or objections in connection with the proposed withdrawal may present their views in writing to the undersigned officer of the Bureau of Land Management, Department of the Interior, 2120 Capitol Avenue, Cheyenne, Wyo. 82001.

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

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

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

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

The lands involved in the application are:

SIXTH PRINCIPAL MERIDIAN, WYOMING

T. 56 N., R. 98 W.,
Sec. 26, SW¼;
Sec. 27, E½SE¼.

The areas described aggregate 240 acres.

ED PIERSON,
State Director.

[F.R. Doc. 66-13239; Filed, Dec. 8, 1966; 8:47 a.m.]

[U-0148881]

UTAH

Notice of Classification

DECEMBER 2, 1966.

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 through exchange under Section 8 of the Taylor Grazing Act (43 U.S.C. 315g), for lands in the Salt Lake District.

The comments of Southern Pacific Co. resulting from publication of notice of the proposed classification (31 F.R. 10478) have been accommodated.

The lands affected by this classification are located in Box Elder County and are described as follows:

SALT LAKE MERIDIAN

T. 10 N., R. 17 W.,
Secs. 10, 14, and 26;
Sec. 22, E½, E½W½, and SW¼SW¼;
Sec. 34, N½, SW¼, and W½SE¼.
T. 11 N., R. 17 W.,
Sec. 26, S½N½, N½S½, S½SW¼, SW¼SE¼;
Sec. 34.

Containing 4,080 acres.

For period of 30 days, interested parties may submit comments to the Secretary of the Interior, LLM, 721, Washington, D.C. 20240.

(43 CFR 2411.1-2(d))

R. D. NIELSON,
State Director.

[F.R. Doc. 66-13231; Filed, Dec. 8, 1966; 8:46 a.m.]

Bureau of Reclamation

LEWIS AND CLARK NATIONAL FOREST, MONT.

Order of Transfer of Administrative Jurisdiction of Land

By virtue of the authority vested in the Secretary of the Interior by section 7(c) of the Act of July 9, 1965 (79 Stat. 213), and his delegation of authority to the Commissioner of Reclamation dated February 25, 1966, published March 4, 1966 (31 F.R. 3426), jurisdiction over the following described lands, which lie within the exterior boundaries of the Lewis and Clark National Forest, Mont., and which were acquired by the Bureau of Reclamation in the development of the Gibson Reservoir, Sun River Project, is hereby transferred to the Secretary of Agriculture for recreational and other National Forest System purposes:

MONTANA PRINCIPAL MERIDIAN, MONTANA

HES 708 in Twps. 21 and 22 N., R. 9 W.,
HES 710 in Twps. 21 and 22 N., R. 10 W.,
HES 727 in secs. 5 and 6, T. 21 N., R. 9 W.

The areas described aggregate 416.10 acres.

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

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

Dated: December 1, 1966.

FLOYD E. DOMINY,
Commissioner of Reclamation.

[F.R. Doc. 66-13232; Filed, Dec. 8, 1966; 8:45 a.m.]

DEPARTMENT OF AGRICULTURE

Agricultural Stabilization and Conservation Service

RICE

Notice of Marketing Quota Referendum for the 1967 Crop

Marketing quotas for the crop of rice to be produced in 1967 have been duly proclaimed pursuant to provisions of the Agricultural Adjustment Act of 1938, as amended. Said act requires a referendum to be conducted within 30 days after the date of the issuance of said proclamation, of farmers who were engaged in the production of rice in 1966 to determine whether such farmers are in favor of or opposed to such quotas. Prior to establishing the date for the referendum on the 1967 crop rice, public notice (31 F.R. 12952) was given in accordance with 5 U.S.C. 553. No data, views, or recommendations pertaining thereto were submitted pursuant to such notice. It is hereby determined that the rice marketing quota referendum under said act for the 1967 crop of rice shall be held during the referendum period January 3 to 5, 1967, each inclusive by mail ballot in accordance with part 717 of this chapter (par. 717.17, 31 F.R. 12011). It is hereby determined that such referendum shall not be conducted by voting at polling places.

The period of the referendum is within 30 days after the date of the issuance of the proclamation of marketing quotas on the 1967 crop of rice, as required by law. Accordingly, it is necessary to waive the 30-day effective date provision of 5 U.S.C. 553, and this document shall become effective upon its publication in the FEDERAL REGISTER.

Effective date. Upon publication in the FEDERAL REGISTER.

Signed at Washington, D.C., on December 6, 1966.

E. A. JAENKE,
Acting Administrator, Agricultural Stabilization and Conservation Service.

[F.R. Doc. 66-13236; Filed, Dec. 6, 1966; 1:28 p.m.]

DEPARTMENT OF COMMERCE

Office of the Secretary

[Dept. Order 2-B; Amdt. 1]

ENVIRONMENTAL SCIENCE SERVICES ADMINISTRATION

Organization and Functions

This material amends the material appearing at 31 F.R. 10700-10702 of August 11, 1966.

Department Order 2-B, dated August 1, 1966, is hereby amended as follows:

1. Section 2 is amended to read:

SECTION 2. *Administrator of the Environmental Science Services Administration.* .01 The Administrator develops the objectives of the Administration, formulates policies and programs for achieving those objectives and directs execution of these programs.

.02 The Deputy Administrator assists the Administrator in formulating policies and programs and in administering these programs.

.03 The Associate Administrator assists the Administrator and the Deputy Administrator in formulating policies and programs and in administering the programs; synthesizes and evaluates ESSA marine operations and related charting services; and within policy exercises direction and management of the ESSA Commissioned Officer Corps.

.04 Liaison activities with Congress are centered in the Office of the Administrator.

2. Paragraph .04 of section 6 is amended to read:

SEC. 6. *Coast and Geodetic Survey.* .04 The *Office of Aeronautical Charting and Cartography* contributes to the safe navigation of air commerce and provides nautical and aeronautical charts for widespread use. To accomplish this it collects and evaluates air navigation information and compiles aeronautical chart manuscripts; prints and distributes nautical and aeronautical charts; maintains liaison with interests concerned with navigation regulations and information; and conducts research in support of these programs. This office also prints and distributes weather charts and related documents and provides printing, reproduction and distribution services to ESSA.

3. Subparagraph .03 of paragraph a of section 8 is amended to read:

SEC. 8. *General Staff Offices.* a. *The Administrative Operations Division* provides services throughout the Administration consisting of property, procurement and supply management; space and facilities management; travel and transportation services; mail and messenger services, and related office services; graphics services; safety; security; and tort claims.

Effective date: November 23, 1966.

DAVID R. BALDWIN,
Assistant Secretary for Administration.

[F.R. Doc. 66-13220; Filed, Dec. 8, 1966; 8:45 a.m.]

[Dept. Order 195]

NONDISCRIMINATION IN FEDERALLY-ASSISTED AND OTHER PROGRAMS AND ACTIVITIES

Authority and Functions

The following order was issued by the Secretary of Commerce on November 23, 1966. This material supersedes the material appearing at 30 F.R. 6281-6282 of May 5, 1965.

SECTION 1. *Purpose.* .01 The purpose of this order is (a) to provide for the implementation of the requirements of the Department of Commerce regulations (15 CFR Part 8; 30 F.R. 305, as corrected 30 F.R. 616; hereinafter called the "Reg-

ulations"), issued pursuant to Title VI of the Civil Rights Act of 1964 (78 Stat. 252; 42 U.S.C. 2000d—2000d–4; hereinafter called the "Act"), as such Act or regulations may hereafter be amended; and (b) to require nondiscrimination by Department of Commerce officials and employees with regard to race, color, creed, or national origin in the administration of the Department's programs and activities under any laws.

SEC. 2. *Delegation of authority.* .01 Pursuant to authority vested in the Secretary of Commerce by law, and subject to such policies and directives as he may prescribe, and in accord with § 8.3(e) of the regulations, the Secretarial Officer or the head of each primary operating unit of the Department, who by law or delegation has the principal responsibility within the Department for the administration of any law extending Federal financial assistance, is hereby designated and authorized to act as the responsible Department official under the regulations with respect to those programs which receive financial assistance or require an application to receive financial assistance under such laws. For the purpose of this order only, the Maritime Subsidy Board shall be considered to be the head of a primary operating unit for financial assistance programs which it administers, and in such capacity it shall act in accord with this order and the regulations.

.02 The aforesaid delegations of authority shall not, however, be deemed to include the authority of the Secretary to approve actions as specified in §§ 8.11(d) and 8.13(e) of the regulations.

.03 Subject to the provisions of this order and to such conditions and limitations in the exercise of such authority as each of them may prescribe, the Secretarial Officer or the head of each primary operating unit may redelegate the aforesaid authority except that the following functions of the responsible Department official set forth in the regulations shall not be redelegable:

a. Section 8.5(a)—Specifying the form and contents of the nondiscrimination clause for each program;

b. Section 8.10(b)(2)—Deciding that the results of an investigation do not warrant further action to effect compliance;

c. Section 8.11(c)—Advising an applicant or a recipient of his failure to comply with the regulations, including the nondiscrimination clause, and determining that compliance cannot be secured by voluntary means before commencing an administrative compliance proceeding under section 8.12;

d. Section 8.11(d)—Determining that compliance by an applicant, recipient, contractor, or other party cannot be secured by voluntary means and initiating action to effect compliance by other means authorized by law;

e. Section 8. 12(b)—Presiding at an administrative compliance hearing or designating a hearing officer to preside at such hearing;

f. Section 8. 12(e)—As delegated by the Secretary, providing for the conduct of consolidated or joint administrative compliance hearings by agreement with other departments and agencies where applicable;

g. Section 8. 13—Making initial and final decisions on the record in administrative compliance hearings, and submitting orders to the Secretary and otherwise being satisfied with the compliance of respondents thereunder in such administrative compliance proceeding cases; and

h. Section 8. 15(b)—Determining the contents of and issuing forms and detailed instructions and procedures to carry out the regulations for the programs for which he is responsible.

