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Agencies in this issue-

The President Agricultural Stabilization and Conservation Service Atomic Energy Commission Comptroller of the Currency Consumer and Marketing Service Customs Bureau Federal Aviation Agency Federal Deposit Insurance Corporation Federal Maritime Commission Federal Power Commission Federal Trade Commission Immigration and Naturalization Service Internal Revenue Service Interstate Commerce Commission Land Management Bureau National Park Service Navy Department Securities and Exchange Commission Small Business Administration

Detailed list of Contents appears inside.

Treasury Department





Now Available

LIST OF CFR SECTIONS AFFECTED

1949-1963

This volume contains a compilation of the "List of Sections Affected" for all titles of the Code of Federal Regulations for the years 1949 through 1963. All sections of the CFR which have been expressly affected by documents published in the daily Federal Register are enumerated.

Reference to this list will enable the user to find the precise text of CFR provisions which were in force and effect on any given date during the period covered.

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Title 3—THE PRESIDENT

Letter of February 1, 1967
[DESIGNATION OF ACTING SECRETARY OF COMMERCE]

THE WHITE HOUSE, Washington, February 1, 1967.

DEAR MR. TROWBRIDGE:

In view of the resignation of the Secretary of Commerce, you are hereby designated to serve as Acting Secretary of Commerce, effective February 1, 1967.

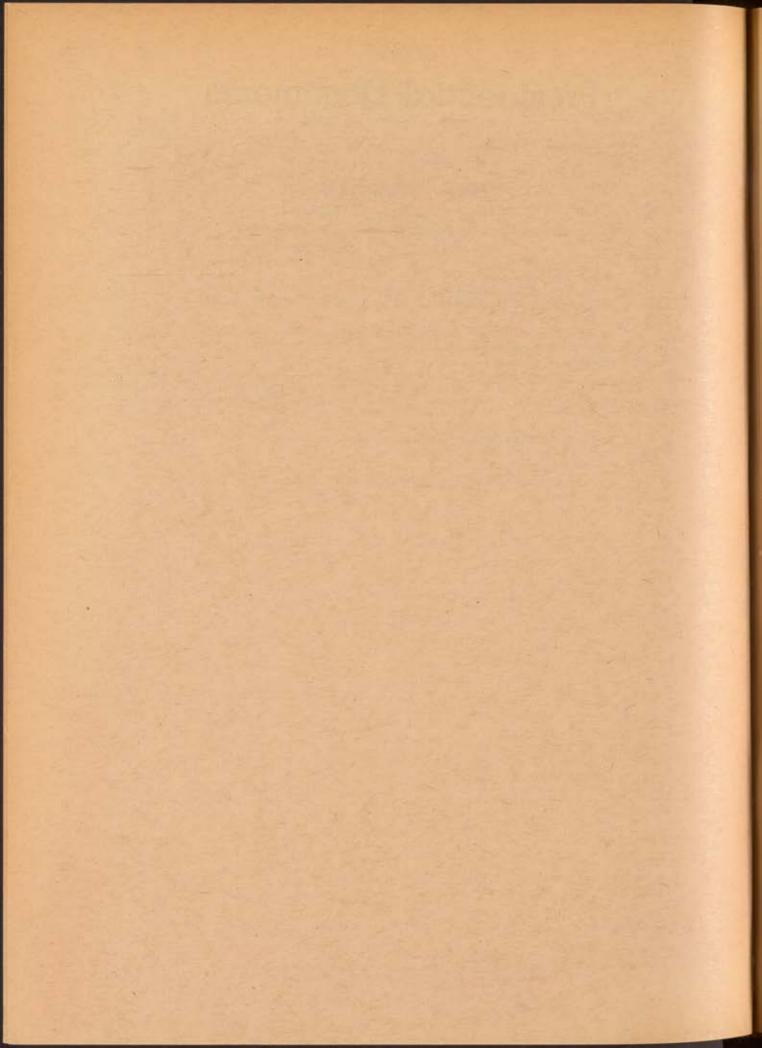
I am designating Assistant Secretary Hollomon to serve as Acting Under Secretary and, in your absence, to serve as Acting Secretary of Commerce.

Sincerely,

hyd Aflus

Honorable Alexander B. Trowbridge, Assistant Secretary of Commerce, Washington, D.C.

[F.R. Doc. 67-1516; Filed, Feb. 6, 1967; 10:00 a.m.]



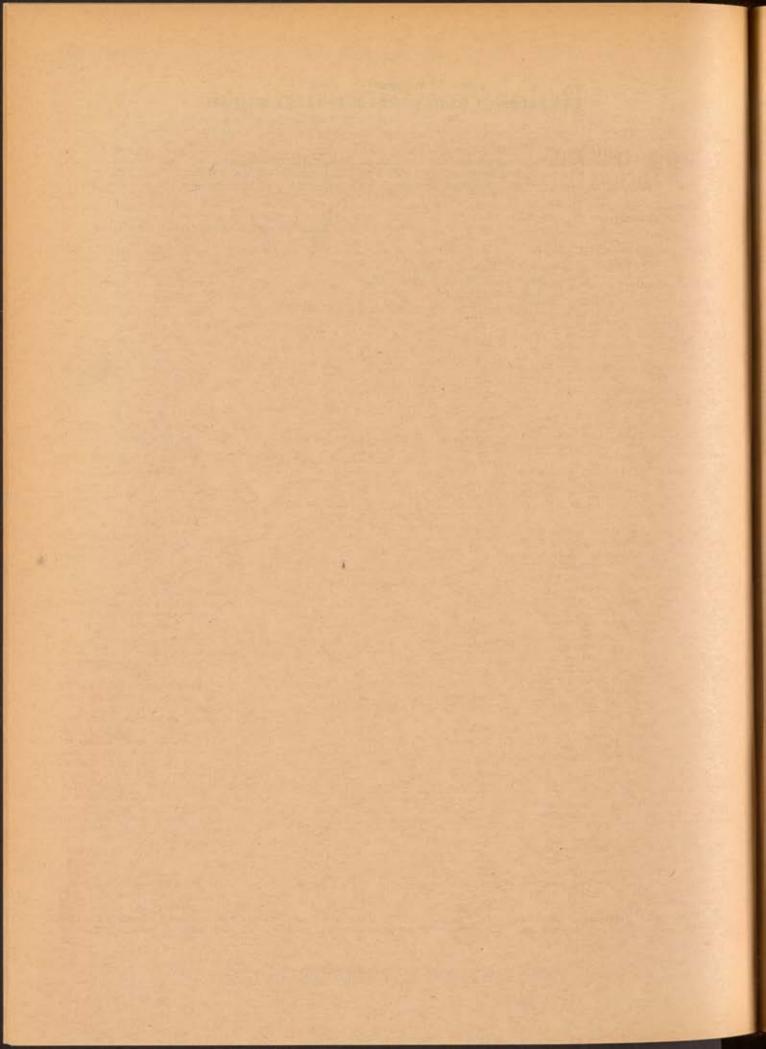
Letter of February 1, 1967 IDESIGNATION OF ACTING UNDER SECRETARY OF COMMERCE

THE WHITE HOUSE, Washington, February 1, 1967.

Dear Mr. Hollomon:
You are hereby designated to serve as Acting Under Secretary of Commerce, effective February 1, 1967. In the absence of Mr. Trowbridge, you are designated to serve as Acting Secretary of Commerce. Sincerely,

Honorable J. Herbert Hollomon, Assistant Secretary of Commerce, Washington, D.C.

[F.R. Doc. 67-1517; Filed, Feb. 6, 1967; 10:00 a.m.]



Rules and Regulations

Title 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade
Commission

[Docket No. C-1158]

PART 13—PROHIBITED TRADE PRACTICES

Archway Industries, Inc., et al.

Subpart—Advertising falsely or misleadingly: § 13.50 Dealer or seller assistance; § 13.60 Earnings and profits; § 13.70 Fictitious or misleading guarantees; § 13.185 Refunds, repairs and replacements. Subpart—Misrepresenting oneself and goods—Goods: § 13.1608 Dealer or seller assistance; § 13.1615 Earnings and profits; § 13.1647 Guarantees; § 13.1725 Refunds.

(Sec. 5, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended, 15 U.S.C. 45) [Cease and desist order, Archway Industries, Inc., et al., Richmond Heights, Mo., Docket C-1158, Jan. 12, 1967]

In the Matter of Archway Industries, Inc., a Corporation, and Paul A. Hejna, Jr., and Bernard Barhorst, Individually and as Officers of Said Corporation

Consent order requiring a Richmond Heights, Mo., distributor of cigar vending machines, cigars and supplies to cease using exaggerated earning claims and other misrepresentations to sell its cigar vending machines and supplies.

The order to cease and desist, including further order requiring report of compliance therewith, is as follows:

It is ordered. That respondents, Arch-way Industries, Inc., a corporation, and its officers, and Paul A. Hejna, Jr., and Bernard Barhorst, individually and as officers of said corporation, and respondents' agents, representatives and employees, directly or through any corporate or other device, in connection with the advertising, offering for sale, sale or distribution of vending machines and vending machine supplies in commerce, as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from representing, directly or by implication, that:

 Persons must own an automobile or that persons must furnish references in order to purchase respondents' products.

2. Respondents will furnish top sales producing locations or misrepresenting, in any manner, the sales potential or character of the locations in which respondents place their vending machines and products at the time of the purchase of the machines.

 Purchasers of respondents' vending machines and products will earn net profits approximating \$800 per month or any other amount of net or gross profits: Provided, however, That it shall be a defense in any enforcement proceeding instituted hereunder for respondents to establish that the represented earnings, either gross or net, are those which have been typically earned by others operating respondents' machines in circumstances similar to those under which they will be operated by the purchaser.

4. The net profits from the operation of said vending machines will be sufficient to return the investment of the purchaser within a year or any other period of time: Provided, however, That it shall be a defense in any enforcement proceeding instituted hereunder for respondents to establish that the net profits typically earned by others operating respondents' machines in circumstances imilar to those under which they will be operated by the purchaser have been sufficient to return said investment within the time specified.

5. Respondents' vending machines are guaranteed unless the nature, conditions, and extent of the guarantee, the identity of the guarantor, and the manner in which the guarantor will perform thereunder are clearly and conspicuously disclosed.

6. Purchasers of respondents' vending machines will be trained by the respondents as to the operation of the machines or the methods to be used in servicing the locations where installed.

No selling or soliciting will be required.

A survey has been made of the market in which the prospective purchaser will operate.

9. If the purchaser becomes dissatisfied, or for any reason wishes to go out of the business, the respondents will accept a return of the machines and repay the purchase price or will help the purchaser to resell the machines.

10. The vending machines sold by the respondents and intended for the sale of cigars are equipped with a humidifier.

11. The vending machines sold by the respondents will handle all popular brands of cigars or misrepresenting in any manner the number of brands which will be handled by respondents' machines.

12. The vending machines to be delivered by the respondents will be the same or similar to the one depicted in the picture displayed to the prospective customer: Provided, however. That it shall be a defense in any enforcement proceeding instituted hereunder for respondents to establish that the vending machine depicted in the picture shown to the prospective purchaser is a true reproduction of the vending machines actually delivered to the customer.

13. The respondents will furnish advertising or promotional material: Pro-

vided, however, That it shall be a defense in any enforcement proceeding instituted hereunder for respondents to establish that such advertising or promotional material is actually furnished to purchasers of respondents' vending machines and products.

It is further ordered, That the respondents herein shall, within sixty (60) days after service upon them of this order, file with the Commission a report in writing, setting forth in detail the manner and form in which they have complied with this order.

Issued: January 12, 1967.

By the Commission.

[SEAL] JOSEPH W. SHEA, Secretary.

[P.R. Doc. 67-1392; Filed, Feb. 6, 1967; 8:45 a.m.]

[Docket No. 8712]

PART 13—PROHIBITED TRADE PRACTICES

Bow Solder Products Co., Inc., and Samuel Turkus, Jr.

Subpart—Misbranding or mislabeling: § 13.1295 Quality or grade. Subpart— Misrepresenting oneself and goods— Goods: § 13.1715 Quality.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended 15 U.S.C. 45) (Cease and desist order, Bow Solder Products Co., Inc., et al., Docket 8712, Jan. 19, 1967)

In the Matter of Bow Solder Products Co., Inc., a Corporation, and Samuel Turkus, Jr., Individually and as an Officer of Said Corporation

Order requiring a Newark, N.J., distributor of commercial solders to cease misrepresenting the nature, quality or composition of its solders.

The order to cease and desist, including further order requiring report of compliance therewith, is as follows:

It is ordered, That respondents Bow Solder Products Co., Inc., a corporation, and its officers, and Samuel Turkus, Jr., individually and as an officer of said corporation, and respondents' agents, representatives and employees, directly or through any corporate or other device, in connection with the offering for sale, sale or distribution of solders, in commerce, as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

(1) Using the designation 50/50 alone or in conjunction with the words "By Volume" to designate, describe or refer to a commercial solder which does not contain 50 percent tin by weight: Provided, however, That it shall be a defense in any enforcement proceeding hereunder for respondents to establish that the tin content of a solder is within the permissible variations in composition allowed in the sampling procedures set forth in the then existing Specification for Solder Metal as published by the American Society for Testing and Materials.

(2) Misrepresenting by any numerical designation or in any other manner the nature, quality or composition of any of their solders.

It is further ordered, That the respondents herein shall, within sixty (60) days after service upon them of this order, file with the Commission a report in writing setting forth in detail the manner and form in which they have complied with this order.

Issued: January 19, 1967.

By the Commission.

[SEAL]

JOSEPH W. SHEA, Secretary.

[F.R. Doc. 67-1393; Filed, Feb. 6, 1967; 8:46 a.m.]

[Docket No. C-1160]

PART 13—PROHIBITED TRADE PRACTICES

Elysee Fashions, Inc., et al.