.04 The Assistant Secretary for Administration, by Department Order 134, has been authorized to carry out the Secretary's responsibilities for fulfilling the objectives of and effecting compliance throughout the Department with Title VI of the Act in accordance with the requirements of law and regulations.

SEC. 3. *Assignment of responsibilities.* .01 The Assistant Secretary for Administration shall:

a. Supervise and coordinate the Title VI activities of the Secretarial Officers and the primary operating units of the Department;

b. In cooperation with the General Counsel, review and, if satisfactory, authorize the form and content of nondiscrimination clauses, instructions, procedures, interpretations and other materials of general applicability proposed for use or issuance by a Secretarial Officer or by the head of a primary operating unit to implement the regulations;

c. Work, in cooperation with the General Counsel, with other Secretarial Officers and the head of each primary operating unit to develop compliance systems and supervise and evaluate the status of the activities of the primary operating unit directed at implementing the law and the regulations, including such activities as compliance reports, reviews, and investigations, processing of complaints review and approval of State plans where applicable, and the methods utilized to attempt to secure compliance by voluntary means;

d. Assist the Secretarial Officers and the head of each primary operating unit to obtain qualified personnel for effective implementation of Title VI of the Act and the regulations;

e. Represent the Department in the development of Government-wide systems required to coordinate and administer Title VI of the Act and the respective department and agency regulations issued thereunder; assign responsibilities, with their consent, to officials of other departments or agencies of the Government in connection with accomplishing the purposes of said Act and regulations; and act otherwise to achieve effective coordination and maximum uniformity within the Department and within the Executive Branch of the Government in the application of said Act and regulations to similar programs in similar situations; and

f. Prepare reports, and gather information therefor, as desired, with respect to the nondiscrimination responsibilities of the Department under Title VI of the Act and this order.

.02 The Special Assistant for Equal Opportunity in the Office of the Assistant Secretary for Administration shall perform the functions prescribed in Department Order 134–9 which are applicable to Title VI of the Act and the programs and activities relating thereto.

.03 The Secretarial Officer or the head of each primary operating unit, with respect to programs for which he is responsible, shall:

a. Prepare and issue material relating to the programs (e.g., statements of assurance, nondiscrimination clauses, other forms and instructions, complaint and compliance procedures);

b. Provide applicants and recipients, as may be required, with copies of the regulations and appropriate forms and instructions, including statements of assurance, compliance reports, etc.;

c. Develop methods for processing assurances, evaluating statements of compliance, making compliance checks and investigations, and for obtaining compliance reports in order to determine effectiveness in carrying out the purpose of Title VI of the Act and the regulations;

d. Develop methods of obtaining compliance by use of voluntary means for instances where noncompliances is indicated or threatened;

e. Develop methods to inform applicants and recipients, State agencies, and other interested individuals and organizations, which are beneficiaries or participants of the provisions of Title VI of the Act and the regulations, forms, instructions, and procedures issued thereunder, and their rights and responsibilities pursuant thereto; and work with governmental agencies and nongovernmental groups to develop methods directed toward encouraging and assisting in bringing about compliance with Title VI of the Act;

f. Develop methods to inform his staff members of their responsibilities under the regulations and this order, and to see that they are fulfilling the duties assigned to them;

g. Provide a system for processing complaints, including procedures for investigations thereof, to be cleared through and coordinated with the Assistant Secretary for Administration in the interest of uniformity of procedures and to avoid duplication in processing such complaints;

h. Designate an official within his organization unit, and furnish to the Assistant Secretary for Administration the name of the designee, who will exercise general surveillance for the head of his organization unit in the effective implementation of the regulations, and will coordinate the activities of the organization unit with the Assistant Secretary for Administration and other Government agencies as applicable; and

i. Make the determinations, arrange for administrative compliance proceedings, and otherwise act to fulfill the responsibilities set forth in the regulations,

or delegated in this order, or as may be assigned by the Assistant Secretary for Administration.

SEC. 4. *Prohibition against discrimination by officers and employees.* .01 No officer or employee of the Department acting in his official capacity shall directly or indirectly participate in any act or course of conduct which, on the ground of race, color, creed, or national origin, excludes from participation, denies any benefit to, or otherwise subjects to discrimination, any person under any program or activity administered or conducted by the Department, or one of its units, or such officer or employee. Such programs and activities include, for example, financial assistance loans, grants, or contracts; procurement or other contracts or agreements; employment by the Department; dissemination of information and publications; law enforcement; and property management.

.02 Other orders of the Department set forth the policy and procedures of the Department of Commerce with respect to equal employment opportunity and nondiscrimination in fulfilling contracts.

Effective date: November 23, 1966.

DAVID R. BALDWIN,
Assistant Secretary for Administration.

[F.R. Doc. 66-13221; Filed, Dec. 8, 1966; 8:45 a.m.]

[Dept. Order 89-B; Amdt. 2]

PATENT OFFICE

Organization and Functions

This material further amends the material appearing at 31 F.R. 6751-6752 of May 5, 1966 and 31 F.R. 10702 of August 11, 1966.

Department Order 89-B, dated April 13, 1966, as amended, is hereby further amended as follows:

A new subparagraph b. is added to section 2 to read:

SEC. 2. *Organization.*

b. Office of Planning and Programing

Reletter current subparagraphs "b." thru "r." to "c." thru "s."

A new paragraph .01 is added and subparagraph .03b. of section 4 is amended.

Renumber current paragraphs ".01" thru ".03" to ".02" thru ".04."

2. SEC. 4. *Functions of offices reporting to the Commissioner.* 01. *The Office of Planning and Programing* shall provide the principal assistance to the Commissioner in planning and developing the major programs of the Patent Office to accomplish its objectives and enhance its role and effectiveness in carrying out the purposes of the patent system; provide overall coordination of internal program planning in support of Officewide objectives, preparing pertinent guidelines governing such effort including PPBS as well as immediate and extended range program stages; initiate and conduct or coordinate the conduct of special studies and analyses required for formulating, reviewing, and appraising program plans and projections of goals, making use of the Organization and Systems Analysis Division or other most appropriate available resources for this purpose.

b. *The Organization and Systems Analysis Division,* a staff organization serving the entire Patent Office, shall provide analytical and system research resources for management in developing and implementing improvements in methods, procedures, systems, organization and corresponding functional alignment, and manpower and equipment utilization to resolve operational problems, achieve efficiency, economy, and effectiveness in operations, and strengthen management practices; develop information systems providing data for management in planning and programing future requirements, in exercising day-to-day operational control, and in measuring and evaluating the effectiveness of programs and policies; develop cost-benefit data and apply new system concepts; analyze and interpret systems data; and perform related activities and functions.

Effective date: November 21, 1966.

DAVID R. BALDWIN,
Assistant Secretary for Administration.

[F.R. Doc. 66-13222; Filed, Dec. 8, 1966; 8:45 a.m.]

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Food and Drug Administration

NIXON AND CO.

Notice of Filing of Petition for Food Additive Ferrous Fumarate

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(b)(5), 72 Stat. 1786; 21 U.S.C. 348(b)(5)), notice is given that a petition has been refiled by Nixon and Co., Omaha, Nebr. 68131, proposing the issuance of a regulation to provide for the safe use of ferrous fumarate in swine feed for the prevention of iron deficiency anemia in baby pigs.

Dated: December 1, 1966.

J. K. KIRK,
Associate Commissioner for Compliance.

[F.R. Doc. 66-13242; Filed, Dec. 8, 1966; 8:47 a.m.]

SALSBURY LABORATORIES

Notice of Filing of Petition for Food Additives

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(b)(5), 72 Stat. 1786; 21 U.S.C. 348(b)(5)), notice is given that a petition has been filed by Salsbury Laboratories, Charles City, Iowa 50616, proposing amendments to §§ 121.264 and 121.269 of the food additive regulations to provide for the safe use of a combination of sulfanitran (acetyl - (*p* - nitrophenyl) - sulfanilamide) and aklomide (2-chloro-4-nitrobenzamide) in the drinking water of chickens for treatment of coccidiosis.

Dated: December 1, 1966.

J. K. KIRK,
Associate Commissioner for Compliance.

[F.R. Doc. 66-13243; Filed, Dec. 8, 1966; 8:47 a.m.]

ATOMIC ENERGY COMMISSION

[Docket No. 27-39]

CALIFORNIA NUCLEAR, INC.

Notice of Issuance of Amendment of Byproduct, Source, and Special Nuclear Material License

Please take notice that no request for hearing or petition for leave to intervene has been filed following publication of the notice of proposed amendment of License No. 13-10042-1. The Atomic Energy Commission has this date issued Amendment No. 7 to License No. 13-10042-1. The license amendment is essentially in the form set forth in the notice of proposed issuance published in the FEDERAL REGISTER on November 15, 1966, 31 F.R. 14575. The license amendment has been modified to include the authority granted in Amendment No. 6 also published in the FEDERAL REGISTER on November 15, 1966. Amendment No. 6 provided for packaging of radioactive resins at the Commonwealth Edison Co. Dresden Nuclear Power Station, Morris, Ill., and for burial of packages containing hydrogen 3.

Dated at Bethesda, Md., December 2, 1966.

For the Atomic Energy Commission.

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

[License No. 13-10042-1; Amdt. 7]

The Atomic Energy Commission having found that:

A. The licensee's equipment, facilities, and procedures are adequate to protect health and minimize danger to life or property.

B. The licensee is qualified by training and experience to use the material for the purpose requested in accordance with the regulations in Title 10, Code of Federal Regulations, and in such manner as to protect health and minimize danger to life and property.

C. The application for license amendment dated August 16, 1966, as amended August 31, 1966; September 9, 1966; September 14, 1966; and October 3, 1966, complies with the requirements of the Atomic Energy Act of 1954, as amended, and is for a purpose authorized by that Act.