Subpart—Invoicing products falsely: § 13.1108 Invoicing products falsely: 13.1108-45 Fur Products Labeling Act. Subpart—Misbranding or mislabeling: § 13.1185 Composition: 13.1185-30 Fur Products Labeling Act; § 13.1212 Formal regulatory and statutory requirements: 13.1212-30 Fur Products Labeling Act. Subpart—Neglecting, unfairly or deceptively, to make material disclosure: § 13.1852 Formal regulatory and statutory requirements: 13.1852-35 Fur Products Labeling Act.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended; sec. 8, 65 Stat. 179; 15 U.S.C. 45, 69f) [Cease and desist order, Elyace Fashlons, Inc., et al., New York City, N.Y., Docket C-1160, Jan. 19, 1967]

In the Matter of Elysee Fashions, Inc., a Corporation, and Milbrooke Fashions, Inc., a Corporation, and Elias Miller and Seymour Miller, Individually and as Officers of Said Corporations

Consent order requiring two New York City fur manufacturers to cease misbranding and falsely invoicing their fur products.

The order to cease and desist, including further order requiring report of compliance therewith, is as follows:

It is ordered, That respondents Elysée Fashions, Inc., a corporation, and its officers, and Milbrooke Fashions, Inc., a corporation, and its officers, and Elias Miller and Seymour Miller, individually and as officers of said corporations, and respondents' representatives, agents and employees, directly or through any corporate or other device, in connection with the introduction, or manufacture for introduction, into commerce, or the sale, advertising or offering for sale in commerce, or the transportation or distribution in commerce, of any fur product;

or in connection with the manufacture for sale, sale, advertising, offering for sale, transportation or distribution, of any fur product which is made in whole or in part of fur which has been shipped and received in commerce, as the terms "commerce," "fur" and "fur product" are defined in the Fur Products Labeling Act, do forthwith cease and desist from:

A. Misbranding any fur product by:

1. Representing directly or by implication on a label that the fur contained in such fur product is natural when the fur

contained therein is pointed, bleached, dyed, tip-dyed, or otherwise artificially colored.

2. Failing to affix a label to such fur product showing in words and in figures plainly legible all of the information required to be disclosed by each of the subsections of section 4(2) of the Fur

Products Labeling Act.

3. Failing to affix a label to such sample fur product used to promote or effect sales of fur products showing in words and figures plainly legible all of the information required to be disclosed by each of the subsections of section 4(2) of the Fur Products Labeling Act and of the rules and regulations promulgated thereunder.

4. Failing to set forth on a label the item number or mark assigned to such fur product.

B. Falsely or deceptively invoicing any

fur product by:

1. Failing to furnish an invoice, as the term "invoice" is defined in the Fur Products Labeling Act, showing in words and figures plainly legible all the information required to be disclosed by each of the subsections of section 5(b)(1) of the Fur Products Labeling Act.

2. Setting forth information required under section 5(b)(1) of the Fur Products Labeling Act and the rules and regulations promulgated thereunder in

abbreviated form.

It is further ordered, That the respondents herein shall, within sixty (60) days after service upon them of this order, file with the Commission a report in writing setting forth in detail the manner and form in which they have complied with this order.

Issued: January 19, 1967.

By the Commission.

[SEAL]

JOSEPH W. SHEA, Secretary.

[P.R. Doc. 67-1394; Filed, Feb. 6, 1967; 8:46 a.m.]

[Docket No. C-1159]

PART 13—PROHIBITED TRADE PRACTICES

Lone Star Cement Corp.

Subpart—Acquiring corporate stock or assets of competitor: § 13.5 Acquiring corporate stock or assets of competitor: 13.5-20 Federal Trade Commission Act. (Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended, 15

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended, 15 U.S.C. 45) [Order of divestiture, Lone Star Cement Corp., New York, N.Y., Docket C-1159, Jan. 16, 1967] In the Matter of Lone Star Cement Corp., a Corporation

Consent order requiring a New York City manufacturer of portland cement to divest itself of ready-mix concrete plants and related equipment recently acquired from a Houston, Tex., readymix company.

The order of divestiture, including further order requiring report of compliance therewith, is as follows:

I. It is ordered, That respondent Lone Star Cement Corp. (hereafter "Lone Star") shall divest, absolutely and in good faith, by any appropriate means, to a person or persons approved by the Federal Trade Commission, Lone Star's ownership of and control over the readymixed concrete plants and related equipment, located at the following sites, constituting all of such plants and equipment acquired by Lone Star as a result of its acquisition of W. D. Haden Co. Said sites are described generally as follows:

TORIO HU.	
Plantsite	Address
Fulton	200 Bennington, Hous-
	ton, Tex.
Jefferson Street	1720 Delano, Houston,
Sima-Bayon	Tex. Foot of 96th St., Hous-
Service Send Separation	ton, Tex.
Hadco	Highway 146, Seabrook,
A CONTRACTOR OF THE PARTY OF TH	Tex.
Allef	5700 Allef Rd., Houston,
Cranhelan	Tex. 4101 Greenbriar, Hous-
Ortonia int	ton. Tex.

II. It is further ordered, That Lone Star, in divesting ownership of and control over ready-mixed concrete plants and related equipment under paragraph I of this order, make available to the person or persons acquiring each plant and related equipment such trucks as are necessary to establish such person or persons in the manufacture and sale of ready-mixed concrete from such plant.

III. It is further ordered, That Lone Star shall divest, absolutely and in good faith, to a person or persons approved by the Federal Trade Commission, so much of the real property underlying the Fulton, Jefferson Street, and Sims-Bayou plants as is necessary for the efficient operation of said plants and related equipment: Provided, however, That Lone Star may, at its option, lease or sublease said real property or portion thereof for a term which, if all renewal options are exercised, will extend for a period of at least ten (10) years.

IV. It is further ordered, That Lone Star begin to make efforts to divest itself of its ownership of and control over said assets promptly after the effective date of this order and that they continue such efforts to the end that the divestiture thereof be accomplished within one (1) year.

V. It is further ordered, That, pending divestiture, Lone Star not make any changes in any of the aforesaid assets which would impair their present capacity for the production and sale of readymixed concrete, or their market value.

VI. It is further ordered, That, in the aforesald divestiture, none of the assets be transferred, directly or indirectly, to any person who is at the time of divestiture an officer, director, employee, or agency of, or under the control or direction of, Lone Star or any of its subsidiaries or affiliates, or to any person who owns or controls directly or indirectly, more than one (1) percent of the outstanding shares of common stock of Lone Star or any of its subsidiaries or affiliates.

VII. It is further ordered, That from and after one (1) year from the effective date of this Order Lone Star cease and desist using the name "W. D. Haden Co." and the name "Haden" in any of its operations.

VIII. It is further ordered, That Lone Star shall not, for a period of ten (10) years, distribute ready-mixed concrete from any portion of the real property located at the sites described in paragraph I of this order and acquired from W. D. Haden Co.

IX. It is further ordered, That Lone Star, within sixty (60) days from the effective date of this order, and every sixty (60) days thereafter until it has fully complied with the provisions of para-graphs I through IV of this order, submit in writing to the Federal Trade Commission a report setting forth in detail the manner and form in which it intends to comply, is complying, and/or has complied with this order. All compliance reports shall include, among other things that will be from time to time required. a summary of all contracts and negotiations with persons who have or may have an interest in acquiring ownership of and control over the assets to be divested under this order, the identity of all such persons, copies of all written communications to and from such persons, copies of any proposed or executed sales contracts and leases, and a statement of whether or not such persons intend to operate the divested ready-mixed concrete plants and equipment within Harris County, Tex.

Issued: January 16, 1967. By the Commission.

[SEAL]

JOSEPH W. SHEA, Secretary.

[F.R. Doc. 67-1395; Filed, Feb. 6, 1967; 8:46 a.m.]

[Docket No. 8711]

PART 13—PROHIBITED TRADE PRACTICES

Jos. M. Zamoiski Co.

Subpart—Furnishing means and instrumentalities of misrepresentation or deception: § 13.1055 Furnishing means and instrumentalities of misrepresentation or deception. Subpart—Misrepresenting oneself and goods—Prices: § 13.-1805 Exaggerated as regular and customary; § 13.1810 Fictitious marking.

(Sec. 6, 38 Stat. 721; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended 15 U.S.C. 45) [Cease and desist order, The Jos M. Zamolski Co., Baltimore, Md., Docket 8711, Jan. 19, 1967]

In the Matter of The Jos. M. Zamoiski Co., a Corporation

Consent order requiring a Baltimore, Md., distributor of Zenith color TV sets to cease making price misrepresentations and furnishing retailers with price lists and other material which enable them to deceive the public as to prices and savings.

The order to cease and desist, including further order requiring report of compliance therewith, is as follows:

It is ordered, That respondent, The Jos. M. Zamoiski Co., a corporation, and its officers, agents, representatives, and employees, directly or through any corporate or other device in connection with the offering for sale, sale or distribution of Zenith color television sets or any other merchandise in commerce as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

1. Representing that any price is the manufacturer's suggested retail or list price unless respondent is able to establish that such amount is the price currently suggested by the manufacturer for the item of merchandise in question;

2. Representing that any amount is the cost of merchandise to a retailer or dealer unless respondent is able to establish that such amount is the actual net cost for the item of merchandise.

3. Representing that any amount is the customary or usual retail sellingprice of any item of merchandise which is appreciably in excess of the price at which such merchandise is regularly offered for sale and sold in the recent regular course of business by a substantial number of retail outlets in the same trade area:

 Misrepresenting in any manner, the amount of savings to be realized by purchasers of respondent's merchandise from any retailer, dealer or other seller;

Misrepresenting in any manner, the retailer's, dealer's, or other seller's markup or profit margin for any merchandise.

6. Placing in the hands of retailers, dealers, or others, any pricelist, schedule or other material, information, or any other means or instrumentalities by and through which they are enabled to mislead or deceive members of the public in the respects hereinabove prohibited.

It is further ordered. That respondent shall within 60 days of the issuance hereof serve by certified mail on each of its retailers, dealers or customers which sell Zenith products, a copy of this complaint and order, together with written instructions to such retailers, dealers or customers to destroy all previous price lists furnished them by the respondent and to cease making any of the representations prohibited in the order, and take such additional steps, under a plan to be submitted to and approved by the Commission, as will assure general compliance with such instructions.

It is further ordered, That for a period of 6 months following the date of the acceptance of its compliance report, respondent spot check its retailers, dealers, and customers to make certain that said instructions have been carried out.

It is further ordered, That the respondent herein shall, within sixty (60) days after service upon it of this order, file with the Commission a report in writing setting forth in detail the manner and form in which it has complied with this order.

Issued: January 19, 1967.

By the Commission.

[SEAL] JOSEPH W. SHEA, Secretary.

[F.R. Doc. 67-1396; Filed, Feb. 6, 1967; 8:46 a.m.]

Title 12—BANKS AND BANKING

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

PART 1—INVESTMENT SECURITIES REGULATION

Orange County Juvenile Hall Lease Corporation Leasehold Mortgage Bonds

§ 1.180 Orange County Juvenile Hall Lease Corporation Leasehold Mortgage Bonds.

(a) Request. The Comptroller of the Currency has been requested to rule that the \$2,850,000 Leasehold Mortgage Bonds of the Orange County Juvenile Hall Lease Corporation are eligible for purchase, dealing in, underwriting, and unlimited holding by national banks under paragraph Seventh of 12 U.S.C. 24.

(b) Opinion. (1) The Orange County Juvenile Hall Lease Corporation is a publicly owned entity organized as a non-profit corporation under laws of the State of California. The Corporation was formed for the purpose of, and is empowered to, finance construction of additions and improvements to the Orange County Juvenile Hall. The Corporation is issuing the present bonds to accomplish such financing.

(2) Under a lease rental agreement between the County of Orange and the Corporation, the County has unconditionally promised to pay annual rentals to the Corporation in an amount sufficient to meet the Corporation's debt servicing obligation on the bonds. The County, which possesses general powers of taxation, has thus committed its faith and credit in support of the bonds.

(c) Ruling. It is our conclusion, therefore, that the bonds of the Orange County Juvenile Hall Lease Corporation are general obligations of a political subdivision of a state under paragraph Seventh of 12 U.S.C. 24 and accordingly are eligible for purchase, dealing in, underwriting, and unlimited holding by national banks under paragraph Seventh of 12 U.S.C. 24.

Dated: February 1, 1967.

[SEAL] WILLIAM B. CAMP, Comptroller of the Currency.

[F.R. Doc. 67-1416; Filed, Feb. 6, 1967; 8:47 a.m.]

Title 8—ALIENS AND NATIONALITY

Chapter I—Immigration and Naturalization Service, Department of Justice

PART 212—DOCUMENTARY RE-QUIREMENTS: NONIMMIGRANTS; WAIVERS; ADMISSION OF CERTAIN INADMISSIBLE ALIENS; PAROLE

Waivers

The following amendment to Chapter I of Title 8 of the Code of Federal Regulations is hereby prescribed:

The first sentence of paragraph (a) Section 212(h) or (i) of § 212.7 Waiver of certain grounds of excludability is deleted and the following sentences inserted in lieu thereof: "An applicant for an immigrant visa who is excludable and seeks a waiver under section 212(h) or (i) of the Act shall file an application on Form I-601 at the consular office considering the application for a visa. Upon a determination by the consular office that the allen is admissible except for the grounds for which a waiver is sought, the Form I-601 is transmitted to the Service for decision."

(Sec. 103, 66 Stat. 173; 8 U.S.C. 1103)

This order shall be effective on the date of its publication in the Federal Register. Compliance with the provisions of section 553 of Title 5 of the United States Code (P.L. 89-554, 80 Stat. 383) as to notice of proposed rule making and delayed effective date is unnecessary in this instance because the rule prescribed by the order relates to agency procedure.

Dated: February 1, 1967.

RAYMOND F. FARRELL, Commissioner of Immigration and Naturalization.

[F.R. Doc. 67-1399; Filed, Feb. 6, 1967; 8:46 a.m.]

Title 7-AGRICULTURE

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

SUBCHAPTER C—SPECIAL PROGRAMS
[Amdt. 4]

PART 775-FEED GRAINS

Subpart—1966 Through 1969 Feed Grain Program Regulations

The regulations governing the 1966-69 feed grain programs, 31 F.R. 8339, as amended, are hereby further amended by inserting "(a)" before the existing text of § 775.427 and adding a new paragraph (b) to read as follows:

§ 775.427 County projected yields and county rates.

(a) · · ·

(b) County projected yields and county rates for determining diversion payments for the 1967 crops of corn and grain sorghum are as follows:

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	Grain scephum- 1967 projected yield (bushels)	F SE
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NORTH DAKOTA-	Com-1967 projected yield (bushels)	将当时以及以及可以可以可以可以可以可以可以可以可以可以可以可以可以可以可以可以可以可
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	Grain sorphum— Eate used in determining diversion payments (dollars per bushed)	22	CCCCCCCCCCCCCCCCCCCCCCCCCCCCCCCCCCCCCC	asasasasasasasas circulation as a second a
	Grain seechum- 1967 projected yield (bushelt)	*****	# # # # # # # # # # # # # # # # # # #	
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	Grain southern Rate used in determining diversion payments (dollers per butchill)			
	Grain surphum- 1967 projected yield (buthest)	**************************************	的现在形式或可以可以使用的	位置性效阻阻性致强性的阻性 6000000000000000000000000000000000000
-Continued	Corre—Rate med for determining offerences payments (dollars per beshel)		**************************************	
OSCIASEONIA	Com-1967 projected yield (bushelio		以表现以及证式可以以及证式以及证法可以可以证法的证据的证据的证法证据的证据证据的证据证据证明证证证证证证证证证证证证证证证	
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	Grein sorghum— Rate used in determining diversion payments (sollars per bushel)			118	1111.		110	123 144	299				
	Grain senghum— last projected yield (bushess)	· · · · · · · · · · · · · · · · · · ·		中部	1441	100. 100.	K SI	dedi		8 m m m m m m m m m m m m m m m m m m m			
-Continued	Corn-Easte used in determining diversion payments (dollars per bushed)	在在中国中国人名英国人名英国人名英国人名英国人名英国人名英国人名英国人名英国人名英国人名英	SOUTH DAKOTA	NAMES AND PROPERTY OF THE PROP									
SOUTH CAROLINA-Continued	Corn-1967 projected yhild (bushels)	法法执政院就以保保政院保证实法上任任司法执行宣信就可以提供证法公司法院定证法法	代数级只说明过更高级编辑编数以内记录或点型: 200m20000cc-201410cl200c-4										
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	Grain serghum— Rate used in determining diversion payments; (deliars per toutsell)							inh inh		BBBBBB			
	Grafts soughtum— 1967 projected yield (konheis)					5 07		20 E-		RINGRA			
-Continued	Com-Rate used in determining deversion payments (delilers per bushed)			183	CAND			1.58	TXT	221111 2233333			
PENNSYLVANIA-Continued	Cern-1987 projected yield (bushels)	以以前性性可以及以外的 的 的 ,	983	한정 학자	RHODE ISLAND	がある			SOUTH CAROLINA	\$46.444 \$46.444			
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	Grain sorphum— Rate used in determining direction psymettic (deliars per burket)														
	Grain southum— 1987 projected yield (bushels)	CHANGARANA TANARANAN FERMINANANANANANANANANANANANANANANANANANANA													
Continued	Corn-Eate used in determining diversion payments (dellars per busket)	またとしたとしたとうとは、													
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	County	De Kalb De Kalb Diekste Diekst													
	Grah sorghum- Rate used in determining diversion payments (dollars per busies)														
	Grala sorthum— 1967 projected yield (buthess)	は成本式地域表現は現場ははは、大きななない。													
-Continued	Cerra-Rate used in determining diversion payments (dellars per bushel)	を表現れる。 ・													
SOUTH DAKOTA	Com-1967 projected yield (bushels)	数は元型は日は元型の記載は対象の記載によりのとうののでは、 のもの「「「「あっているのでは、日本によりには、こののとなるのでは、日本によるのでは、日本には、日本によるのでは、日本には、日本によるのでは、日本には、日本には、日本には、日本には、日本には、日本には、日本には、日本に													
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	Grain sorghests. Rate used in determining diversion perments perments (deliars per buthel)	444444	dele	でしてしてしてしてしてしてした。 では、これでしている。 では、これでしている。 では、これでしている。 では、これでした。 では、これでした。 では、これでした。 では、これでした。 では、これでした。 では、これでした。 では、これでした。 では、これでした。 では、これでした。 では、これでした。 では、これでした。 では、これでした。 では、これでいる。 では、 では、 では、 では、 では、 では、 では、 では、									
	Grain scothum— 1907 projected yield (bushels)	超级技术的	2140	· · · · · · · · · · · · · · · · · · ·	64.08								
ntinued	Corn.—Rate used in determining diversion payments (dollars per braket)			· [] [] [] [] [] [] [] [] [] [1.46								
Texas—Continued	Corm—1967 projected yield (bushels)	村村東京町村	其其單位因其 以政府的結構所以在的其實有其實為可以可以可以可以可以可以可以可以可以可以可以可以可以 ##900000 ##900000 1500000 1500000 1500000 1500000 1500000 150000 150000 150000 150000 150000 150000 150000 150000 150000 150000 150000 150000 150000 15000 1500										
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	Grain sorghum— Rate used in determining diversion payments (dollars per bushel)	2222		日本社会の成立を表現の対象の対象の対象の対象の対象の対象の対象の対象の対象の対象の対象の対象の対象の									
	Grain sorphum- HeT projected yield (bushess)	有名は名は古	DE LEGIS	Finding property of the contract of the contra	i si s								
Continued	Corn.—Rate used in determining diversion payments (soillars per bushel)	22257		以上了了了了了了了了了了了了了了了了了了了了了了了了了了了了了了了了了了了了									
TRANSSEE-Continued	Conne—1967 projected yield (bushels)	M	TEXAS	***************************************									
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Grain sorthum— 1967 projected 1960 (bushelit)	表示的现在分词	# # # # # # # # # # # # # # # # # # #
Com-Rate used to determining diversion payments (dollars per boxhell	在1111111111111111111111111111111111111	
Com-1967 projected yield (buthells)	BERREAR RESERVED TARGET RESERVED TARGET TARG	ekta garag
County	Runnels Runnels Runnels Rush San Augustine San Jacobs San Sahn San San Turnel Tur	Berver Per Eider Per Eider Carbon Daggett Daggett Free Free Grade
Grahr sorphum— Rate used in deformisming diversion payments (bollous per bushel)		
Grain sorpium— 1967 projected yield (bostein)	*************************************	
Com—Rase need to determining direction payments (declines per boashed)	1日、1日、1日、1日、1日、1日、1日、1日、1日、1日、1日、1日、1日、1	ааанананан
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	Grain sorphum— Rate used in determining diversion payments (dellars per bushel)	daddaaddadaadaa	
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	Corn—Rate used in determining direction payments (delines per bushed)	######################################	
Vingibria-Continued	Com-1967 projected yield (bushelo)	ANASARANASARANANANANANANANANANANANANANAN	
	County	Dickspoon Dickspoon Dinvidide Farter Farter Farter Farter Farter Farter Frenchisch Golden Gorden King William King Willia	
UraH—Continued	Grain sceptum— Rute used in determining diversion payments (deliars per bushel)	**************************************	
	Grain seethum— 1967 projected yield (busheld)		
	Com-Rate used the determining diversion payments (deliars per bushel)		
	Corn—1967 projected yield (bushels)	HANDERS CARREST CONTRACTOR CONTRA	
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	Grain sorghum— Rate used in determining dramston payments (delines per bushel)	***************************************	122	22.12	NA.	5888	222	17.7	100	**************************************	ina ida	1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	100	133	NA	#1 F	***************************************		-																		
	Grain sorthum— 1967 projected yield (bushels)	H4.6																							BEIGHNEISHEIGHEIGHEIGHEIGHEIGHEIGHEIGHEIGHEIGHEIG												
Vinesista-Continued	Com-Rate used in determining diversion posturents (dollars per bushel)																3000		1.00	128	22	111	ERRESHIELE CEREER							1.38							
WEST VIBOURIA									18 E	200	Wiscos	Wisconsa										56.2															
	County	Frysite Glime Grant Grant Grant Grant Hampsky Hardy	McDowell.	Machall	Minto	Motros. Motros. Notroles	Objo. Pendieton	Populotitas Presion	Rateries Rateries Rendolfsh	Richle	Twitter Tweeter	Tyler	Wagne	Wedner Wetnel	Wirt	Wyemlog	Size cliex year			Adams	Barron	Bayfield Recorn	Buffie	Burner	Chaptern	Colerabia	Dane	Dodge	Douglas	Dutto Esa Claire	Floresco.						
	Grain scephum— Sase reed in determining direction poyments (dellars per bushes)																																				
	Gmin sectium— 1847 projected yalid (busheli)	444444654414		753/1/4	66.2		86.7	18					-			-				52.6		76.19									-						
Sontinued	Comp. Rate used to determining of the state used to determining of the state of the	HENNESSEE	27003	在江江江江江江江江江江江江江江江江江江江江江江江江江江江江江江江江江江江江江																																	
Vincinta-Continued	Com-1987 projected yield (bushess)	4884748448848	WASHINGTON		6.75	28 H		101.6		10 mm	68.7		68.7							War Vinden				WESTVIL		200	201	60.5	55.6		65.9						
	County	Stafford Serior Serior Capture Capture Capture Westington Westington Westington West Wise With With Tork With Tork With Tork With Tork State check yeld.	THE REAL PROPERTY.	Adams	Obelin	Clark Columbia. Corellia	Dearlies. Perry. Presiden	Gerbeid Grupt Grups Harber	Mileron	Kitsup. Kititiss	Kückitat. Leeris	Lineoin Mason	Okubegsa. Pacific	Pend Orallie	San Juan	Skanstin	Spekomish.	Sterens	Wakinkum	Wells Wells	Whitman	Yakima. State check yield			THE RESERVE TO SERVE THE PARTY OF THE PARTY	Barbour	Boone	Brooke	Cabell	Clay	Dostridge						

Grain sorghum-

Wisconsin-Continued

Corn-Rate used

County	Corn—1967 projected yield (bushels)	in determining diversion payments (dollars per bushel)	Grain sorghum— 1967 projected yield (bushels)	Rate used in determining diversion payments (dollars per bushel)
Fond du Lac.	82.0	1.37	39, 0	1.13
Forest	51.5	1.38 1.35 1.36 1.37 1.37	27.0	1. 13
Grant	51.5 86.0	1.35	39.0	1.13
Geider	85.0	1.36	39.0	1. 13
Green Lake	78.2	1 37	39.0	1. 13
Iron Iron Iron Iron Jackson Jackson Jefferson Jimeaa Kenosha Kewaumee La Crosee Lahyette Lanyette Lanyetde	85, 0 78, 2 82, 2 45, 3	1.37	30.0	1.13 k
Teon	45.3	1.37	27.0	4149 -
Tanhson	68.9	1.38	39.0	1.13 1
Tofferion	97.9	1.37	39. 0	1.13 r
Terrinor	87. 2 67. 0	1.36	39.0	4.140
Wasserba	82.7 76, 2 80.7 89.3 66.2 75.2	1.38	39, 0	1.13 1
Variation of	70. 9	1.30	27,0	1.13 1
T. Cecuin	90.7	1.33	39, 0	4.10
Tabanta	90.3	1.36	29, 0	1.13
Langlade Lincoln	25. T	1.38	27.0	1,13 (
Timele	63.79	1,37	27.0	1 12
Adirona de la constante de la	75.0	1.39	27. 0 27. 0 27. 0	1.12
Manitowee	70.2	1, 37	92.0	1.13
Mariarthon. Marinette. Marquette. Menquette. Menominee. Milwaukee. Mouroe. Oconto. Oneida. Outoganie. Ozaukee Pepin. Pierce. Polk. Portage. Price. Racine.	44.9	1.38	27.0	1.13
pisrinette	64.2 67.2	1.37	39. 0	1 13
Marquette	60, 2	1.38	27. 0	1,13
Menominee	50, 2			1,13 1
Milwaukee	56, 2 77, 5 74, 3	1.38	39. 0	1,10 1
Monroe	79.3	1.36	39.0	1.13
Oconto	67, 2 44, 8	1,38	27, 0	4.10
Onelda	44.8	F 28	27, 0	
Outagamie	82, 2	1, 37	39.0	1.13
Ozaukee	78, 5	1.38	27.0	1,18
Pepin	73, 4	1, 35	39.0	1, 13
Pierce	75.0	L 35	39. 0	1,10
Polk	61.1	1.34	39. 0	1.13
Portion	60, 2	1.37	27.0	1, 13
Thebox	A5 9	1.36	27.0	1.13
Daving	55, 2 84, 7	1.38	39.0	1.13
Racine. Richland	76.7	1.35	39, 0	1.13
	88, 2	1.37	39.0	1.13
Rock		1.35	27.0	3 13
Rusk St. Crols	36, 4	2, 26	39.0	1.13
St. Crott.	68.0	1, 35	39.0	7 13
Sauk	81.1	1, 37 1, 35	27. 0	7 19
Sank. Eawyer . Shawano. Sheboygan Taylor Trylor Trem pealeau Vernom Vina. Walworth Washburn Washington Waupeen Waupeen Wuyesha Waupeen	51, 9 71, 2 79, 2	1.00	24, 0	1, 13 1, 13
Shawano.	71.2	1, 38	27.0	7 13
Sheboygan	79, 2	1, 38	27.0	2 19
Taylor	63. 2	1,36	27, 0	7.70
Trempealean	73. 2 78. 4	1.35	39, 0	1.13
Vernon	78.4	1,34	39.0	1.10
Vilae	42.2	1.38	27.0	1.13
Walworth	87. 2	1.37	39, 0	1.13
Washburn,	47, 6	1.34	27,0	1.13
Washington	81,2	1,37	27, 0	1.13
Waukesha	82.4	1.37	39, 0	1.13
Wattpaca	76.0	1, 38	39.0	1.13
Wausbara	70, 0 62, 2 79, 0	1, 37 1, 38 1, 37	39.0	1, 13 1, 13
Winnebago	79.0	1, 38	39 0	1.13
Wood	66.2	1.30	27 1	1.13
Wood. State check yield.	78.4		27 J 33, 2	The second secon
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Albany Big Horn Campbell Carbon Converse Orrok Premiert		1.41	**************	1,10
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Campbell.	21, 2	1, 61	12.6	1, 10
Carbon		1.43		1.18
Converse	51. 2	1.41	27. 5	1.13
Crook	37.0	1.41	24.6	1, 13
Premont.	67.1	1.41	40.3	1.13
Goshen	70.9	1.41	21.6	1, 13
Goshen Het Springs	00:0	1,41	TO COMPANY OF THE PARTY OF THE	1, 13
Talanton	55.0	1.41		1, 13
Y amounts		1.41	20.9	1.13
Laramie	56.4	1.41	34.9	
Lincoln		1.91	34.1	1,13
Natrona.	64, 5	1.40	38.1	7-12
Niobrara	29, 8	1.41	10.5	1, 13
Park	7L.5	1.41	51,7 44,2	1.13
Platte	60.7	1.41	44, 2	1.13
Sheridan	55.0	1.41	33.6	1.13
Subjette		1.41		1.13
Sweetwater	# INCOMPRESENTATION	1.41	38.9	1, 13 T. 13
Teton.	E International Contraction	1.41		1.13
There		idi		1.13
Uinta. Washakie		1,41	51.7	1.13
Washing W.	67.4	1,41		1.13
Weston	25. 5 62. 0	1,91	24.3	1.10
State check yield	- 62.0	STREET, STREET, STREET,	24.3	

Effective date: Upon date of publication in the Federal Register. Signed at Washington, D.C., on-January 27, 1967.