D. Issuance of the amendment will not be inimical to the common defense and security nor to the health and safety of the public.

Byproduct, Source, and Special Nuclear Material License No. 13-10042-1 is amended in its entirety to read as follows:

Pursuant to the Atomic Energy Act of 1954, as amended; 10 CFR Part 30, "Rules of General Applicability to Licensing of Byproduct Material"; 10 CFR Part 40, "Licensing of Source Material"; 10 CFR Part 70, "Special Nuclear Material"; a license is hereby issued to California Nuclear, Inc., 2323 South Ninth

Street, Lafayette, Ind. 47905, to receive and possess waste byproduct and source material in any State of the United States except in "Agreement States" as defined in § 150.3(b), 10 CFR Part 150; to receive and possess special nuclear material in any State of the United States; to receive, possess, process, repackage, store, and to dispose by burial in the soil, waste byproduct, source, and special nuclear material at a facility located in Benton County, Wash.; to receive, possess, and store waste byproduct, source, and special nuclear material at a facility located in Lockport Township, Will County, Ill.; and to receive, possess, process, repackage, and store waste byproduct, source, and special nuclear material at a facility located in Bureau County, Ill.

This license shall be deemed to contain the conditions specified in section 183 of the Atomic Energy Act of 1954, as amended, and is subject to the provisions of 10 CFR Part 20, "Standards for Protection Against Radiation," all other applicable rules, regulations, orders of the Atomic Energy Commission now or hereafter in effect, and to the following conditions:

1. The licensee shall not possess at any one time at each of its facilities located in Benton County, Wash.; Will County, Ill.; and Bureau County, Ill., more than:

A. 50,000 curies of byproduct material

B. 4,000 pounds of source material

C. 5,000 grams of special nuclear material

in accordance with the following:

(a) No single package shall contain more than 100 grams of uranium 235 or 60 grams of uranium 233 or 60 grams of plutonium or any combination thereof such that the sum of the ratios of the quantity of each special nuclear material to the quantities specified herein does not exceed unity. Unity shall be determined by the following formula:

$$\frac{\text{grams contained U235}}{100}+\frac{\text{grams contained U233}}{60}+\frac{\text{grams contained Pu}}{60}\leqq 1$$

(b) No single package shall contain more than 15 grams of any combined uranium 235, uranium 233, and plutonium per cubic foot of total volume.

2. Each accumulation of packages shall contain not more than 500 grams of uranium 235 or 300 grams of uranium 233 or 300 grams of plutonium or combinations thereof such that the sum of the ratios of the quantity of each special nuclear material to the quantities specified herein does not exceed unity, as determined by the following formula:

$$\frac{\text{grams contained U235}}{500}+\frac{\text{grams contained U233}}{300}+\frac{\text{grams contained Pu}}{300}\leqq 1$$

and shall be stored at least 12 feet from any other packages containing special nuclear material.

3. Except as specifically provided otherwise by this license, the licensee shall receive, possess, process, repackage, store, and dispose of byproduct, source, and special nuclear material in accordance with the radiological safety procedures and limitations contained in the application dated October 23, 1963, as amended December 9, 1963; April 21, 1964; August 18, 1964; August 28, 1964; September 18, 1964; October 12, 1964; February 3, 1965; November 24, 1965; and March 31, 1966; and in the application dated August 16, 1966, as amended August 31, 1966; September 9, 1966; September 14, 1966; and October 3, 1966 (hereafter collectively referred to as the "application").

4. Operations shall be conducted by William D. Johnson, Radiation Protection Officer, Frederick P. Beierle, and other individuals designated by the licensee's Radiation Protection Officer upon satisfactory completion of the licensee's training program.

5. A copy of the "Radiological Physics Safety Manual for Atomic Energy Commission Operations" dated April 21, 1964, shall be supplied to each employee engaged in operations under this license.

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

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

7. The licensee may process and repackage byproduct, source, and special nuclear material only at its facilities in Benton County, Wash., and Bureau County, Ill.

8. The licensee shall not process or repackage any radioactive waste at its facilities in Benton County, Wash., and/or Bureau County, Ill., until the structures described in the application have been erected and until radiation safety equipment has been secured and installed.

At such time as the licensee begins to process and repackage waste material, the licensee shall notify the Chief, Isotopes Branch, Division of Materials Licensing.

9. The licensee shall not store any package at its facilities in Benton County, Wash., and Bureau County, Ill., for more than 6 months from date of receipt.

10. Byproduct, source, and special nuclear material may be disposed of by burial at a site located in the southeast corner of sec. 9, township 12, north range 26, EMW, Benton County, Wash., in accordance with procedures and limitations set forth in the application dated August 18, 1964, and amendments thereto dated August 28, 1964; September 18, 1964; and February 3, 1965.

11. The licensee shall bury any accumulation of packages containing special nuclear material in the quantities specified in Condition 2 of this license in such a manner as to have a minimum of 8 inches of earth in all directions from any other packages containing special nuclear material.

12. Should any water sample obtained from the test well reveal an increase in the concentrations of radioactive material determined prior to commencement of the burial operations, the licensee shall perform further surveys to determine whether or not the increase is due to the land burial operations. Should the radioactivity be determined to originate in the burial ground, the licensee shall notify the Director, Division of Materials Licensing, within thirty (30) days of such findings.

13. The licensee shall not open any packages at its facility in Lockport Township, Will County, Ill., except to repair or repackage containers damaged in transit.

14. The licensee shall not store any package at its facility in Lockport Township, Will County, Ill., for more than 1 year from date of receipt.

15. The licensee shall not receive any byproduct, source, or special nuclear material at the Lockport Township, Will County site until the building, fencing, and other safeguards designed to protect against unauthorized entry have been completed.

At such time as the licensee begins to store packages, the licensee shall notify the Chief, Isotopes Branch, Division of Materials Licensing.

16. The licensee is authorized to receive at the Commonwealth Edison Co. Dresden Nuclear Power Station, Morris, Ill., approximately 2,000 curies of byproduct material contained in about 5,000 cubic feet of resin and to package the resins in concrete tanks. The licensee shall receive, package, and store the resins in accordance with the radiological safety procedures and limitations specified in Condition 3. of this license and the application for license amendment dated September 26, 1966, as amended September 29, 1966, and October 25, 1966.

17. The licensee is authorized to receive and bury at its facility located in Hanford, Wash., packages containing tritium gas in accordance with the application for license amendment dated October 19, 1966.

This license shall expire August 31, 1968.

Date of issuance: December 2, 1966.

For the Atomic Energy Commission.

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

[F.R. Doc. 66-13217; Filed, Dec. 8, 1966; 8:45 a.m.]

[Docket No. 50-16]

POWER REACTOR DEVELOPMENT CO.

Notice of Issuance of Amendment to Provisional Operating License

The Atomic Energy Commission has issued, effective as of the date of issuance, Amendment No. 4, set forth below to Provisional Operating License No. DPR-9. The amendment authorizes the Power Reactor Development Co. to receive, possess, and store, but not to use in the reactor, additional quantities of special nuclear material and source material in certain sealed test fuel specimens.

Within fifteen (15) days from the date of publication of this notice in the Federal Register, the applicant may file a request for a hearing, and any person whose interest may be affected by this proceeding may file a petition for leave to intervene. Requests for a hearing and petitions to intervene shall be filed in accordance with the provisions of the Commission's rules of practice, 10 CFR Part 2. If a request for a hearing or a petition for leave to intervene is filed within the time prescribed in this notice, the Commission will issue a notice of hearing or an appropriate order.

For further details with respect to this amendment, see (1) a related safety evaluation prepared by the Test and

Power Reactor Safety Branch of the Division of Reactor Licensing and (2) the licensee's application for amendment dated October 19, 1966, which are available for public inspection at the Commission's Public Document Room, 1717 H Street NW., Washington, D.C. A copy of item (1) above may be obtained at the Commission's Public Document Room, or upon request, addressed to the Atomic Energy Commission, Washington, D.C. 20545, Attention: Director, Division of Reactor Licensing.

Dated at Bethesda, Md., this 30th day of November 1966.

For the Atomic Energy Commission.

PETER A. MORRIS,
Director,
Division of Reactor Licensing.

[License No. DPR-9; Amdt. 4]

The Atomic Energy Commission having found that:

a. The application for amendment dated October 19, 1966, complies with the requirements of the Atomic Energy Act of 1954, as amended, and the Commisson's regulations set forth in Title 10, Chapter 1, CFR;

b. Operation of the reactor in accordance with the license, as amended, will not present undue hazard to the health and safety of the public and will not be inimical to the common defense and security;

c. Prior public notice of proposed issuance of this amendment is not required since the amendment does not involve significant hazards considerations different from those previously evaluated;

Provisional Operating License No. DPR-9, issued to the Power Reactor Development Co., is hereby amended by adding a new paragraph 2.h., as follows:

2.h. To receive, possess, and store, but not to irradiate or install or otherwise use in the reactor until specifically authorized hereunder, not in excess of 500 sealed fuel test specimens containing in the aggregate not in excess of 15 kilograms of Pu-239, 1.5 kilograms of Pu-240, 0.2 kilogram of Pu-241, 55 kilograms of U-235 and 11 kilograms of U-238, pursuant to the Act and Title 10, CFR, Chapter 1, Part 70, "Special Nuclear Material", and Title 10, CFR, Chapter 1, Part 40, "Licensing of Source Material".

This amendment is effective as of the date of issuance.

Date of issuance: November 30, 1966.

For the Atomic Energy Commission.

Director,
Division of Reactor Licensing.

[F.R. Doc. 66-13218; Filed, Dec. 8, 1966; 8:45 a.m.]

[Docket No. PRM-30-29]

MINNESOTA MINING AND MANUFACTURING CO.