H. D. Godfrey, Administrator, Agricultural Stabilization and Conservation Service. [F.R. Doc. 67-1240; Piled, Feb. 6, 1967; 8:45 a.m.] Chapter IX—Consumer and Marketing Service (Marketing Agreements and Orders; Fruits, Vegetables, Nuts), Department of Agriculture

[Lemon Reg. 252, Amdt. 1]

PART 910—LEMONS GROWN IN CALIFORNIA AND ARIZONA

Limitation of Handling

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

(2) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this amendment until 30 days after publication hereof in the FEDERAL REGISTER (5 U.S.C. 553 (1966)) because the time intervening between the date when information upon which this amendment is based became available and the time when this amendment must become effective in order to effectuate the declared policy of the act is insufficient, and this amendment relieves restriction on the handling of lemons grown in California and Arizona.

Order, as amended. The provisions in paragraph (b) (1) (i), (ii), and (iii) of § 910.552 (Lemon Reg. 252, 32 F.R. 1033) are hereby amended to read as follows:

.

§ 910.552 Lemon Regulation 252.

(b) * * *

(i) District 1: 23,250 cartons;

(ii) District 2: 83,700 cartons;

(iii) District 3: 74,400 cartons.

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

Dated: February 2, 1967.

PAUL A. NICHOLSON.

Deputy Director, Fruit and
Vegetable Division, Consumer
and Marketing Service.

[F.R. Doc. 67-1410; Filed, Feb. 6, 1967; 8:47 a.m.]

Title 32—NATIONAL DEFENSE

Chapter VI-Department of the Navy SUBCHAPTER C-PERSONNEL

PART 713-NAVAL RESERVE AND MARINE CORPS RESERVE

Miscellaneous Amendments

Scope and purpose. The substance of the Marine Corps Reserve Standing Operating Procedures (Marine Corps Order P1001R.43) is added to the Marine Corps Reserve regulations published in Sub-

Subpart B, entitled "Marine Corps Reserve," is amended by adding § 713.600 and \$2 713,1000-713,17005 to read as

follows:

§ 713.600 Definitions.

Active duty for training. Full time duty for training purposes in the active military service of the United States. (Active duty for training includes annual training duty, individual tours of active duty for training and repeated training duty. It is authorized only by written orders issued by CMC; CG, MARTC; District Director; or CO, MCRDSC.)

Active Federal service. All forms of active duty with or without pay, including temporary active duty, extended ac-tive duty, active duty for training and repeated training duty. (The minimum

time involved is 1 day.)

Active status. The status of a reservist who is not on the Inactive Status List or in the retired reserve. (A reservist in an active status may be on active or inactive

Additional paid drill program. A program that authorizes paid drills in addition to the 48 drills regularly scheduled. (These drills are normally authorized by CMC for training certain "hard skills," only within units of the FMF Reserve.)

Allotment (fiscal). The authority, expressed in terms of a specific amount of funds, granted to a commander (District Director) by CMC, to obligate and expend funds for a particular purpose. Obligation and expenditure of the funds may not exceed the amount specified in the allotment, and the purpose for which the authorization is made must be adhered to.)

Alternate annual training duty. Active duty for training which is specifically accepted by CMC or CG, MARTC in lieu of

regularly scheduled ATD.

Anniversary date. The date from which the anniversary year is computed.

(See anniversary year.)

Anniversary year/anniversary date assignment. A 12-month period utilized in the determination of satisfactory Federal service and awarding reserve retirement

- (a) For persons in the Marine Corps Reserve on July 1, 1949, the anniversary year is computed from July 1 annually as long as active reserve status is maintained.
- (b) For persons who enter or reenter the Marine Corps Reserve after July 1, 1949, the anniversary year is computed from the date of entry or reentry.

(c) For persons who are discharged from another Reserve component and enlisted or appointed in the Marine Corps Reserve after July 1, 1965, their anniversary year remains unchanged as long as the member has continuous active service in the Regular and/or Reserve component of any of the Armed Services. A break in service in a component of the Armed Services of more than 24 hours, however, establishes a new anniversary

Annual field training. An obsolete term. Substitute annual training duty. Annual training duty. Annual active duty for training prescribed by CMC or CG, MARIC for units of the OMCR.

Appropriate duty. A form of inactive duty for training without pay. (See §§ 713.8001-713.8003.)

Armed Forces examining station. Those activities designated by the Department of Defense to conduct mental and physical examinations for all chargeable accessions to all branches of the Armed Forces, and such other examinations as may be directed.

Associate duty. A form of inactive duty for training without pay. (See

\$\$ 713.8001-713.8003.)

Audit (fiscal). The systematic exami-nation of records and documents to determine: (a) Adequacy and effectiveness of budgeting, accounting, financial, and related policies, and procedures; (b) compliance with applicable statutes, regulations, policies, and prescribed procedures; (c) reliability, accuracy, and completeness of financial and administrative records and reports; (d) the extent to which funds and other resources are properly protected and effectively used.

Aviation reservists (Aviation Reserve personnel). Those individuals carried on the rolls of MARTC and reservists on the rolls of Class III, MCRDSC having active duty experience with aviation activities except those in OF 03, 08, and

Budget (fiscal). A plan of operations showing the estimates of funds needed to carry out the assigned mission, or missions, over a specified period of time,

Class I. (See Fleet Marine Corps Reserve.)

Class II. The category to which reservists are assigned while in a drill-pay status unit. (The terms Class II, Organized Reserve units and drill-pay status are synonymous.)

Class III. The category to which reservists are assigned while in a non-drillpay status. (The terms Class III, Volunteer Reserve and non-drill-pay status

are synonymous.)

Commitment (fiscal). A firm admin-istrative reservation of funds, based upon firm procurement directives, orders, requisitions, or requests, which authorized the recipient to create obligations without further recourse to the official responsible for certifying the availability of funds.

Component class reserve status code. A letter system designating the various special enlistment programs of the Marine Corps Reserve. (See the Marine Corps Personnel Manual.)

Concurrent training. Supplemental training conducted in conjunction with other training or scheduled activities. (For example: Hand and Arm Signals may be taught during training in Fire Team Tactics)

Cross-servicing (fiscal). Furnishing of services and materiel by one military department to other departments at the request of the latter. (The department furnishing the service or materiel is usually reimbursed out of the appropriation or allotment made to the department receiving the service or materiel.)

Deferred maintenance (fiscal). Estimated costs of materials and services which are needed to bring property, which needs maintenance (see maintenance), to a state of proper condition, but which, for some reason, has not yet been made. (Costs are usually explained in the budget, or other financial statement, by a footnote.)

Drill-pay status (see Class II).

End strength. Unit manning levels assigned by the CG, MARTC/District Director to be achieved on June 30 of the current fiscal year.

Equivalent instruction or duty (EIOD). A period of instruction or duty intended to be the equivalent of a drill which has

been or will be missed.

Extended active duty. Full time duty, other than active duty for training, in the active military service. (The minimum duration is usually expressed in years. Such duty is authorized only by CMC.)

Extended technical training, Technical training undertaken by 6-month trainees during a voluntary extension of the initial period of 6-months active

Federal service obligation. The total military obligation assumed upon entry into military service. (Upon completing this federal service obligation, a reservist may assume a further contractual obligation by reenlisting or extending for a term of service which is beyond the termination date of the federal service obligation.)

Fleet Marine Corps Reserve (Class I). The designation given to an enlisted member of the Marine Corps or Marine Corps Reserve who retires for reasons other than physical disability after completion of 19 years and 6 months or more, but less than 30 years, of active service in the Armed Forces. (Personnel who retire upon or after completion of 30 years of active service, and members of the Fleet Marine Corps Reserve who have completed 30 years of combined active and inactive service, are placed on the retired list of the Regular Marine Corps or the Retired Reserve of the Marine Corps Reserve, as appropriate. The SOP provisions are not applicable to the Fleet Marine Corps Reserve.)

Fleet Marine Force (FMF) Reserve. Organized Marine Corps Reserve units which are designed to augment and expand the regular Fleet Marine Force in the event of mobilization. (All OMCR units normally authorized to conduct 48 paid drills per year constitute the FMF Reserve. This is not to be confused with

the Fleet Marine Corps Reserve.)

Fiscal year. Accounting period beginning on July 1 and ending on June 30 of the following year. (The fiscal year is designated by the calendar year in which it ends. Fiscal Year 1964 began on July 1, 1963, and ended June 30, 1964.)

General mobilization. The process by which the active Marine Corps is expanded and brought to a state of readiness for participation in general war. This includes assembling and organizing personnel, supplies and material for active military service.

active military service.

Ground reservists (Ground Reserve personnel). Those individuals other

than aviation reservists.

Imprest fund (fiscal). A fixed amount of cash used to cover minor expenditures. (Payments from the fund are reimbursed from time to time to maintain the amount at which the fund is fixed.)

Inactive duty training. Duty or training prescribed for reservists and performed while not on active duty or active duty for training. (Inactive duty training includes regular drills, EIOD's, administrative duty, associate duty, appropriate duty, approved correspondence courses, and VTU participation.)

Inactive status list. A list which is

Inactive status list. A list which is comprised of reserve officers who are not in an active reserve status. (See the current issuance of MCO 1001R.26—.)

Initial active duty for training (IADT). That first period of active duty training wherein recruit training and advanced training are accomplished; normally 6 months in duration, including 15 days leave.

Input quota. The number of 6-month trainees that a unit is authorized to assign monthly to initial active duty for

training.

Involuntary training. Active duty for training authorized by law as an enforcement measure for unsatisfactory performance of mandatory training requirements, either Class III or Class III.

Joint examining and induction station. A facility designated to receive and process personnel forwarded for induction by the Selective Service Local Board, to allocate acceptable personnel to the various branches of the Armed Forces, and to induct into the appropriate service the personnel allocated thereto.

Joint Navy and Marine Corps Mobilization Station. A facility, manned by Navy and Marine Corps Mobilization Teams, to which both Navy and Marine Corps Reserve personnel are assigned for processing prior to entry onto active

duty.

Maintenance (logistics). Upkeep of property to keep it in efficient operating condition. (Any increase in the permanent value of the property, or prolongation of its life, is merely incidental. The costs of maintenance are referred to as "Maintenance" in budgets and other financial statements.)

Mandatory active duty for training. Active duty for training as specified in § 713.2050.

Mandatory participant. A reservist who is subject to the mandatory provisions of the law described under 10 U.S.C. 270; also called a "mandatory traince." (See §§ 713.2000-713.2150.)

Mandatory training. That training, prescribed by law, which mandatory participants, either Class II or Class III, must perform.

Marine Corps Mobilization Station. A facility designated exclusively for the processing of Marine Corps Class III reservists prior to their entry on active duty during a mobilization.

Marine Corps Mobilization Team.
Those Marine Corps personnel assigned to operate a Marine Corps Mobilization Station or the Marine Corps portion of a joint Navy/Marine Corps Mobilization Station.

Marine Expeditionary Unit. The smallest Marine air-ground task force organization which is designed to exploit the combat power inherent in carefully integrated air and ground operations. Its organizational structure includes four major components:

(a) Command element. Normally commanded by a colonel.

(b) Ground combat element. Normally a battalion landing team.

(c) Aviation combat element. A provisional MAG normally built around an attack squadron and a helicopter squadron.

(d) Combat service support element. Formed primarily from division/wing and FSR sources with minor detachments from Navy and other sources as

required.

M-day. The term used to designate the day on which mobilization is to begin. Though the term is "M-day," related figures, unless otherwise specified, will refer to month before or after Mday; e.g., M plus 1 will mean 1 month after M-day.

Military service obligation (see Fed-

eral Service Obligation).

Mobilization personnel processing centers. Activities of the Regular Marine Corps Establishment designated to receive, process and transfer or assign reserve personnel and former Marines reporting thereto during a mobilization.

Navy Mobilization Team. Those Navy personnel assigned to operate a Navy Mobilization Station or the Navy's portion of a joint Navy/Marine Corps

Mobilization Station.

Non-drill-pay status (see Class III). Numerical replacement. A numerical replacement is an individual who fills a vacancy in authorized strength, but does not occupy the specific billet vacated. (It is not necessary that such a replacement hold the same grade and/or MOS held by the person being "numerically" replaced.)

Objective strength. The officer and enlisted strength to be attained by MARTCOM or a Marine Corps District

by the end of a fiscal year.

Obligation (fiscal). A duty to make a future payment of money. The duty is incurred as soon as an order is placed, or a contract is awarded, for the delivery of goods and the performance of services. It is not necessary that goods actually be delivered, or services actually be performed before the obligation is created; neither is it necessary that a

bill, or invoice, be received first. The placement of the order is sufficient. Refer to the Navy Comptroller Manual, par. 022071.3, for a technical definition of this term, the significance of which is considered to be essential for a commander.

Obligor. A person who has a military obligation acquired under the provisions of 10 U.S.C. 270. (All obligors are mandatory participants, but an obligor may be exempted from mandatory training requirements; see § 713.2050(b).)

Open allotment (fiscal). An allotment administered by Headquarters Marine Corps. Those commanders authorized to do so by the Commandant charge the allotment for goods and services within the limits of an operating target specified by the Commandant. While commanders are held responsible through the military chain of command for their use of these funds, they are not personally liable for overobligation in the sense of section 3679 of the Revised Statutes, as amended (31 U.S.C. 665).

Operating target letter (fiscal). A memorandum or other locally designated directive notifying a subordinate of a target amount of funds available to that subordinate for commitment and obligation by him. Target letters do not transmit responsibility under section 3679, Revised Statutes, as amended (31 U.S.C. 665)

Organized Reserve (see Class II). Class II Reservists and 6-month reservists on initial active duty training.

Overcommitment (fiscal). The issuance of commitments in excess of authorized funds. Prohibited by law and regulation.

Overexpenditure (fiscal). Expenditures in excess of authorized funds. Prohibited by law and regulation under

penalty of punitive action.

Partial mobilization. The action taken to effect the entry into the active military service of such units or members of any reserve component of the Armed Forces of the United States as are required to effect a limited expansion of the active Armed Forces of the United States.

Pay groups. Alphabetical designations which designate the pay category of Ready Reservists not on active duty. (The pay group alphabetical designations correspond with "training category" alphabetical designations. Pay groups are listed below for ready reference).

Pay group	Annual number of paid periods of inactive duty training (drills)	Annual paid active duty for training	
A	48 24 12 0 0 0	15 days. 15 days. 15 days. 16 days. 16 days. 4 months minimum active daty for training.	

¹ Not currently used by the Marine Corps.

² The minimum period prescribed by CMC for this category is 6 months.

Nove.—Paid active-duty-for-training for achools and

Norm-Paid active-duty-for-training for schools and special tours will not be identified as separate pay groups but may be in addition to the training provided by the established groups.

Planning estimate letter (fiscal). An administrative means of subdividing an allotment. The grantor retains accounting and legal responsibility under the provisions of section 3679, Revised Statutes, as amended (31 U.S.C. 665).

Plant property. Government owned, real and personal property of a capital nature which is located at activities under the management control of CMC, or which has been furnished to private contractors, (Includes government owned property in the possession of activities not under the management control of CMC when title to the property remains

vested in the Marine Corps.)

Priority induction. The procedure whereby Ready Reservists who were enlisted after October 4, 1961, and Training Category H Personnel who fail to perform their required training duty satisfactorily may be certified to the Selective Service System for induction, before other qualified personnel, into the armed forces of the United States.

Points (see Reserve Retirement

Credit).

Prior service. A prior service obligor is an individual who, having served on active duty for a sufficient length of time to have completed recruit training or its equivalent, has not completed or not been relieved of his statutory service obliga-

A prior service nonobligor is an individual who, having served on active duty for a sufficient length of time to have completed recruit training or its equivalent, has completed or has been relieved of his statutory service obligation by discharge. (6-month/Category F training. Extended Technical Training and other forms of active duty for training do not constitute "prior service.")

Project (budget). A major subdivision of an appropriation activity. (For example, Project 72 "Operation and Maintenance Other Than Real Property, Ma-rine Corps Reserve," is a major sub-division of Activity 4 "Marine Corps Reserve Training" within the appropriation "Operation and Maintenance

Marine Corps.")

"P" School. A Navy school which conducts training at a preparatory level. It is utilized by aviation reservists only and is considered the equivalent to Individual Combat Training.

Ready Reserve. Those units and members of the Marine Corps Reserve 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.

Repeated training duty. A program authorized only for certain types of training, without pay, by the CG, MARTC/District Director or CO, MCRDSC. (Repeated training duty is considered as active federal service insofar as acquiring retirement credits and survivor/injury benefits are concerned.)

Reserve field activities. Commands, other than Headquarters Marine Corps, which administer the Reserve Establishment. These commands are the Marine Air Reserve Training Command, Marine Corps Districts, Marine Corps Reserve Data Services Center, I-I Staffs and MARTDs. (This term does not include OMCR Ground and Aviation units.)

Reserve retirement credit. The method provided by law for awarding actual or constructive days of service for active or inactive duty or training. term is used interchangeably with the term "Points." Each Reserve retirement credit is equivalent to one day of full time active service.

Those members of Retired Reserve. the MCR whose names are carried on a retired list pursuant to 10 U.S.C. 274.

Satisfactory Federal service, year of. A year in which a reservist is credited with a minimum of fifty (50) reserve retirement credits unless the service is declared unsatisfactory by the Commandant of the Marine Corps.

Screening of Ready Reserve. ministrative procedure, prescribed by statute and Executive Order, whereby units and members are continuously

screened to insure that:

(a) There will be no significant attrition of those members or units during a mobilization;

(b) There is a proper balance of mili-

tary skills:

(c) Except for those with military skills for which there is an overriding requirement, members having critical civilian skills are not retained in numbers beyond the need for those skills:

(d) With due regard to national security and military requirements, recognition will be given to participation in

combat; and

(e) Members whose mobilization in an emergency would result in an extreme personal or community hardship are not

retained in the Ready Reserve.

Selected Reserve Forces. Those units and individuals within the Ready Reserve designated by their respective services and approved by the Joint Chiefs of Staff as so essential to initial wartime missions as to require priority over other reserves in allocations of equipment and training. (All OMCR personnel are included in this category.)

Selective Service number. A registration number assigned to an individual by the Selective Service System upon his registering with a Draft Board. (It serves to identify him as to his local

board and state registration.) Service obligation (synonymous with

Federal Service Obligation)

Standby Reserve. The category of reservists who may be ordered to active duty only in time of national emergency declared by Congress. (The members of the Standby Reserve may not be ordered to such duty unless it has been determined that there are not enough qualified members in the Ready Reserve in

the required category to fulfill the mobilization requirements. A Standby Reservist may be called to active duty only after the Selective Service System has determined that he is available for mobilization.)

Standby Reserve number. The equivalent of a selective service number, as assigned by the Selective Service System, to those Standby Reserves who are not required to register for the draft but whose mobilization availability must, under law, be determined by that system.

Station of initial assignment. The station, base, camp or other activity of the Armed Forces, other than a Mobilization Station or Reserve Unit, to which a reservist is first ordered to report for active duty upon mobilization.

Statistical cost. Cost data derived from the value of goods received and services rendered, but for which no actual expenditure of funds from an allotment is required. Recorded solely for the purpose of statistics.

Stores account. An account reflecting the cost and/or the quantity of supplies on hand and available for issue.

Suballotment (fiscal). An authorization to use funds from an allotment issued by CMC. (The authorization is granted by the commander who receives the primary allotment from CMC. The recipient of the suballotment accounts for its funds to the holder of the primary allotment; however, when CMC authorizes a suballotment to be accounted for with a specific three-digit number to identify it and this number is different from the one used to identify the primary allotment, the commander who receives the suballotment is accountable directly to CMC, sending only a copy of each accounting document to the commander holding the primary allotment from which CMC authorizes the suballotment to be made.)

Temporary active duty. Duty performed under orders authorized by CMC The duty is usually of short duration and is not for the purpose of receiving training. Used in connection with selection boards, summer augmentation teams, etc.

Trained reservist. A male reservist who has had at least four months of basic military training or its equivalent

as defined in § 713.3004.

Training categories. Alphabetical designations which classify reservists, not on active duty, according to their training status. (Each unit and member of the Ready Reserve not on active duty must be placed in an appropriate training category prescribed by DOD. The alphabetical designation also corresponds with the "pay group" designation of the unit or individual; see Pay groups. Uniform training categories are listed below for ready reference. Amplifying instructions are contained in §§ 713.2000-

Training category	Annual number of periods of inactive- doty training (drills)	Annual active- duty-for-training
A	24	15 days. 15 days. 15 days. 15 days. 30 days. 4 months mini- mum initial active-duty-for- training.
G !		0.
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Not currently used by the Marine Corps.
The minimum period prescribed by CMC for this degory is 6 months. category is 6 months.

1 Standby Reserve only. Sec §713.2002.

Untrained reservist. A male reservist, ground or aviation, who has not had 4 months basic military training or its equivalent as defined in § 713.3004. Unless stated otherwise, this term includes those personnel who are only recruit trained.

Volunteer Reserve. (See Class III.) Voucher (fiscal). Any document which is evidence of a transaction, showing the nature and amount of the transaction. It usually indicates the accounts in which the transaction is to be recorded.

ABBREVIATIONS

ACDUTRA-Active Duty for Training/Active Duty Training ACT-Advanced Combat Training.

ATD—Annual Training Duty.

AFT—Annual Field Training (obsolete; sub-

stitute ATD).

ASRT-Air Support Radar Team. AWS-Amphibious Warfare School. BAQ-Basic allowance for quarters.

BAS—Basic allowance for subsistence. C&S—Command and Staff.

CG-Commanding General

CMC-Commandant of the Marine Corps.

CNO-Chief of Naval Operations. CO-Commanding Officer

CONUS-Continental United States (excludes Alaska and Hawaii). (CONUS EAST is defined as Minnesota, Iowa, Missouri, Arkansas, Louisians and all States east thereof. CONUS WEST is defined as North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, Texas, and all continental States west thereof except Alaska.)

DIFOT-Duty involving flying in an oper-

tional or training status. EAD-Extended active duty.

EIOD-Equivalent Instruction or Duty.

EOS-Expiration of obligated service.

ETT—Extended technical training, FMF RESERVE—Fleet Marine Force Reserve.

FSN-Federal Stock Number. FSR-Force Service Regiment

GMS-General Military Subjects GMST-General Military Subjects Test.

H&HS—Headquarters and Headquarters Squadron. H&MS-Headquarters and Maintenance

Squadron.

HMM—Marine Medium Helicopter Squadron. HQMC—Headquarters Marine Corps. IADT—Initial Active Duty for Training. ICT-Individual Combat Training.

I-I-Inspector-Instructor. ISL-Inactive Status List.

JANAP-Joint Army-Navy-Air Force Publication.

LAAM(Bn) -Light Anti-Aircraft Missile
Battalion.
MABS-Marine Air Base Squadron.
MACS-Marine Air Control Squadron.
MAG-Marine Aircraft Group.
MARG-Marine Air Reserve Group.
MAMS Marine Aircraft Maintenance
Squadron.
MARCORDIST-Marine Corps District.

MARCORPERSMAN-Marine Corps Personnel Manual MARTSAT-Marine Tactical Support Assem-

bly Team. MART-Marine Air Reserve Training (USMCR)

MARTC-Marine Air Reserve Training Command.

MARTD-Marine Air Reserve Training Detachment. MASS-Marine Air Support Squadron.
MATCU-Marine Air Traffic Control Unit.

MAW-Marine Aircraft Wing. MCD-Marine Corps District

MCEC—Marine Corps Education Center, MCMWTC—Marine Corps Mountain Warfare Training Center, Bridgeport, Calif.

MCO-Marine Corps Order. MCR-Marine Corps Reserve.

MCRDSC-Marine Corps Reserve Data Services Center. MEB—Marine Expeditionary Battalion.

MEUFEX-Marine Expeditionary Unit Field

MobTeam—Mobilization Team.

MOS—Military Occupational Specialty.

NCO—Noncommissioned Officer.

O&M-Operation and Maintenance (budget). OF-Occupational Field

OIC—Officer in Charge (also OinC), OJT—On-the-Job Training, OMCR—Organized Marine Corps Reserve.

OPNAV-Office of the Chief of Naval Opera-

OQR—Officer Qualification Record. PAU—Public Affairs Unit. PLC—Platoon Leaders Class.

ProvMAG-Provisional Marine Afreraft

RESMOBSOP—Reserve Mobilization Stand-ing Operating Procedures. RESSOP—Reserve Standing Operating Pro-

cedures.

RL&T-Reserve Liaison & Training SFS—Satisfactory Pederal Service. SOP-Standing Operating Procedures.

SRB-Service Record Book SU-Sub-Unit (Aviation term only).

T/A—Table(s) of Allowances. TAD—Temporary Additional Duty. T/E—Table(s) of Equipment. T/O-Table(s) of Organization.

T/R—Government Transportation Request. UCMJ—Uniform Code of Military Justice. U.S.C.—United States Code.

U.S.C.A.—United States Code Annotated. VMA-Marine Attack Squadron.

VMF—Marine Fighter Squadron. VMF (AW)-Marine All Weather Fighter

Soundron. VMJ-Marine Photographic Squadron. VMO—Marine Observation Squadron. VMR—Marine Transport Squadron.

VTU-Volunteer Training Unit. WM-Woman Marine.

WOCC-Women Officer Candidate Class.

(Secs. 280, 5031, 70A Stat. 14, 278, as amended, sec. 133, 76 Stat. 517, 80 Stat. 379; 5 U.S.C. 301, 10 U.S.C. 133, 280, 5031)

Subpart B-Marine Corps Reserve MARINE CORPS RESERVE STANDING OPERATING PROCEDURES

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MARINE CORPS RESERVE STANDING OPERATING PROCEDURES

GENERAL

§ 713.1000 Mission.

As provided by Title 10, United States Code, section 262, the Marine Corps Reserve is maintained for the purpose of providing trained units and qualified individuals to be available for active duty in the Marine Corps in time of war or national emergency, and at such other times as the national security may require.

§ 713.1001 Composition.

The Marine Corps Reserve consists of the Organized Reserve (Class II), the Volunteer Reserve (Class III), and the Retired Reserve. This SOP covers only Class II and Class III.

§ 713.1002 The Organized Marine Corps Reserve (OMCR).