Notice of Filing of Petition for Rule Making

Please take notice that the Minnesota Mining and Manufacturing Co., 2501 Hudson Road, St. Paul, Minn., by letter dated November 8, 1966, has filed with the Commission a petition for rule making to amend the Commission's regulations so as to exempt from licensing requirements radioluminous automobile windshield wiper control knob markers and headlight switch knob markers, each marker to be illuminated by a maximum of 2 millicuries of promethium 147 in each device.

The petitioner proposes that each device be tested and controlled as specified for the presently exempted automobile lock illuminators under 10 CFR Part 32 and that each design would have to be approved by the Commission after it has been shown to pass the specified prototype tests. The petitioner proposes that the maximum allowable radiation level from the device, in an assembled condition, would be 1 millirad per hour at 1 centimeter from any readily accessible surface when measured through 50 milligrams per square centimeter of absorber.

The petitioner requests that each of these devices become an exempt item when it leaves the manufacturer's plant, thereby precluding the necessity of the knob assemblers obtaining a specific license to obtain and assemble the item.

A copy of the petition for rule making is available for public inspection in the Commission's Public Document Room at 1717 H Street NW., Washington, D.C.

Dated at Germantown, Md., this 5th day of December 1966.

For the Atomic Energy Commission.

W. B. McCOOL,
Secretary.

[F.R. Doc. 66-13219; Filed, Dec. 8, 1966; 8:45 a.m.]

FEDERAL COMMUNICATIONS COMMISSION

[Docket No. 17028; FCC 66M-1636]

AMERICAN TELEPHONE AND TELEGRAPH CO.

Order Scheduling Hearing

In the matter of American Telephone and Telegraph Co., Docket No. 17028; Switched Circuit Automatic Network (SCAN) Tariff FCC No. 260, fourth revised page 170, first revised page 170.1, and original page 170.2.

It is ordered, This 6th day of December 1966, that Elizabeth C. Smith shall serve as Presiding Officer in the above-entitled proceeding; that the hearings therein shall be convened on January 16, 1967, at 10 a.m.; and that a prehearing conference shall be held on January 4, 1967, commencing at 9 a.m.: *And, it is further ordered,* That all proceedings shall be held in the offices of the Commission, Washington, D.C.

Released: December 6, 1966.

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

[F.R. Doc. 66-13246; Filed, Dec. 8, 1966; 8:47 a.m.]

[Docket Nos. 17026, 17027; FCC 66-1094]

D & T BROADCASTING CO. AND SERVICE COMMUNICATIONS, INC.

Memorandum Opinion and Order Designating Applications for Consolidated Hearing on Stated Issues

In re applications of D & T Broadcasting Co., Dumas, Ark., Docket No. 17026, File No. BP-16729; Requests: 1190 kc, 1 kw, Day, Class II; Service Communications, Inc., Augusta, Ark., Docket No. 17027, File No. BP-17040; Requests: 1190 kc, 250 w, Day, Class II; for construction permits.

1. The Commission has before it the above-captioned applications which are mutually exclusive in that simultaneous operation of the stations proposed would result in prohibited overlap of contours as defined in § 73.37(a) of the Commission's rules.

2. D & T Broadcasting Co. estimates that $18,500 will be required for construction and $40,000 for first-year operating expenses, bringing to $58,500 the total projected cost of operating the station for 1 year without revenues. The applicant has available $30,000 in loans and stock subscriptions. Although the applicant's parent corporation has shown a large reserve of liquid assets, it has made no specific commitment of funds to D & T beyond a $10,000 loan. The applicant has failed to show sufficient cash and liquid assets to meet the amount required to construct and operate the proposed station for a year without revenues.[1] A financial issue will be specified.

3. An examination of the application of Service Communications, Inc., indicates that a total of $54,800 is needed to construct ($22,800) and operate ($32,000) the proposed station for a period of 1 year without revenues. The applicant has $28,800 available in cash and loan commitments. Thus, the applicant has failed to show sufficient cash and liquid assets to meet the amount required to construct and operate the proposed station for 1 year without revenues. Accordingly, a financial issue will be specified.

4. From the information before the Commission it appears that except as indicated by the issues below, the applicants are qualified to construct, own and operate the proposed stations; however, in view of the fact that the proposals are mutually exclusive, and in view of the foregoing, the applications must be designated for hearing in a consolidated proceeding on the issues set forth below.

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

1. To determine, with respect to the applications of D & T Broadcasting Co.

[1] Neither applicant relies upon revenues to meet first-year operating expenses.

and Service Communications, Inc.: Assuming that all of the funds upon which the applicants rely were available to them, how each applicant will obtain the necessary additional funds to construct and operate its proposed new station for 1 year.

2. To determine the areas and populations which would receive primary service from each of the applications and the availability of other primary service to such areas and populations.

3. To determine, in the light of section 307(b) of the Communications Act of 1934, as amended, which of the proposals would better provide a fair, efficient, and equitable distribution of radio service.

4. To determine, in the light of the evidence adduced pursuant to the foregoing issues, which, if either, of the applications should be granted.

It is further ordered, That, in the event of a grant of either of the proposals, the construction permit shall contain the following condition: Pending a final decision in Docket No. 14419 with respect to presunrise operation with daytime facilities, the present provisions of § 73.87 of the Commission's rules are not extended to this authorization, and such operation is precluded.

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

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

Adopted: November 30, 1966.

Released: December 6, 1966.

FEDERAL COMMUNICATIONS COMMISSION,[1]
[SEAL] BEN F. WAPLE,
Secretary.

[F.R. Doc. 66-13247; Filed, Dec. 8, 1966; 8:47 a.m.]

[Docket Nos. 17026, 17027; FCC 66M-1635]

D & T BROADCASTING CO. AND SERVICE COMMUNICATIONS, INC.

Order Scheduling Hearing

In re applications of D & T Broadcasting Co., Dumas, Ark., Docket No. 17026, File No. BP-16729; Service Communications, Inc., Augusta, Ark., Docket No. 17027, File No. BP-17040; for construction permits.

It is ordered, This 6th day of December 1966, that Chester F. Naumowicz, Jr., shall serve as Presiding Officer in the above-entitled proceeding; that the hearings therein shall be convened on January 18, 1967, at 10 a.m.; and that a prehearing conference shall be held on January 4, 1967, commencing at 9 a.m.: *And, it is further ordered,* That all proceedings shall be held in the offices of the Commission, Washington, D.C.

Released: December 6, 1966.

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

[F.R. Doc. 66-13248; Filed, Dec. 8, 1966; 8:47 a.m.]

[Docket No. 16663; FCC 66M-1637]

LAMAR LIFE INSURANCE CO.

Order Rescheduling Prehearing Conference

In re applications of Lamar Life Insurance Co., Docket No. 16663, File No. BRCT-326; for renewal of license of television station WLBT and auxiliary services, Jackson, Miss.

Because of a conflict in the hearing schedule: *It is ordered,* This 6th day of December 1966, that the prehearing conference now scheduled for December 16, 1966, be and the same is hereby rescheduled for December 13, 1966, at 9 a.m., in the Commission's offices, Washington, D.C.

Released: December 6, 1966.

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

[F.R. Doc. 66-13249; Filed, Dec. 8, 1966; 8:47 a.m.]

[Docket Nos. 17024, 17025; FCC 66-1093]

J. T. PARKER, JR., AND WILLIAM R. LIVESAY

Memorandum Opinion and Order Designating Applications for Consolidated Hearing on Stated Issues

In re applications of J. T. Parker, Jr., Kingsport, Tenn., Docket No. 17024, File No. BP-16692; Requests: 1090 kc, 1 kw, Day, Class II; William R. Livesay, Kingsport, Tenn., Docket No. 17025, File No. BP-16859; Requests: 1090 kc, 1 kw, Day, Class II; for construction permits.

1. The Commission has before it (a) the above-captioned and described applications; (b) a joint request for approval of an agreement filed by Stokes County Broadcasting Co., licensee of WKTE, King, N.C., and J. T. Parker, Jr.; (c) an opposition to the joint request, filed by William R. Livesay; and (d) the Stokes-Parker reply thereto.

2. The applications of J. T. Parker, Jr., and William R. Livesay are mutually exclusive in that simultaneous operation of the proposals would result in mutually destructive interference. Both proposals were also mutually exclusive with the operation proposed by Stokes County Broadcasting Co. (WKTE) prior to the amendments filed by Stokes on August 15 and October 5, 1966. The aforementioned amendments were filed pursuant to the agreement between Stokes and Parker, submitted for Commission approval on May 13, 1966, providing for a change in the Stokes directional pattern to remove the conflict with Parker and Livesay and to expedite consideration of all three applications. Parker has agreed to pay Stokes $1,575.82 as partial reimbursement for expenses incurred in connection with the preparation and prosecution of the WKTE application.

3. In the Livesay opposition to the request for approval of the agreement, it is asserted that the joint request does not comply with § 1.525 of the Commission's rules, in that it was not accompanied by "information as to who initiated the negotiations," nor by a "summary of the history of the negotiations." Based on the petition, accompanying affidavits and pleadings, we find that Stokes and Parker have, in fact, adequately fulfilled the requirements of § 1.525. Livesay also contends that Parker's plan to lease his transmitter site from an Elizabethton, Tenn., broadcaster and his family would violate § 73.35(a) of the rules. Livesay argues that Parker's lessor-lessee relationship with another broadcaster raises a question as to who exercises actual control over the Parker proposal. We find that the response to this charge set out in the Parker-Stokes reply is sufficient to answer the allegation insofar as it is advanced as a reason for denying approval of the agreement. Parker and Livesay remain mutually exclusive applicants for Kingsport, and additional facts, if any, known to Livesay concerning alleged violations of the duopoly rules would more appropriately be considered, on proper motion, within the context of the forthcoming hearing.