- (a) The OMCR consists of two basic categories of units—ground and aviation.
 (1) Within the ground element are
- three types of units:
 (i) Fleet Marine Force (FMF) Reserve
- Fleet Marine Force (FMF) Reserve units, consisting of:
 - (a) 4th Marine Division units;
 - (b) Force Troops units;
 - (c) FMF augmentation units.
 - (ii) Staff groups.
- (iii) Selective Service Training units. (Regulations governing the Marine Corps Selective Service Training Program are contained in the current issuance of MCO 1540R. 13—.)
- (2) Within the aviation element are two types of units:
- (i) Fleet Marine Force (FMF) Reserve units, consisting of:
 - (a) 4th Marine Aircraft Wing units;
 - (b) FMF augmentation units.
 (ii) Marine Air Reserve Groups.
- (b) Members of Marine Corps Reserve Selective Service Training units are in an "appropriate duty—with pay" status. Members of all other OMCR units are in a "drill-pay" status. There is also a small number of Marine Corps reservists classified as a part of the OMCR, but not members of OMCR units, who perform duty in a paid status with Selective Service Training units sponsored by the Army, Navy, or Air Force, or in Naval Reserve Security Groups.
- (c) All members of the OMCR are required to be in the "Ready Reserve" category. Those who have not completed their "Federal Service Obligation" are in that category by virtue of statutory requirement. All others are Ready Reservists by voluntary agreement.

§ 713.1003 The Volunteer Reserve.

- (a) The Volunteer Reserve consists of all reservists who are not members of the OMCR or of the Retired Reserve. It includes:
 - (1) Ready Reservists:
- (i) Who have not completed their Federal Service Obligation; or
- (ii) Who have completed their Federal Service Obligation and are in the Ready Reserve by voluntary agreement.
- (2) Standby Reservists (including personnel on the "Inactive Status List" and

individuals enlisted under the "Critical Skills" Program).

§ 713.1004 Training policy.

All Reserve training (unit or individual—ground or aviation) must satisfy the precept that it will effectively prepare the individual or unit to carry out appropriate tasks upon mobilization.

§ 713.1005 Command structure.

- (a) The Marine Corps Reserve, as a component of the U.S. Marine Corps, is organized, administered, supplied and trained under the direction of the Commandant of the Marine Corps. Officers on the staff of the Commandant of the Marine Corps hold the same relationships and responsibilities to the Marine Corps Reserve that they do to the Regular Marine Corps.
- (b) The Director, Marine Corps Reserve, on the staff of the Commandant of the Marine Corps, formulates and recommends to the Commandant of the Marine Corps plans and policies for the Marine Corps Reserve and is responsible to the Commandant of the Marine Corps for the execution of approved plans and policies for the organization, training, logistical support and administration of the Marine Corps Reserve.
- (c) Also see § 713,3013 concerning the chain of command in respect to civil defense and other domestic emergencies.

§ 713.1006 FMF training support and liaison.

- (a) Commanding Generals, Fleet Marine Forces, are requested to provide appropriate assistance to organizations of the Marine Corps Supporting Establishment which provide direct support to Marine Corps Reserve active duty and ATD. It is desired that maximum effort be made to support the "host unit" system, to include utilization of infantry elements. Where practical, the concept of the "host system" envisaged will range from minimum facilities and equipment support to complete operational control, including evaluation, by the host unit commander.
- (b) Subject to such additional instructions which the Commanding Generals, Fleet Marine Forces, may issue, direct liaison is authorized between all commands concerned with Reserve training.

TRAINING CATEGORIES AND PAY GROUPS

§ 713,2000 Ready Reserve training categories.

(See definition and listing of categories in § 713.600.) Each member of the Marine Corps Ready Reserve, not on active duty, and each drill-pay unit shall be placed in one of the training categories listed below. The amount of training a reservist may receive is not limited to the amount prescribed for the training category to which he is assigned.

(a) Category A. All FMF Reserve OMCR units and Selective Service Training units are Category A units. All members of these units shall be assigned to Category A for the duration of their membership.

(b) Category B. All non-FMF Reserve OMCR units except Selective Service Training units are Category B units. All members of these units shall be assigned to Category B for the duration of their membership.

(c) Category D. All Class III officers who are members of the Ready Reserve; all Class III enlisted prior-service obligors in the Ready Reserve who have not completed 5 years' satisfactory service; and all nonobligors who have executed a Ready Reserve agreement.

(d) Category E. All Class III nonprior-service obligors who are subject to the mandatory participation provisions of 10 U.S.C. 270, except those assigned to Category I or Category J.

(e) Category F. All Class II Reservists who are on Initial Active Duty for Training for 6 months.

(f) Category I. All Class III Enlisted Reservists who have completed 5 years' satisfactory service and still have a Ready Reserve obligation.

(g) Category J. All Class III Ready Reservists who are enrolled in an officer training program.

§ 713.2001 Pay groups.

For budgetary and pay purposes, each member of the Ready Reserve not on active duty is placed in the pay group which corresponds with the training category to which assigned. See paygroups listing in § 713.600. The periods of inactive duty training and active duty for training listed do not preclude additional paid training when authorized by CMC.

§ 713.2002 Standby Reserve training categories.

Members of the Standby Reserve in an active status may be permitted to participate voluntarily in reserve training for retirement points but will not be entitled to either pay or allowances for such training. Reservists who participate must be assigned to a training category; therefore the following personnel will be assigned to Training Category H:

(a) Personnel who have not fulfilled their statutory military service obligation.

- (b) Personnel who have completed 18 or more but less than 20 years' satisfactory Federal service, creditable for retirement under 10 U.S.C. 1332. Reservists assigned under this authority will be limited by instructions contained in Part D, Chapter 13, MCO P5000.3, MARCORPERSMAN.
- (c) Personnel assigned to the Standby Reserve prior to August 1, 1965.

§ 713.2003 Standby Reservists not assigned to a training category.

The Department of Defense has directed that all Standby Reservists who were assigned to that mobilization category after July 31, 1965, will not be permitted to earn retirement points and are not eligible for promotion. The only exceptions are those Standby Reservists who have not fulfilled their statutory military obligation and those personnel who have completed 18 or more but less than 20 years satisfactory Federal serv-

ice. Accordingly, Standby Reservists not assigned to Training Category H will not be credited with retirement points and should be reported as not eligible for promotion during compliance with paragraph 6104 of MCO P5000.3, MARCORPERSMAN.

MANDATORY PARTICIPATION REQUIREMENTS \$ 713.2050 Legislative background.

(a) Under the provisions of 10 U.S.C. 270, each person who is initially inducted, enlisted, or appointed in an armed force of the United States after August 9, 1955, and who becomes a member of the Ready Reserve, shall be required, unless specifically exempted by the Secretary of Defense, to:

(1) Participate in at least 48 scheduled drills or training periods during each year and serve on active duty for training not more than 17 days during each

year; or

(2) Serve on active duty for training not more than 30 days during each year.

(b) Persons covered by the above provisions of law are called "mandatory participants" or "mandatory trainees." It should be noted that all obligors under the law are mandatory participants. However, an obligor may be excused from mandatory participation under regulations prescribed by the Secretary of Defense. Thus, a prior-service Marine who enlisted after August 9, 1955, remains an obligor until his period of obligated service expires; yet, he is excused by the Commandant of the Marine Corps from mandatory participation. See § 713,2056.

(c) Any mandatory participant, Class II or Class III, who fails in any anniversary year to perform prescribed training duty satisfactorily may be ordered, without his consent, to perform involuntary ACDUTRA for not more than 45 days (see §§ 713.2100-713.2105 for procedures). If the failur, occurs during the last year of his required participation, his membership may be extended until he performs that involuntary ACDUTRA, when approved by CMC, but not for more than 6 months.

(d) Under the provisions of 50 U.S.C. App. 456, any Marine Corps Reserve mandatory participant who enlisted in the Ready Reserve subsequent to October 4, 1961, may, upon failure to participate satisfactorily, be certified to the Selective Service System for priority induction. See § 713.2105(b) regarding mandatory participants who enlisted prior to Octo-

ber 4, 1961.

§ 713.2051 Assignment to Class II and Class III.

(a) Although the law briefly described in § 713.2050(a) provides for performing Ready Reserve obligated service in one of two ways, the choice is not optional with the individual. All persons enlisted in the Marine Corps 6-month training program will be retained in Class II for their entire period of enlistment unless transferred to Class III under the provisions of the following paragraph.

(b) The CG, MARTC and District Directors will transfer a mandatory partleipant from Class II to Class III for

any of the following reasons:

- (1) The individual moves his residence to an area where there is no OMCR unit within a reasonable commuting distance.
- (2) The individual would be subjected to undue hardship by being required to continue to attend drills and ATD, provided that the reasons for the hardship were not reasonably foreseeable at the time of enlistment.
- (3) The individual enlisted prior to August 1, 1963, has participated satisfactorily for 5 years and requests transfer to Class III. A member is eligible for transfer to Class III under the provisions of this paragraph, even though his participation during any anniversary year(s) was unsatisfactory, if the Selective Service System was not notified of his unsatisfactory participation during the anniversary year(s) of occurrence. (See § 713.2104.)

§ 713.2052 Participation requirements for Class II personnel.

(a) Mandatory participants shall be required to attend, and participate satisfactorily in, not less than 90 percent of the scheduled drills and to perform not more than 17 days active duty for training annually. Unsatisfactory participation shall be deemed to be the unexcused absence from more than 10 percent of the scheduled drills per anniversary year of the individual, or the unexcused absence from ATD. Performance of periods of ETOD and alternate ATD may be permitted. (See §§ 713.4001 and 713.5001.)

(b) When a Class II reservist is prevented from participating by reasons beyond his control, and these reasons are temporary in nature, such as sickness, employment on a certain shift, or temporary absence from the community, the commanding officer may excuse his absences and retain him on the unit's rolls until such times as he is able to resume

satisfactory participation.

(c) A drill for which the member was present may be declared unsatisfactory only when disciplinary action has been taken under UCMJ and proper administrative entries made in the individual's Service Record Book and in the Unit Punishment Log. However, the fact that a drill was declared unsatisfactory does not affect the individual's pay status for the drill in question,

(d) Any Class II mandatory participant who fails to respond promptly to inquiries from the CG, MARTC or his District Director may also be considered an unsatisfactory participant.

§ 713.2053 Participation requirements and procedures for Class III personnel.

(a) Class III personnel assigned to Training Category E may be required to attend not more than 30 days of ACDUTRA, hereafter referred to as Category E training, annually. Unsatisfactory participation shall be deemed to be the unexcused failure to attend any period of Category E training, up to 30 days within an anniversary year, made available to the individual.

(b) Individuals may be excused from Category E training by the CO, MCRDSC for compassionate, hardship or other valid reasons. Training Category E personel will be transferred to an OMCR unit when the reasons for their transfer to Class III no longer exist.

(c) Any Class III mandatory participant who falls to respond promptly to inquiries from the CO, MCRDSC may also be considered an unsatisfactory participant.

- (d) The CO, MCRDSC is authorized to make assignments to Category E training pursuant to instructions contained herein and established quotas. Quotas will be published by Marine Corps directives in the 1571 series or otherwise obtained from CMC (Code AF). Priority of assignment shall be given to mandatory participants who have had the least amount of training. Mandatory participants who do not have 12 months of remaining Ready Reserve obligation will not be assigned to this training. Category E training assignments will not include the dates of December 25 or January 1.
- (e) Category E training will consist of basic training, general military training, training compatible with the MOS of the individual, or retraining appropriate to a foreseeable mobilization assignment. Commanding officers to whom such personnel are assigned for training are responsible to make sure that they receive an appropriate training or duty assignment. Assignments to Category E training will be made as follows:
- (1) Personnel may be assigned, except when ordered by the CO, MCRDSC to retrain in another occupational field, to any form of training compatible with assigned MOS and/or career development.
- (2) Such training assignments include, but are not restricted to individual combat training, on-the-job training, and appropriate courses of instruction.
- (1) Personnel ordered to Camp Lejeune will be directed to report on any Sunday except during June, July, and August when they will be required to report on the first Sunday of the month.
- (ii) Personnel ordered to Camp Pendleton will be directed to report on any Sunday.

§ 713.2054 Personnel enrolled in a program leading to a commission.

Personnel enrolled in a program leading to a commission are exempt from mandatory training requirements and are considered to be in a satisfactory status.

§ 713.2055 Disenrolled members of the platoon leaders class.

The training requirements for mandatory participants are applicable to reservists disenrolled from the PLC program. However, during the anniversary year in which a PLC member becomes disenrolled, he shall be given credit for satisfactory participation if he has performed the amount of ACDUTRA required by either § 713.2052 or 713.2053. Also see § 713.3004(e).

§ 713.2056 Personnel who have completed 2 years' extended active duty.

Obligors who have completed at least 2 years' EAD but who do not have 5 years' satisfactory service will be placed in Training Category D.

§ 713,2057 Administrative reductions.

An enlisted obligor above the grade of private who fails to participate satisfactorily is no longer considered to possess the requisite qualifications to hold his attained grade. Accordingly, the commanding officer of Class II personnel, or, in the case of Class III personnel, the CO, MCRDSC will administratively reduce such persons to the grade deemed appropriate, citing this authority. The new date of rank shall be the date of reduction.

ENFORCEMENT MEASURES

§ 713.2100 General.

(a) As seen in § 713.2050 (c) and (d), the laws provide two enforcement measures for failure to perform mandatory training, within Class III or Class III, satisfactorily. They are:

(1) Involuntary training; and

- (2) Induction. (Those unsatisfactory participants who enlisted subsequent to October 4, 1961, are subject to priority induction. Other mandatory participants who fail to perform satisfactorily may be declared no longer eligible for deferment from induction, but not certified for priority induction. See § 713.2105).
- (b) The objectives of involuntary training are: To insure that mandatory participants are adequately trained for mobilization; and, to induce their future satisfactory participation.
- (c) COs/I-Is will make sure that mandatory participation requirements and enforcement measures are fully explained to each 6-month trainee at the time of his enlistment. Subsequently:
- (1) If a Class II mandatory participant is approaching the point of unsatisfactory participation, the CO/I-I will again advise him as to the requirements and counsel him as to the probable consequences of unsatisfactory participation.
- (2) The CO, MCRDSC will advise each Class III (Training Category E) mandatory participant, by letter, as to:

(i) His mandatory training requirements:

- (ii) Enforcement measures prescribed by law:
- (iii) Valid reasons for being excused. and the procedure to follow if he believes that he is qualified to be excused; and
- (iv) The probable consequences of unsatisfactory participation.
- (d) Mandatory training requirements for Class II and Class III personnel should be waived only for compassionate, hardship or other valid reasons. Commitments to employment or civilian schooling should not be considered as grounds for a complete waiver during any given anniversary year for an individual trainee. Category E or involuntary training normally will not be invoked so as to interfere with a participant's regular two-semester school

year; however, attendance under a trisemester system, summer session, or completion of a graduate study project are not sufficient ground for waiving mandatory requirements in an anniversary year.

When the participation requirements and enforcement measures have been clearly explained to a mandatory trainee, and all reasonable effort has failed to induce satisfactory participation, enforcement measures will be invoked as soon as feasible. When it is apparent that involuntary ACDUTRA will not induce subsequent satisfactory participation, assignment to involuntary ACDUTRA may be waived and the individual certified for induction. A mandatory trainee who cannot adjust his civilian program to meet training requirements, and who is not excused under the provisions of \$\$ 713.2052(b) and 713.2053(b), is no longer entitled to deferment from induction.

§ 713.2101 Command responsibilities.

(a) As soon as a Class II obligor fails to participate satisfactorily, his commanding officer will:

(1) Notify the Selective Service Sys-

tem (see § 713.2104);

(2) Take the action required by

§ 713.2057; and

- (3) Report the circumstances to the CG. MARTC or District Director and recommend involuntary ACDUTRA or certification to the Selective Service System for induction. If the recommendation is for involuntary ACDUTRA, it will include:
- (i) Recommended duration (see 8 713.2102(b))
- (ii) Recommended location (see § 713.2102(c)).
- (b) As soon as a Class III obligor fails to participate satisfactorily, or as soon as notice of unsatisfactory participation of a Class II obligor is received, the CG, MARTC, District Director or CO, MCRDSC will:
- (1) Determine whether he should be ordered to involuntary ACDUTRA, and if so, where and for what duration; or, whether he should be certified for induction; and, initiate action accordingly.

(2) If the individual is in Class III, effect reduction of the individual in accordance with § 713.2057.

(c) The CG, MARTC, District Directors, or the CO, MCRDSC are authorized to effect assignments to involuntary ACDUTRA within quotas prescribed by CMC

§ 713.2102 Unsatisfactory participants, Class II.

- (a) Class II unsatisfactory participants may be required to undergo basic or general military training, occupational field training compatible with the specialty of the individual, or duty appropriate to the mission of the unit.
- (b) In determining the duration of any involuntary ACDUTRA orders, the objectives of such training (§ 713.2100 (b)) will be the primary consideration. Since the law provides for 45 days involuntary ACDUTRA for failure of Class III mandatory trainees to comply with 30-

day mandatory training orders, it is considered appropriate to require a Class II mandatory participant to perform 1% days involuntary ACDUTRA for each single drill missed. However, if an individual's past record indicates that this general formula will not induce subsequent satisfactory participation, a longer period may be prescribed. Additional considerations or requirements are:

(1) No period of involuntary ACDU-TRA of less than 5 consecutive days will

be prescribed.

(2) Periods in excess of 15 days will not normally be prescribed. If periods of 15 days or less fail to induce subsequent satisfactory participation, it is considered more appropriate to certify the individual for induction. If he would be exempt from induction, however, a longer period may be prescribed. (See § 713,2050(c) for total limits.)

(3) The duration of involuntary ACDUTRA orders issued on the first occasion of unsatisfactory participation described in § 713.2052(c) will not exceed

12 days of instruction.

- (c) In determining the location where involuntary ACDUTRA is to be performed, the objectives of such training (§ 713.2100(b)) will be the primary consideration. Additional considerations or requirements are:
- (1) To avoid excessive travel costs, involuntary ACDUTRA will be performed at the closest site where the objectives can be attained.
- (2) To the extent of their capabilities, the CG, MARTC, and District Directors are responsible for the establishment, conduct and administration of involuntary ACDUTRA periods within their commands. Government quarters and messing facilities will be utilized whereever feasible.
- (3) If the duration of the ACDUTRA is 15 days or less, the location prescribed will be a home area training center or air facility under the control of or obtained through local arrangements by the CG, MARTC or District Director.
- (4) When the CG, MARTC or District Director considers it necessary to prescribe a period in excess of 15 days as contemplated in § 713.2102(b) (2), he may prescribe a location under his control or any Marine Corps activity provided prior direct liaison is established and the assignment is acceptable to the training activity. The normal period of such ACDUTRA will be 30-days.

§ 713.2103 Unsatisfactory participants, Class III.

- (a) If a mandatory participant falls to report on the date specified in his orders, the CO, MCRDSC will be notified. After such investigation as is deemed appropriate, the individual case may be resolved by issuance of involuntary orders, certification to Selective Service or cancellation of the orders. An individual will not be declared a deserter for failure to carry out Category E orders.
- (b) It should be noted that the unexcused failure to attend training made available during an anniversary year constitutes an unsatisfactory year, and

notified (see § 713.2104).

§ 713.2104 Use of DD Form 44 (record of military status of individual).

(a) A reservist is entitled to draft deferment as long as he satisfactorily participates in the Ready Reserve, DD Form 44 is prescribed for use in furnishing information needed to determine claims for certain exemptions and deferments provided in the Universal Military Training and Service Act, as amended. It will be executed for persons entering the Reserve program and immediately upon any change in status of the reserv-The completed form will be sent directly to the local Selective Service Board with which the individual is registered.

(b) Detailed instructions governing the use of DD Form 44 are contained in MCO P5000.3-, MARCORPERSMAN.

(c) See § 713.2105 for submission of certification for induction to Selective Service System for Ready Reserves who fail to meet training requirements.

§ 713.2105 Certification to the Selective Service System.

(a) Category H personnel and all mandatory participants who enlisted subsequent to October 4, 1961, who fail to participate satisfactorily in the Ready Reserve shall be certified to the Selective Service System for priority induction (on DD Form 44), provided the in-dividual has registered therewith, and further provided that the CG, MARTC, District Director, or the CO, MCRDSC determines that the application of the involuntary ACDUTRA compliance measure will not be in the best interest of the Marine Corps.

(1) If an individual so certified for induction has not been inducted within 60 days after certification, the certifying authority shall immediately notify the Commandant of the Marine Corps (Code AFJ) citing any known circumstances which may have caused the delay in in-

duction.

(2) In the event the trainee is ordered to report for induction by the Selective Service System, he shall perform his period of required service with the Marine Corps.

(3) Section VII, Army Regulations 601-270, provides instructions for the induction of such personnel at an Armed Services Induction Station. This regulation directs that inductees assigned to the Marine Corps shall be ordered to report to the officer in charge of the Marine Corps recruiting station that serves the geographical area in which the induction station is located.

(b) Mandatory participants enlisted prior to October 4, 1961. When it becomes obvious that a mandatory participant is not participating satisfactorily, unit commanders shall certify the individual to the Selective Service System, on DD Form 44, as no longer participating satisfactorily and no longer entitled to draft delay. In the event the individual is subsequently ordered to report for induction by the Selective Service System, he will not perform his period

the Selective Service System should be of required service with the Marine Corps.

> (c) Unsatisfactory participation. Reservists who have a military obliga-tion, who have not served on EAD and who fail to submit promptly such information as may be requested of them by cognizant officials, or fail to keep those officials informed of their current address, will be considered as not satisfactorily participating in the Reserve Program. Under these circumstances, Selective Service officials shall be notified that they are no longer entitled to deferment from the draft.

PAILURE TO REPORT FOR INVOLUNTARY ACTIVE DUTY FOR TRAINING

§ 713,2150 Procedure.

In the event of failure to report for training on the date prescribed, the CG, MARTC/District Director or CO. MCRDSC will be notified, with a copy of such notification to the CMC (Code

- (a) The CG, MARTC/District Director will direct a responsible representative under his command to conduct a personal, informal investigation for the express purpose of advising and counseling the individual and family, if appropriate, as to the effects of failure to report as ordered. In the case of Class III Reservists the CO, MCRDSC will request the appropriate District Director to direct this investigation.
- (b) If, as a result of the investigation, the investigating official believes the individual can be induced to participate without disciplinary action and will attend a newly scheduled period of involuntary ACDUTRA, that official may recommend to the CG, MARTC/District Director, or the CO, MCRDSC that the training be deferred until that time.
- (c) Only after completion of the investigation and the investigating official has determined that the individual has received the orders and has full understanding of possible effects of failure to comply with orders, but still has no intention to comply, will the orders remain in effect and disciplinary action be initiated. (Training activity to be notified of final action by CG, MARTC/District Director, or the CO, MCRDSC.)
- (d) The Commandant of the Marine Corps (Code AFJ) will be advised of all circumstances wherein it becomes necessary to declare a reservist a deserter. A reservist will not be declared a deserter for failure to report for involuntary ACDUTRA which is for less than 30 days. Processing for desertion must be accomplished during the effective period of involuntary orders. Thirty days are the minimum time in which an individual can be administratively processed for desertion. In the event of failure to report for periods of involuntary training for less than 30 days, the following alternatives may be utilized:
- (1) Cancellation of orders and certification for induction; or
- (2) Issuance of involuntary orders for a period in excess of 30 days.

ORGANIZED MARINE CORPS RESERVE: GENERAL

PLEET MARINE FORCE RESERVE UNITS

§ 713.3000 Mission.

The mission of all units of the Fleet Marine Force Reserve is to train individual reservists and units to be capable of rapidly expanding the Fleet Marine Force upon either partial or general mobilization.

§ 713,3001 Organization, objectives, and strength.

(a) FMF Reserve units are assigned appropriate FMF T/Os or Marine Corps Reserve T/Os which are based on T/Os of similar units of the FMF.

(b) The FMF Reserve is designed to be capable of rapidly expanding the FMF from a three division/wing team force to a four division/wing team force, and to provide initial combat replacements required should the need arise. The objective is, therefore, to have enough fully trained personnel in the FMF Reserve to accomplish such expansion; and, insofar as practicable, to have them formed into 4th Division/Wing team and Force Troops units requiring minimum postmobilization unit training.

(c) The OMCR strength authorized each fiscal year by higher authority is allocated by CMC to the CG, MARTC, and District Directors, who in turn assign unit end-strengths based on priorities

established by CMC.

§ 713.3002 Command responsibilities and relationships.

Commanding officers of OMCR units are responsible for all aspects of command as defined in the Marine Corps Manual, paragraph 5401, except as prescribed herein:

(a) General limitations. Commanding officers of Reserve units are not responsible for training center facilities. procurement of unit T/E and T/A equipment, plant account property, or preparation and submission of budgets in connection therewith.

(b) Separate company/battery commanders. (1) Commanders of separate companies/batteries, including units which are designated elements of a battalion but which are physically separated from their parent battalion and occupy a different training center, are responsible for:

(i) Custody and maintenance of service record books and unit administrative functions

(ii) Training their units to fulfill their mission in the event of mobilization.

(2) Commanders of separate companies/batteries are considered separate detachment commanders for the purpose of effecting promotions and reductions as specified in MCO P5000.3, MARCOR-PERSMAN, paragraphs 6250.1b(3) and 6301.3. (As used herein, the terms "separate companies/batteries" do not include units formerly called "satellites.")

(c) Battalion commanders. (1) Battalion commanders have primary re-

sponsibility for the following:

(i) Organization, training, and functioning of their executive and special staffs and subordinate units of the battalion located in the battalion training center.

- (ii) Assumption of operational control of the battalion including separate units when assembled for a battalion field exercise.
- (iii) Awareness of the status of training of separate companies/batteries.
- (iv) Assumption of full command of all elements of the battalion, including separate units, when assembled for ATD or when assembled for mobilization.
- (2) In discharging the foregoing responsibilities, battalion commanders are authorized to:
- (i) Schedule drills for themselves and/ or designated members of their staffs to be performed with subordinate units for the purpose of conducting inspections and making staff visits.
- (ii) Schedule subordinate unit commanders to drill with the battalion staff to participate in planning conferences.
- (iii) Assemble the battalion for battalion level tactical field exercises only when specifically authorized by the District Director. (Such exercises should not be conducted until it has been determined that the level of training of all units is such that a battalion exercise would be beneficial to the command.)
- (3) It is not the intent of the above to restrict the authority of battalion commanders but rather to prescribe general guidelines allowing the most effective administration. District Directors are authorized to promulgate more detailed instructions in order to best adapt their battalion's operations to the specific situation.
- (d) Commanding officers, MARTDs, and inspector-instructors. (1) Commanding officers of MARTDs and officers in charge of MARTD subunits command all subordinate units.
- (2) Commanding officers of MARTDs, officers in charge of MARTD subunits and inspector-instructors will:
- (i) Provide base type support for Organized Reserve units in the same manner that a Marine Corps Base commander provides facilities and training areas for Regular FMF units.
- (ii) Insure that Organized Reserve unit T/E and T/A equipment is procured in accordance with current directives.
- (iii) Prepare and submit budgets when directed by the CG, MARTC/District Director.
- (3) Inspector-instructors are designated commanders by the Marine Corps Manual, paragraph 5401.3a. As such, each I-I commands only those personnel assigned to his staff. Battalion I-Is are authorized to exercise control over I-Is of subordinate companies/batteries only in matters involving the training and mission of the unit. The major reason for this limitation is that the many responsibilities each and every I-I has to the community in which his training center is located dictate that he have maximum freedom of action in respect to these responsibilities.
- (4) The general duties of the I-Is are, as the title implies, to inspect and instruct; and to render technical advice

and assistance to the commanding officer of the unit to which assigned in all command functions including:

- (i) Personnel procurement.
- (ii) Organization.
- (iii) Development and execution of training programs.
 - (iv) Administration.
 - (v) Logistic support.
 - (vi) Public relations.
- (5) It is not intended that an assistant battalion I-I be designated I-I of units located at the battalion headquarters training center and, in effect, relieve the battalion I-I of his direct responsibilities in connection with those units and the training center.
- (6) I-Is of separate companies/batteries will also maintain consolidated memorandum receipts for the unit's T/E and T/A equipment, including that of attachments, and will maintain the Report of Weight and Cube of Serviceable T/E Items and Unit Personnel Strength (see the current Marine Corps Order in the P4400R 31 series)
- (7) Proper and timely submission of unit diaries and personnel record audits for OMCR units is the responsibility of the commanding officer, MARTD or I-I in accordance with Chapter 16, MARCORPERSMAN. To whatever extent possible reservists in the OMCR units will be utilized in the preparation of the diaries and personnel audits.
- (e) CG, MARTC, and District Directors. (1) The CG, MARTC and District Directors may further prescribe the extent of responsibilities of any OMCR unit commanding officer. Such instructions will be confirmed in writing, by letter to the commanding officer or in a MARTC or district order, and a copy will be sent to CMC (Code AF).
- (2) District Directors may approve the attachment, by battalion commanders, of elements of headquarters, service or support units to separate companies/batteries. In some cases this is desirable from the standpoint of personnel assets, facilities, training areas, or support requirements.
- (3) Because of time and distance factors, it is essential that routine administrative material being transmitted between a district headquarters and a separate company/battery be sent directly. The following considerations apply:
- (i) If the battalion commander has a casual interest in the matter, a copy will be sent to him. If the battalion commander has a direct interest or responsibilities in the matter, it should be forwarded to him. However, if time is of the essence, the material may still be sent directly, with a copy to the battalion commander for such action as he desires to take.
- (ii) District Directors may limit the above authority for direct transmittal. In all cases, however, requests for assignment/relief of all commanding officers of OMCR units will be sent to CMC (Code AFA) via the battalion commander and District Director.