4. Affidavits filed in support of the agreement establish that Stokes legitimately and prudently expended sums in excess of $1575.82 for the preparation and prosecution of its application. Since the latest Stokes amendment does not materially alter the original proposal, no question is raised with respect to undue impedance of section 307(b) of the Communications Act of 1934, as amended, and no publication is required. Consummation of the agreement would remove an existing engineering conflict between Stokes and the two Kingsport proposals. For this reason and for the reasons stated in the preceding paragraph, we will grant the request for approval of the agreement.

5. J. T. Parker, Jr., estimates that $68,900 will be required to construct ($20,900) and operate ($48,000) his proposed station for 1 year. The application indicates that liquid assets and loan commitments total only $46,983. Accordingly, a financial issue will be specified.

[1] Commissioners Bartley and Wadsworth absent.

6. Except as indicated by the issues specified below, both applicants are qualified to construct and operate as proposed. However, since they are mutually exclusive, the Commission is unable to make the statutory finding that a grant of the subject applications would serve the public interest, convenience, and necessity, and is of the opinion that the applications must be designated for hearing in a consolidated proceeding on the issues set forth below.

Accordingly, it is ordered, That, pursuant to section 309(e) of the Communications Act of 1934, as amended, the applications of J. T. Parker, Jr., and William R. Livesay are designated for hearing in a consolidated proceeding, at a time and place to be specified in a subsequent order, upon the following issues;

1. To determine, in connection with the application of J. T. Parker, Jr.:

(a) Assuming that all of the funds upon which the applicant relies were available to him, how he will obtain the necessary additional funds to construct and operate the proposed new station for 1 year.

(b) In the light of the evidence adduced pursuant to the foregoing, whether the applicant is financially qualified.

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

3. To determine, in the light of the evidence adduced pursuant to the foregoing issues, which of the applications should be granted.

It is further ordered, That, in the event of a grant of either of the above applications, the construction permit shall contain the following condition:

Pending a final decision in Docket No. 14419 with respect to presunrise operation with daytime facilities, the present provisions of § 73.87 of the Commission's rules are not extended to this authorization, and such operation is precluded.

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

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

It is further ordered, That the "Joint Request for Approval of Agreement" by Stokes County Broadcasting Co. and J. T. Parker, Jr., is granted.

Adopted: November 30, 1966.

Released: December 6, 1966.

FEDERAL COMMUNICATIONS COMMISSION,[1]
[SEAL] BEN F. WAPLE,
Secretary.

[F.R. Doc. 66-13250; Filed, Dec. 8, 1966; 8:47 a.m.]

[Docket Nos. 17024, 17025; FCC 66M-1634]

J. T. PARKER, JR., AND WILLIAM R. LIVESAY

Order Scheduling Hearing

In re applications of J. T. Parker, Jr., Kingsport, Tenn., Docket No. 17024, File No. BP-16692; William R. Livesay, Kingsport, Tenn., Docket No. 17025, File No. BP-16859; for construction permits.

It is ordered, This 6th day of December 1966, that H. Gifford Irion shall serve as Presiding Officer in the above-entitled proceeding; that the hearings therein shall be convened on January 17, 1967, at 10 a.m.; and that a prehearing conference shall be held on January 6, 1967, commencing at 9 a.m.; and, *it is further ordered,* That all proceedings shall be held in the offices of the Commission, Washington, D.C.

Released: December 6, 1966.

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

[F.R. Doc. 66-13251; Filed, Dec. 8, 1966; 8:48 a.m.]

[Docket Nos. 17029, 17030]

RUSSEL SHAFFER AND INTERNATIONAL ELECTRONIC DEVELOPMENT CORP.

Order Designating Applications for Consolidated Hearing on Stated Issues

In re applications of Russel Shaffer, Boulder, Colo., Docket No. 17029, File No. BPH-5337; Requests: 94.7 mc, No. 234; 30 kw; 69 ft.; International Electronic Development Corp., Boulder, Colo., Docket No. 17030, File No. BPH-5432; Requests: 94.7 mc, No. 234; 60 kw; 961 ft.; for construction permits.

1. The Commission, by the Chief, Broadcast Bureau, under delegated authority considered the above captioned and described applications for construction permits on December 5, 1966.

2. These applications are mutually exclusive in that operation by the applicants as proposed would cause mutually destructive interference.

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

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

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

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

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

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

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

Released: December 6, 1966.

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

[F.R. Doc. 66-13252; Filed, Dec. 8, 1966; 8:48 a.m.]

[Docket No. 15871; FCC 66M-1632]

SOUTHINGTON BROADCASTERS

Memorandum of Ruling Regarding Further Hearing

In re application of Fitzgerald C. Smith trading as Southington Broadcasters, Southington, Conn., Docket No. 15871, File No. BP-16405; for construction permit.

[1] Commissioners Bartley and Wadsworth absent.

At a conference held on December 1, 1966, called by the Examiner to discuss further hearing in this proceeding on a set of so-called "suburban issues," counsel for the applicant advanced the following information. Applicant is currently exploring with its consulting engineer the possibility of amending its application to decrease power. This step is being taken to remove the basis for a Commission presumption, under which it now labors, to the effect that it proposes to operate a Waterbury, Conn., station, not a Southington, Conn., station. Applicant's counsel pointed out that should such an amendment be filed, and the presumption removed, cause for hearing would dissipate. He asked that no action be taken in designating a date for further hearing for 30 days. Counsel for the Bureau, the only other party attending the conference, interposed no objection to grant of the request.

Accordingly, the Examiner will not schedule further hearing in this proceeding until after January 3, 1967.

Dated: December 2, 1966.

Released: December 5, 1966.

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

[F.R. Doc. 66-13253; Filed, Dec. 8, 1966; 8:48 a.m.]

FEDERAL AVIATION AGENCY

BUREAU OF NATIONAL CAPITAL AIRPORTS AND WASHINGTON AREA OFFICE

Notice of Relocation

Notice is hereby given that on or about December 5, 1966, the headquarters of the Bureau of National Capital Airports will be moved from 800 Independence Avenue SW., Washington, D.C. 20553 to 900 South Washington Street, Falls Church, Va. 22046. The Washington Area Office, Federal Aviation Agency, of the Eastern Region will be moved on or about December 19, 1966, from 800 Independence Avenue SW., Washington, D.C. 20553 to 900 South Washington Street, Falls Church, Va. 22046.

(Sec. 313(a), 72 Stat. 752, 49 U.S.C. 1354)

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

J. MEISIL,
Acting Director of Management Services.

[F.R. Doc. 66-13230; Filed, Dec. 8, 1966; 8:46 a.m.]

INTERAGENCY TEXTILE ADMINISTRATIVE COMMITTEE

COTTON TEXTILES AND COTTON TEXTILE PRODUCTS PRODUCED OR MANUFACTURED IN REPUBLIC OF CHINA

Entry and Withdrawal From Warehouse for Consumption

DECEMBER 5, 1966.

By an exchange of notes dated April 22, 1966, the Governments of the United States and the Republic of China further amended the bilateral agreement between them of October 19, 1963. As contemplated in paragraphs 14 and 15 of the agreement as amended, the two governments have completed arrangements for shifting the control of the trade to an export control basis exercised by the Republic of China. The Government of the Republic of China commenced to control this trade on June 1, 1966. By letter of August 26, 1966, from the Chairman, President's Cabinet Textile Advisory Committee, to the Commissioner of Customs, the Commissioner of Customs was directed to maintain controls at designated levels on only those goods exported from the Republic of China prior to June 1, 1966.

Analysis of information concerning cotton textile exports to the United States, made available to the U.S. Government by the Government of the Republic of China, and of information obtained by the U.S. Government through observation of U.S. imports of cotton textiles produced or manufactured in the Republic of China, has revealed certain differences concerning the amounts of goods exported prior to June 1, 1966. These differences have resulted in the denial of entry for consumption in the United States of some goods pursuant to the directive of August 26, 1966.

In furtherance of the objectives of the bilateral agreement, and in order to provide the U.S. Government with the information necessary to resolve these differences in consultation with the Government of the Republic of China, all interested parties are advised to report within 30 days of the date of publication of this notice to the Office of Textiles, Trade Analysis Division Department of Commerce, Washington, D.C. 20230, any cotton textiles or cotton textile products, produced or manufactured in the Republic of China and exported from the Republic of China prior to June 1, 1966, which are in the United States and as a result of the directive of August 26, 1966, are held in either a bonded warehouse, a general order warehouse, or a foreign trade zone, on the date of publication of this notice. Reports should include the following information: Complete description of goods, category, or categories under which classified, quantities involved, location of the goods, bond number, and general order lot number or foreign trade zone number and lot number assigned.

Failure to so report within the designated period of time may result in the goods not being eligible for entry into the United States for consumption.

STANLEY NEHMER,
Chairman, Interagency Textile Administrative Committee, and Deputy Assistant Secretary for Resources.

[F.R. Doc. 66-13215; Filed, Dec. 8, 1966; 8:45 a.m.]

FEDERAL POWER COMMISSION

[Docket Nos. RI67-165 etc.]

T. H. McELVAIN, ET AL.

Order Providing for Hearing on and Suspension of Proposed Changes in Rates, and Allowing Rate Changes To Become Effective Subject to Refund [1]

NOVEMBER 30, 1966.

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

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

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

The Commission orders:

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

(B) Pending hearings and decisions thereon, the rate supplements herein are suspended and their use deferred until date shown in the "Date Suspended Until" column, and thereafter until made effective as prescribed by the Natural Gas Act: *Provided, however,* That the supplements to the rate schedules filed by Respondents, as set forth herein, shall become effective subject to refund on the date and in the manner herein prescribed if within 20 days from the date of the issuance of this order Respondents shall each execute and file under its above-designated docket number with the Secretary of the Commission

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

its agreement and undertaking to comply with the refunding and reporting procedure required by the Natural Gas Act and § 154.102 of the regulations thereunder, accompanied by a certificate showing service of copies thereof upon all purchasers under the rate schedule involved. Unless Respondents are advised to the contrary within 15 days after the filing of their respective agreements and undertakings, such agreements and undertakings shall be deemed to have been accepted.

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

(D) Notices of intervention or petitions to intervene may be filed with the Federal Power Commission, Washington, D.C. 20426, in accordance with the rules of practice and procedure (18 CFR 1.8 and 1.37(f)) on or before January 15, 1967.

By the Commission.

[SEAL] JOSEPH H. GUTRIDE, *Secretary.*

APPENDIX A

Docket No.	Respondent	Rate schedule No.	Supplement No.	Purchaser and producing area	Amount of annual increase	Date filing tendered	Effective date unless suspended	Date suspended until—	Cents per Mcf: Rate in effect	Cents per Mcf: Proposed increased rate	Rate in effect subject to refund in docket Nos.
RI67-165	T. H. McElvain et al., 220 Shelby St., Sante Fe, N. Mex. 87501, Attn: Catherine B. McElvain.	3	3	El Paso Natural Gas Co. (Blanco Mesa Verde Field, Rio Arriba County, N. Mex.) (San Juan Basin Area).	$2,749	10-31-66	[2] 12-1-66	[3] 12-2-66	[4] 13.0	[4] [5] 14.0	
	T. H. McElvain et al.	4	3	do	1,241	10-31-66	[2] 12-1-66	[3] 12-2-66	[4] 13.0	[4] [5] 14.0	
	T. H. McElvain et al.	5	3	do	1,086	10-31-66	[2] 12-1-66	[3] 12-2-66	[4] 13.0	[4] [5] 14.0	
	T. H. McElvain et al.	[7] 8	1	El Paso Natural Gas Co. (Ignacio Blanco-Mesa Verde Field, La Plata County, Colo.).	285	10-31-66	[2] 12-1-66	[3] 12-2-66	[4] 13.0	[4] [5] 14.0	
	T. H. McElvain et al.	[7] 10	1	do	729	10-31-66	[2] 12-1-66	[3] 12-2-66	[4] 13.0	[4] [5] 14.0	
	T. H. McElvain et al.	[7] 11	1	do	777	10-31-66	[2] 12-1-66	[3] 12-2-66	[4] 13.0	[4] [5] 14.0	
	T. H. McElvain et al.	6	3	El Paso Natural Gas Co. (Blanco-Mesa Verde Field, Rio Arriba County, N. Mex.) (San Juan Basin Area).	2,443	10-31-66	[2] 12-1-66	[3] 12-2-66	[4] 13.0	[4] [5] 14.0	
RI67-166	T. H. McElvain (Operator) et al.	[7] 9	2	El Paso Natural Gas Co. (Ignacio Blanco-Mesa Verde Field, La Plata County, Colo.).	2,695	10-31-66	[2] 12-1-66	[3] 12-2-66	[4] 13.0	[4] [5] 14.0	
RI67-167	Estate of T. H. McElvain, 220 Shelby St., Santa Fe, N. Mex. 87501.	[7] 12	1	do	177	10-31-66	[2] 12-1-66	[3] 12-2-66	[4] 13.0	[4] [5] 14.0	
	do	[7] 13	1	El Paso Natural Gas Co. (Ignacio Dakota Field, La Plata County, Colo.).	212	10-31-66	[2] 12-1-66	[3] 12-2-66	[4] 13.0	[4] [5] 14.0	
RI67-168	Northern Natural Gas Producing Co., Post Office Box 2444, Houston, Tex. 77001, Attn: H. H. Beeson, attorney.	27	12	El Paso Natural Gas Co. (Basin Dakota Field, San Juan and Rio Arriba Counties, N. Mex.). (San Juan Basin Area).	190	10-28-66	[2] 12-1-66	[3] 12-2-66	[4] 13.0	[4] [6] 13.0469	
	do	26	11	do	161	10-28-66	[2] 12-1-66	[3] 12-2-66	[4] 13.0	[4] [6] 13.0469	

[2] The stated effective date is the effective date requested by Respondent.
[3] The suspension period is limited to 1 day.
[4] Periodic rate increase.
[5] Pressure base is 15.025 p.s.i.a.
[6] Includes 1.0 cent per Mcf minimum guarantee for liquids.
[7] Contract dated after Sept. 28, 1960, the date of issuance of General Policy Statement No. 61-1.
[8] Tax reimbursement increase.
[9] Includes partial reimbursement for 0.55 percent New Mexico Emergency School Tax.

The proposed rate increases filed by T. H. McElvain et al., T. H. McElvain (Operator) et al., and the Estate of T. H. McElvain did not include the contractually provided 1.0 cent per Mcf minimum guarantee for liquids and exceed the 13.0 cents per Mcf area ceiling for increased rates in Colorado and the San Juan Basin area of New Mexico as set forth in the Commission's statement of general policy No. 61-1, as amended, by the 1.0 cent per Mcf minimum guarantee for liquids and are suspended for 1 day from December 1, 1966, the proposed effective date, as ordered herein.

The tax reimbursement increases submitted by Northern Natural Gas Producing Co. (Northern Natural) exceed the applicable area rate ceiling for the San Juan Basin Area only by such tax reimbursement. In this situation, we conclude that Northern Natural's proposed rate increase should be suspended for 1 day from December 1, 1966, the proposed effective date.

The contracts related to the rate filings of T. H. McElvain et al. (Supplement No. 1 to McElvain's FPC Gas Rate Schedule Nos. 8, 10, and 11, respectively; T. H. McElvain (Operator) et al. (Supplement No. 2 to McElvain's FPC Gas Rate Schedule No. 9) and the Estate of T. H. McElvain (Supplement No. 1 to McElvain's FPC Gas Rate Schedule Nos. 12 and 13, respectively) were executed subsequent to September 28, 1960, the date of issuance of the Commission's statement of general policy No. 61-1, as amended, and the proposed rates are above the applicable area ceiling for increased rates but below the initial service ceiling for the areas involved. We believe, in this situation these producers' rate filings should be suspended for 1 day from December 1, 1966, the proposed effective date.

[F.R. Doc. 66-13165; Filed, Dec. 8, 1966; 8:45 a.m.]

[Docket Nos. CS66-48 etc.]

RODMAN & LATE, ET AL.

Notice of Applications

NOVEMBER 30, 1966.

Take notice that on November 16, 1966, each Applicant herein whose address is Post Office Box 3826, Odessa, Tex., filed an application to amend the order issuing it a small producer certificate of public convenience and necessity by deleting therefrom authorization to sell natural gas from certain acreage in the Permian Basin area of Texas and New Mexico and to reinstate individual certificates for sales from said acreage, which certificates were terminated simultaneously with the issuance of the small producer certificates, all as more fully set forth in the applications and below.

Applicants state that at the time of filing for the small producer certificates they were not aware that sales made pursuant to said certificates would be at rates set forth in Opinion No. 468, 34 FPC —, regardless of any determination made in pending litigation involving said opinion, and that if as a result of said litigation rates for sales from the Permian Basin are determined to be higher than those set forth in said opinion Applicants will suffer irreparable economic losses.

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 December 27, 1966.

JOSEPH H. GUTRIDE, *Secretary.*

APPENDIX

Docket No.	Applicant	Terminated certificate Docket No.	Canceled FPC gas rate schedule	Purchaser	Location	Rate (cents per Mcf at 14.65 p.s.i.a.)
CS66-48	Rodman and Late	G-14752	1	El Paso Natural Gas Co.	Sprayberry Area Field, Reagan County, Tex.	[1] 17.2295
CS66-49	Rodman Oil Co	CI65-460	3	do	Sprayberry Trend Area, Upton and Reagan Counties, Tex.	16.0
CS66-50	E. G. Rodman	G-14459	6	do	Sprayberry Trend Area, Midland County, Tex.	[2] 17.2295
		CI63-525	[3] 2	do	Sprayberry Trend Area, Upton County, Tex.	16.0
CS66-51	E. G. Rodman (Operator) et al.	G-14518	1	do	Jalmat and Drinkard Fields, Lea County, N. Mex.	[4] 15.5599
CS66-52	Rodman Petroleum Corp (Operator) et al.	G-14458	1	do	Sweetie Peck Field, Midland County, Tex.	[5] 17.2295
		CI61-111 [6]	2	Transwestern Pipeline Co.	Crawar Field, Ward County, Tex.	[7] 16.0

[1] Subject to refund in Docket No. G-19952.
[2] Subject to refund in Docket No. RI60-6.
[3] Designated as a rate schedule of E. G. Rodman and W. D. Noel.
[4] Subject to refund in Docket No. G-19994.
[5] Subject to refund in Docket No. G-19996.
[6] Temporary certificate.
[7] An increased rate of 17.0 cents per Mcf was suspended in Docket No. RI65-419 and not made effective.

[F.R. Doc. 66-13168; Filed, Dec. 8, 1966; 8:45 a.m.]

[Docket Nos. RI67-169, etc.]

SHELL OIL CO. ET AL.

Order Providing for Hearings on and Suspension of Proposed Changes in Rates [1]

NOVEMBER 30, 1966.

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

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

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

The Commission orders:

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

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

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

(D) Notices of intervention or petitions to intervene may be filed with the Federal Power Commission, Washington, D.C. 20426, in accordance with the rules of practice and procedure (18 CFR 1.8 and 1.37(f)) on or before January 18, 1967.

By the Commission.

[SEAL] JOSEPH H. GUTRIDE,
Secretary.

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

APPENDIX A

Docket No.	Respondent	Rate schedule No.	Supplement No.	Purchaser and producing area	Amount of annual increase	Date filing tendered	Effective date unless suspended	Date suspended until—	Cents per Mcf: Rate in effect	Cents per Mcf: Proposed increased rate	Rate in effect subject to refund in docket Nos.
RI67-169	Shell Oil Co. (Operator) et al., 50 West 50th St., New York, N.Y. 10020, Attn: Mr. F. C. Sweat.	269	7	El Paso Natural Gas Co. (East Boundary Butte Area, San Juan County, Utah and Apache County, Ariz.) (Aneth Area).	$3,650	10-31-66	[2] 1-1-67	6-1-67	[4] 17.7	[3] [4] [5] 18.7	
RI67-170	T. H. McElvain et al., 220 Shelby St., Santa Fe, N. Mex. 87501.	1	2	El Paso Natural Gas Co. (Ignacio-Blanco Field, La Plata County, Colo.).	241	10-31-66	[2] 12-1-66	[5] 1-1-67	13.0	[3] [4] 14.0	
RI67-171	T. H. McElvain	2	2	El Paso Natural Gas Co. (West Ignacio Mesa Verde Field, La Plata, Colo.).	716	10-31-66	12-1-66	5-1-67	13.0	[3] [4] 14.0	
RI67-172	Reserve Oil & Gas Co. et al., 1700 Fidelity Union Tower, Dallas, Tex. 75201, Attn: Norman P. Hines, Jr. Esquire.	25	[22] 7	Natural Gas Pipeline Co. of America (LaGloria Field, Jim Wells and Brooks Counties, Tex.) (R.R. District No. 4).	27,759	[22] 11-7-66	[6] 12-8-66	5-8-67	[8] 10.8198	[7] [8] [9] 15.5167	
RI67-173	Phillips Petroleum Co. (Operator) et al., Bartlesville, Okla. 74003.	326	6	Natural Gas Pipeline Co. of America (Wise County Area, Wise County, Tex.) (R.R. District No. 9).	13,884	11-4-66	[2] 12-27-66	5-27-67	[11] [13] 16.270	[8] [10] [11] [12] 17.338	RI64-619.
	do	336	5	Northern Natural Gas Co. (Anadarko Basin Area, Beaver County, Okla.) (Panhandle Area).	1,196	11-4-66	[3] 1-1-67	6-1-67	[14] 17.888	[8] [10] [24] 19.006	RI62-240.
RI67-174	do	379	1	Northern Natural Gas Co. (Northeast Sitka Field, Clark County, Kans.).	3,750	11-4-66	[3] 1-1-67	6-1-67	[14] 16.0	[3] [8] [14] 17.0	
	do	383	1	Northern Natural Gas Co. (John Creek Field, Hutchinson County, Tex.) (R.R. District No. 10).	2,620	11-4-66	[3] 1-1-67	6-1-67	[14] 17.0	[3] [8] [14] 18.0	
	do	415	2	Cities Service Gas Co. (Bishop Area, Roger Mills County, Okla.) (Oklahoma "Other" Area).	3,440	11-4-66	[3] 1-1-67	6-1-67	[14] 15.0	[3] [8] [14] 17.0	
RI67-175	Amax Petroleum Corp. Enterprise Bldg., Tulsa, Okla. 74103.	16	2	Arkansas Louisiana Gas co. (North Cooper Field, Blaine County, Okla.) (Oklahoma "Other" Area).	4,480	10-31-66	[2] 12-1-66	5-1-67	15.0	[3] [8] 17.8	
RI67-176	Earl C. Brookover, c/o R. W. Lange, Post Office Box 1034, Garden City, Kans. 67846.	1	4	Plateau Natural Gas Co.[16] (Hugoton and Panoma Council Grove Fields, Grant County, Kans.).	2,592 638	11-7-66 11-7-66	[3] 1-1-67 [3] 1-1-67	6-1-67 6-1-67	[14] [17] 12.0 [14] [18] 14.0	[3] [8] [14] [17] 13.0 [3] [8] [14] [18] 15.0	
RI67-177	Hunt Oil Co. (Operator) et al., 1401 Elm St., Dallas, Tex. 75202.	2	[18] 17	Arkansas Louisiana Gas Co. (East Haynesville Field, Claiborne Parish, La.) (Northern Louisiana).	15,620	11-7-66	[6] 12-8-66	5-8-67	[21] 14.428	[6] [20] [21] 18.333	RI66-237.
RI67-178	do	3	[18] 12	do	5,857	11-7-66	[6] 12-8-66	5-8-67	[21] 14.428	[6] [20] [21] 18.333	RI66-242.
RI67-179	do	25	[18] 11	Arkansas Louisiana Gas Co. (Ivan Field, Bossier Parish, La.) (Northern Louisiana).	1,952	11-7-66	[6] 12-8-66	5-8-67	[21] 14.428	[6] [20] [21] 18.333	RI66-243.
RI67-180	Haroldson L. Hunt, Jr., Trust Estate, 1401 Elm St., Dallas, Tex. 75202.	1	[18] 15	Arkansas Louisiana Gas Co. (East Haynesville Field, Claiborne Parish, La.) (Northern Louisiana).	1,952	11-7-66	[6] 12-8-66	5-8-67	[21] 14.428	[6] [20] [21] 18.333	RI66-239.
RI67-181	Lamar Hunt Trust Estate et al., 1401 Elm St., Dallas, Tex. 75202.	1	[18] 15	do	2,929	11-7-66	[6] 12-8-66	5-8-67	[21] 14.428	[6] [20] [21] 18.333	RI66-240.
RI67-182	Nelson Bunker Hunt, Trust Estate, 1401 Elm St., Dallas, Tex. 75202.	1	[18] 15	do	1,952	11-7-66	[6] 12-8-66	5-8-67	[21] 14.428	[6] [20] [21] 18.333	RI66-241.
RI67-183	William Herbert Hunt, Trust Estate, 1401 Elm St., Dallas, Tex. 75202.	3	[18] 17	do	1,952	11-7-66	[6] 12-8-66	5-8-67	[21] 14.428	[6] [20] [21] 18.333	RI66-238.

[2] The stated effective date is the effective date proposed by Respondent.
[3] Periodic rate increase.
[4] Pressure base is 15.025 p.s.i.a.
[5] Subject to deduction for treating cost (present treating cost is 2.42 cents per Mcf).
[6] The stated effective date is the first day after expiration of the statutory notice.
[7] Redetermined rate increase.
[8] Pressure base is 14.65 p.s.i.a.
[9] Inclusive of 0.81 cent allowance paid by buyer in consideration for its right to vary its daily contract quantity by 45 percent.
[10] Periodic rate increase plus B.t.u. adjustment.
[11] Base rate subject to upward and downward B.t.u. adjustment.
[12] Includes base rate of 16.0 cents plus 1.088 cents upward B.t.w. adjustment, plus 0.25 cent charge paid by buyer to a processor for dehydration.
[13] Includes base rate of 15.0 cents plus 1.020 cents upward B.t.u. adjustment, plus 0.25 cent charge paid by buyer to a processor for dehydration.
[14] Subject to a downward B.t.u. adjustment.
[15] Includes base rate of 16.0 cents plus upward B.t.u. adjustment. Base rate subject to upward and downward B.t.u. adjustment.
[16] Successor to Kansas Colorado Utilities, Inc.
[17] For depths above base of Chase Group of Permian System.
[18] For Council Grove Formation.
[19] Includes letter dated Oct. 12, 1966, informing seller of favored nation price effective Sept. 2, 1966.
[20] Favored nation rate increase.
[21] Includes 1.333 cents tax reimbursement.
[22] As amended by filing transmitted by letter dated Nov. 10, 1966.
[23] Includes amendment with buyer dated Feb. 15, 1958, which provides for the redetermined rates.
[24] Includes base rate of 17.0 cents plus upward B.t.u. adjustment. Base rate subject to upward and downward B.t.u. adjustment.

Hunt Oil Co. (Operator) et al., Hunt Oil Co. et al., Hunt Oil Co., Haroldson L. Hunt, Jr., Trust Estate, Lamar Hunt Trust Estate et al., Nelson Bunker Hunt Trust Estate, and William Herbert Hunt Trust Estate request waiver of statutory notice to permit their proposed rate increases to become effective on December 8, 1966. Reserve Oil and Gas Co. et al., request an effective date of December 2, 1966, for their proposed rate increase. Good cause has not been shown for waiving the 30-day notice requirement provided in section 4(d) of the Natural Gas Act to permit earlier effective dates for the aforementioned producers' rate filings and such requests are denied.

Shell Oil Co. (Operator) et al.'s proposed 18.7 cents rate filing covers a sale in the Aneth area of Utah and Arizona which was certificated in Opinion No. 434. No formal rate ceiling has been announced for the Aneth area. The prevailing rate in the area is 17.7 cents per Mcf which is the initial service rate certificated in the Aneth area by Opinion Nos. 335 and 434. Since the proposed rate exceed the certificated initial service rate of 17.7 cents and would be the highest rate in the area, we conclude that it should be suspended for 5 months from January 1, 1967, the proposed effective date.

All of the producers' proposed increased rates and charges exceed the applicable area price levels for increased rates as set forth in the Commission's statement of general policy No. 61-1, as amended (18 CFR 2.56), with the exception of the rate increase filed by Shell Oil Co. (Operator) et al., for which there is no announced formal ceiling for the area involved, but is the highest filed rate in the area involved.

[F.R. Doc. 66-13169; Filed, Dec. 8, 1966; 8:45 a.m.]

INTERSTATE COMMERCE COMMISSION

FOURTH SECTION APPLICATIONS FOR RELIEF

DECEMBER 6, 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 40817—*Cement and related articles from North Little Rock, Ark.* Filed by Southwestern Freight Bureau, agent (No. B-8934), for and on behalf of interested carriers. Rates on cement and related articles, in carloads, from North Little Rock, Ark., to points in southern, southwestern, western trunk-line and Illinois Freight Association territories.

Grounds for relief—Market competition.

Tariff—Supplement 74 to Southwestern Freight Bureau, agent, tariff ICC 4587.

FSA 40818—*Chlorine from Taft, La.* Filed by Southwestern Freight Bureau, agent (No. B-8937), for interested carriers. Rates on chlorine, in tank carloads, from Taft, La., to Brewton, Ala.

Grounds for relief—Market competition.

Tariff—Supplement 43 to Southwestern Freight Bureau, agent, tariff ICC 4668.

FSA 40819—*Chlorine from Taft, La.* Filed by Southwestern Freight Bureau, agent (No. B-8923), for interested carriers. Rates on chlorine, in tank carloads, from Taft, La., to Calvert, Ky.

Grounds for relief—Market competition.

Tariff—Supplement 42 to Southwestern Freight Bureau, agent, tariff ICC 4668.

FSA 40820—*Chlorine from McIntosh, Ala.* Filed by Southwestern Freight Bureau, agent (No. B-8933), for interested carriers. Rates on chlorine, in tank carloads, from McIntosh, Ala., to Houston and Texas City, Tex.

Grounds for relief—Market competition.

Tariff—Supplement 98 to Southwestern Freight Bureau, agent, tariff ICC 4610.

By the Commission.

[SEAL] H. NEIL GARSON, *Secretary.*

[F.R. Doc. 66-13255; Filed, Dec. 8, 1966; 8:48 a.m.]

[Notice 298]

MOTOR CARRIER TEMPORARY AUTHORITY APPLICATIONS

DECEMBER 6, 1966.

The following are notices of filing of applications for temporary authority under section 210a(a) of the Interstate Commerce Act provided for under the new rules in Ex Parte No. MC 67 (49 CFR Part 240) published in the FEDERAL REGISTER, issue of April 27, 1965, effective July 1, 1965. These rules provide that protests to the granting of an application must be filed with the field official named in the FEDERAL REGISTER publication, within 15 calendar days after the date notice of the filing of the application is published in the FEDERAL REGISTER. One copy of such protest must be served on the applicant, or its authorized representative, if any, and the protest must certify that such service has been made. The protest must be specific as to the service which such protestant can and will offer, and must consist of a signed original and six copies.

A copy of the application is on file, and can be examined, at the Office of the Secretary, Interstate Commerce Commission, Washington, D.C., and also in the field office to which protests are to be transmitted.

MOTOR CARRIERS OF PROPERTY

No. MC 30844 (Sub-No. 227 TA), filed December 2, 1966. Applicant: KROBLIN REFRIGERATED XPRESS, INC., Post Office Box 5000, 2125 Commercial Street, Waterloo, Iowa 50704. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, as follows: *Meats, meat products, meat byproducts, and articles distributed by meat packinghouses*, as described in sections A and C of appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk, in tank vehicles), from the plantsite and warehouse facilities of American Beef Packers, Inc., located in Pottowattamie County, Iowa, to points in Colorado, Connecticut, Delaware, the District of Columbia, Illinois, Indiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, New Hampshire, New Jersey, New York, Ohio, Pennsylvania, Rhode Island, and Vermont, for 150 days. Supporting shipper: American Beef Packers, Inc., Oakland, Iowa. Send protests to: Chas. C. Biggers, District Supervisor, Interstate Commerce Commission, Bureau of Operations and Compliance, 332 Federal Building, Davenport, Iowa.

No. MC 113828 (Sub-No. 117 TA), filed December 2, 1966. Applicant: O'BOYLE TANK LINES, INCORPORATED, 4848 Cordell Avenue NW., Washington, D.C. 20014. Applicant's representative: John F. Grimm (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, as follows: *Sulphur dioxide*, in bulk, in tank vehicles, from Copperhill, Tenn. to West Norfolk, Va., for 180 days. Supporting shipper: Virginia Chemicals, Inc., West Norfolk, Va. 23703. Attention: Theodore C. Barr, Jr. Send protests to: Robert D. Caldwell, District Supervisor, Interstate Commerce Commission, Bureau of Operations and Compliance, Room 1220, Washington, D.C. 20423.

No. MC 115215 (Sub-No. 11 TA), filed December 2, 1966. Applicant: NEW TRUCK LINES, INC., 500 West Hampton Springs Avenue, Perry, Fla. 32347. Applicant's representative: Schwartz, Proctor and Bolinger, 1730 American Heritage Life Building, Jacksonville, Fla. 32202. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, as follows: *Dragline mats*, from points in Florida to points in Alabama, Arkansas, Delaware, Georgia, Illinois, Indiana, Kentucky, Louisiana, Maryland, Michigan, Mississippi, Missouri, North Carolina, Ohio, Oklahoma, Pennsylvania, South Carolina, Tennessee, Texas, and Virginia, for 180 days. Supporting shipper: William Hambler Co., Inc., Post Office Box 33315, Fort Lauderdale, Fla. 33315. Send protests to: District Supervisor George H. Fauss, Jr., Bureau of Operations and Compliance, Interstate Commerce Commission, 428 Post Office Building, Post Office Box 4969, Jacksonville, Fla. 32201.

No. MC 127196 (Sub-No. 6 TA), filed December 2, 1966. Applicant: ZERBIN L. KLINE AND JAMES L. KLINE, a partnership, doing business as KLINE TRUCKING, Rural Delivery No. 1, Millville, Pa. 17846. Applicant's representative: S. Berne Smith, Post Office Box 432, Harrisburg, Pa. 17108. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, as follows: *Materials, supplies, and component parts*, used in the manufacture and assembly of mobile homes. From Millville, Pa., to Marlette, Mich., for 180 days. Supporting shipper: ILC Products Company of Pa., Inc., Third Street, Millville, Pa. 17846. Send protests to:

Kenneth R. Davis, District Supervisor, Interstate Commerce Commission, Bureau of Operations and Compliance, 309 U.S. Post Office Building, Scranton, Pa. 18503.

MOTOR CARRIER OF PASSENGERS

No. MC 128726 TA, filed December 2, 1966. Applicant: QUINTON C. MOULSDALE, doing business as MOULSDALE BUS SERVICE, 333 Paradise Road, Aberdeen, Md. 21001. Applicant's representative: Benjamin M. Turner, Jr., 2515 Lawnside Road, Timonium, Md. 21093. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, as follows: *Passengers and their baggage, and express and newspapers in the same vehicle with passengers*, between Delta, Pa., and Belcamp, Md., from Ridge Avenue and Main Street, Delta, Pa., south on Pennsylvania Highway A342 to junction Pennsylvania Highway 66070, thence over Pennsylvania Highway 66070 to Slate Hill, Pa., junction Pennsylvania Highway 66069, thence south on Pennsylvania Highway 66069 to Maryland State line, thence south on Maryland Highway 623 to junction U.S. 1, Darlington, Md., thence south on Maryland Highway 623 to junction Maryland Highway 161, thence south on Maryland Highway 161 to junction Maryland Highway 155, thence south on Maryland Highway 155 to junction Maryland Highway 462, thence south on Maryland Highway 462 to junction Maryland Highway 22, thence east on Maryland Highway 22 to junction U.S. Highway 40, thence south on U.S. Highway 40 to Belcamp, Md., and return over the same route, serving all intermediate points, for 180 days. Supporting shipper: Bata Shoe Co., Inc., Belcamp, Md. Send protests to: District Supervisor William L. Hughes, Interstate Commerce Commission, Bureau of Operations and Compliance, 103 South Gay Street, Baltimore, Md. 21202.

By the Commission.

[SEAL] H. NEIL GARSON,
Secretary.

[F.R. Doc. 66-13256; Filed, Dec. 8, 1966; 8:48 a.m.]

[3d Rev. S.O. 562; I.C.C. Order No. 214]

ST. JOHNSBURY & LAMOILLE COUNTY RAILROAD

Rerouting Traffic

In the opinion of R. D. Pfahler, agent, the St. Johnsbury & Lamoille County Railroad is unable to transport traffic routed over its line because of adverse operating conditions and having placed an embargo.

It is ordered, That:

(a) Rerouting traffic: Because of adverse operating conditions and having placed an embargo, the St. Johnsbury & Lamoille County Railroad, being unable to transport traffic in accordance with shippers' routing, is hereby authorized to reroute or divert such traffic over any available route to expedite the movement. The billing covering all such cars rerouted shall carry a reference to this order as authority for the rerouting.

(b) Concurrence of receiving roads to be obtained: The railroad desiring to divert or reroute traffic under this order shall receive the concurrence of other railroads to which such traffic is to be diverted or rerouted, before the rerouting or diversion is ordered.

(c) Notification to shippers: Each carrier rerouting cars in accordance with this order shall notify each shipper at the time each car is rerouted or diverted and shall furnish to such shipper the new routing provided under this order.

(d) Inasmuch as the diversion or rerouting of traffic by said Agent is deemed to be due to carrier's disability, the rates applicable to traffic diverted or rerouted by said Agent shall be the rates which were applicable at the time of shipment on the shipments as originally routed.

(e) In executing the directions of the Commission and of such Agent provided for in this order, the common carriers involved shall proceed even though no contracts, agreements, or arrangements now exist between them with reference to the divisions of the rates of transportation applicable to said traffic; divisions shall be, during the time this order remains in force, those voluntarily agreed upon by and between said carriers; or upon failure of the carriers to so agree, said divisions shall be those hereafter fixed by the Commission in accordance with pertinent authority conferred upon it by the Interstate Commerce Act.

(f) Effective date: This order shall become effective at 3 p.m., December 5, 1966.

(g) Expiration date: This order shall expire at 11:59 p.m., December 31, 1966, unless otherwise modified, changed, or suspended by order of this Commission.

It is further ordered, That this order shall be served upon the Association of American Railroads, Car Service Division, as agent of all railroads subscribing to the car service and per diem agreement under the terms of that agreement and by filing it with the Director, Office of the Federal Register.

Issued at Washington, D.C., December 5, 1966.

INTERSTATE COMMERCE COMMISSION,
[SEAL] R. D. PFAHLER,
Agent.

[F.R. Doc. 66-13257; Filed, Dec. 8, 1966; 8:48 a.m.]

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