§ 713,3003 Training; general.

(a) Except as noted in § 713.3004, enlisted personnel without prior service

receive basic training in the course of the 6-month training program. During their 6-month ACDUTRA period, all 6-month trainess undergo the same recruit training as Regular Marines. The remainder of the 6-month ACDUTRA period is spent as follows:

(1) Aviation Personnel: The CG, MARTC 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.

(2) Ground personnel:

(i) Infantry personnel are assigned to ICT, followed by ACT.

(ii) Noninfantry personnel are assigned to ICT, followed by MOS training or ACT.

- (b) The 6-month training program produces reservists who have achieved a level of basic training which qualifies them, as required by law and Marine Corps standards, for assignment to combat (FMF) forces. Subsequent training objectives and requirements are as follows:
- To qualify them in their individual MOS.
- (2) To provide organizational training, so that the individuals learn to function as a team.
- (3) To develop leadership skills and to provide, through promotion of qualified individuals, an adequate number of noncommissioned officers.

(4) To maintain and develop general military knowledge and skills acquired during basic training.

- (c) The high state of individual and unit readiness required by the mission and objectives described above dictates that the most effective utilization must be made of the limited time available for training. This order prescribes minimum training time requirements for drills and ATD. However, the minimum requirement must not become the acceptable standard.
- (d) Since training time is extremely limited, it is essential that a proper balance between GMS training and MOS training be attained. The time required for each will vary among units and among individuals. For example, many infantry MOS subjects are the same as GMS subjects; therefore, it is logical that infantry units will devote a great deal more time to GMS training than can units which must develop highly technical skills.
- (1) Because of the wide geographic separation of units and the difference between unit missions, the respective commanding officers or officers in charse are in the best position to determine the training needs and priorities of their units.
- (2) Commanding officers have maximum flexibility, consistent with overall Marine Corps objectives and respective unit missions, in developing their own training programs. However, they must make sure that their unit members have an adequate knowledge of general military subjects and are progressing satisfactorily toward billet MOS qualification.
- (3) Proficiency in general military subjects enhances an individual's ability

to win and survive on the battlefield. It is also a prerequisite for promotion; and, all Marines, Regular and Reserve, are expected to supplement their formal GMS training through individual study.

(4) Recreational activities, i.e., field meets, athletic contracts, etc., will not be conducted as part of a scheduled drill. However, such activities are encouraged on a nondrill basis.

(e) In order to attain maximum readiness for integration into and employment with the FMF in the event of mobilization, it is desirable that FMF Reserve units become fully trained and capable of performing their own administrative and supply functions upon mobilization.

(1) To have Reserve units become self-sufficient in all respects while on inactive duty is not a goal. The goal is to train the members to be capable of performing the duties of their grade and MOS upon mobilization, when, as fulltime Marines, they would have the time to accomplish tasks which they cannot accomplish on inactive duty.

To develop instructors, it is desirable that Reserve personnel conduct as much of the training as practicable. However, since drill time is very limited and reservists who are qualified to instruct in every subject are not always available, it is not reasonable to expect that Reserve units will become completely self-sufficient while on inactive It is the responsibility of the MARTD, commanding officer, officer in charge of the MARTD subunit or inspector-instructor to assist as necessary (see § 713.3002).

(f) Many MOS skills are of such a technical nature that they cannot be acquired in the course of initial 6-month ACDUTRA, nor can they be acquired within a reasonable time through home area drills and ATD. FMF reservists requiring training in such skills should be encouraged to participate in one or more of the following programs to supplement the 6-month training program and OMCR training (see current Marine Corps Orders in the 1571 series for additional information on the programs listed below)

(1) The Extended Technical Training Program.

(2) The Active Duty for Training Program.

(3) The Additional Paid Drills Program.

(4) Home area ACDUTRA schools planned locally and approved by CMC.

(5) Correspondence courses. (6) Officer Aviation Schools.

(7) Additional flight training periods. (8) Pilot proficiency periods.

§ 713.3004 Basic military training re-

quirements.

(a) Title 10 U.S.C. 671 states: "No member of an armed force may be assigned to active duty on land outside the United States and its territories and possessions, until he has had 4 months of basic training or its equivalent."

(b) Six-month trainees who, during their initial 6-month active-duty training period, complete recruit training and subsequent basic training totaling 4

months, meet the above requirement. However, some 6-month trainees do not complete 4 months' basic training due to illness, injury, or some other reason. Also, disenrolled PLC candidates normally have not, at the time of disenrollment, completed 4 months of basic training.

(c) The Marine Corps Reserve basic training equivalents are:

(1) Any number of OMCR drills and days of active duty or ACDUTRA, including 6-month training, ATD, PLC training, etc., totaling 120 days.

(2) Six months of active duty in any branch of the Armed Forces.

(d) The preceding paragraph not-withstanding, any Marine Corps enlisted reservist who has not completed: (1) ICT, in the case of ground reservists; or (2) fundamental Aviation Mechanics Course or basic LAAM training, in the case of aviation reservists, will, if he so requests or is recommended by his commanding officer, be afforded such training upon mobilization.

(e) Members of the PLC program who become disenrolled after completion of the Junior Phase PLC and before completion of the Senior Phase will not be allowed to join the OMCR until they have completed ICT (30-day period)

(1) Disenrolled PLCs who have not performed ACDUTRA during the anniversary year in which disenrolled will be ordered to ACDUTRA in accordance with § 713.2053(e) by the CO, MCRDSC, at the earliest opportunity. Those enrolled as full-time students will not be ordered to ACDUTRA while attending a regular two-semester period. (§713.2100(d) applies.)

(2) Members of the PLC program who become disenrolled after completion of both the Junior and Senior Phases of PLC training are eligible for membership in an OMCR unit. They will be required to participate in Class II unless excused for reasons stated in § 713.2051 (b) (1), (2), or (3).

§ 713.3005 Training program planning.

(a) The FMF Reserve objectives and general training problems and requirements, stated in §§ 713,3001 and 713,3003. dictate a need for periodic evaluation of unit readiness, followed by development of unit training programs which will correct training deficiencies.

(b) The yearly training cycle will commence upon completion of the unit's ATD and end with the performance of the unit's ATD in the following year (assume a 12-month period between ATD assignments)

(c) The Commandant of the Marine Corps will publish by July 1 of each year the designated sites for each unit's ATD in the subsequent calendar year.

(d) To facilitate orderly planning and increase training readiness, the following steps in the development of unit training programs are prescribed for all battalions and separate companies/bat-

(1) Prepare annually:

(i) An Estimate of the Training Situ-When properly prepared, this

estimate will also serve as a report of training readiness.

(ii) A List of Training Objectives for the next 12 months.

(iii) A Training Plan to accomplish the Annual Training Objectives. This plan will show the training objectives to be accomplished during ATD (also see § 713.5004), and those to be accomplished at the home location, by calendar quarters, and will include an estimate of the training time required to accomplish each objective. Units will submit, by October 1, copies of the Training Plan, along with copies of their Estimate of the Training Situation and Training Objectives, to their District Director and CMC (Code AFM) (Report Symbol MC 3500-5).

(2) Prepare a quarterly training schedule for each calendar quarter and submit it to the District Director not later than 30 days prior to the beginning of the quarter. If the annual training plan does not fall into calendar quarters, the period covered by such schedules may be adjusted to fit the plan, with an appropriate explanation noted on the schedule.

(3) Prepare ATD schedules in accordance with the instructions contained in \$ 713.5005.

(4) Revise the training plan as necessary upon publication of ATD dates.

(e) Separate companies/batteries which are designated elements of a battalion will submit the items required by § 713.3005(d) to the battalion commander for approval.

(f) Copies of training plans and quarterly training schedules are not submitted for approval; however, District Directors will review them and direct correction of any deficiencies.

§ 713.3006 Individual small arms marksmanship training.

(a) Marine Corps individual small arms marksmanship training instructions and requirements, applicable to the Marine Corps Reserve as indicated, are contained in Marine Corps Order 3574.2-. That order is amplified herein because of the basic difference in the Reserve training problem (in comparison with that of the regular establishment) due to the very limited amount of training time available during drills and ATD.

(b) As is the case with other military subjects, the OMCR training time devoted to small arms marksmanship must be allocated carefully so that it is not out of proportion to the time allocated to other essential training. FMF Reserve unit commanding officers will determine the small arms marksmanship training requirements of their personnel in conjunction with training program planning accomplished in accordance with § 713 .-3005. In so doing, the following considerations and stipulations apply:

(1) Enlisted men who complete recruit training and officers who attend Basic School fire rifle marksmanship Course "A" for qualification. While so doing, they receive thorough indoctrination in the fundamentals, principles, and techniques of rifle marksmanship which are not readily forgotten. The knowledge so gained can be maintained through comparatively brief periods of refresher instruction.

(2) Although firing on known distance ranges is essential to provide fundamental marksmanship training, to "zero" weapons and to measure accuracy, it should be supplemented with suitable field firing courses.

(3) Although regular FMF units may be deployed in combat at any time on short notice, and therefore must conduct annual marksmanship requalification, it is reasonable to expect that reservists will receive marksmanship refresher training subsequent to mobilization.

(4) In determining the amount of time to allocate to marksmanship training, in proportion to time allocated to other essential training, the mission of the unit will be given due consideration.

(5) The "B" course as outlined in MCO 3574.2 series is the standard rifle requalification course for all OMCR personnel. However, wherever practicable this course will be modified so that all firing from the prone position will be from a distance of 300 yards. The "X" course is approved for requalification where facilities prohibit firing the "B" or modified "B" course.

(6) Although annual requalification is the basic requirement, it may be waived by CMC for units that have properly substantiated more urgent requirements. However, under no conditions will FMF Reserve personnel fire for regualification less than once every 3 calendar years.

(7) Except as provided in subparagraph (8) of this paragraph, marksmanship training will be conducted at the home area unless the available ranges are inadequate or the distance thereto makes

their use impractical.

(8) Infantry units scheduled for ATD at Parris Island, S.C., will conduct re-qualification firing at ATD and are au-thorized to fire the "A" course, in which case not more than 5 half-days or their equivalent will be devoted to preliminary marksmanship training and requalifica-

(9) Due to inadequate or limited facilities or to priority of training programed by CMC, units will not conduct marksmanship requalification during ATD at Landing Force Training Unit, Atlantic; Landing Force Training Unit, Pacific; Marine Corps Mountain Warfare Training Center, Bridgeport, Calif.; Marine Corps Supply Center, Albany, Ga.; Marine Corps Supply Center, Barstow, Calif.; Marine Corps Recruit Depot, San Diego, Calif.; or at Vieques. (10) Not more than 1 day (or 2 half-

days) during ATD or one double drill per squadron/company/battery size unit, may be devoted to "B" course requalification firing. (This is exclusive of preliminary marksmanship training.)

(11) All units which fire the "B" course during ATD will conduct preliminary marksmanship training at the home location.

(12) Additional information concerning training allowances of Class V are contained in MCO P80114-Team Equipment instructions and allowances are contained in the current issuance of MCO 8373.2-.

§ 713.3007 Swimming instruction.

To the extent practicable, considering the unit mission, other training requirements and availability of facilities, commanding officers will undertake to qualify all Marines in their commands as swimmers. The swimming qualification standards prescribed in Marine Corps Order 1510.2- will be used. The minimum objective for reconnaissance personnel is qualification as first class swimmer or higher.

§ 713.3008 General-military-subjects training and evaluation.

(a) The basic policies for GMS training are contained in \$\$ 713.3003 and 713.3005. The current issuance of Marine Corps Order 1418.17— contains further policy guidance and lists the primary GMS with appropriate study references.

(b) To the maximum extent practicable, GMS training will be accomplished through practical application, and, when feasible, concurrently with other train-

(c) A General Military Subjects Proficiency Evaluation Test has been prepared by the Director, Marine Corps Institute, for the use of commanding officers as an aid in evaluating individual general military training proficiency and the unit training program. Instructions for the administration of the test and scoring are included with the test. Three separate tests are offered: Staff noncommissioned officers, noncommissioned officers, and privates through lance corporals. The test booklets are reusable; therefore, requisitions should indicate the maximum number of personnel to be tested at any one time. Requisitions for answer sheets should specify the total number of marines to be tested during the year. At the discretion of the commanding officer, a sample of the total population of a unit may be tested rather than the entire unit. Requisitions will be submitted to the Director, Marine Corps Institute, Marine Barracks, Box 1775, Washington, D.C. 20013, with a copy to the Commanding General, MARTC/ District Director.

§ 713.3009 Counterguerrilla operations training.

(a) All unit training programs will include training in counterguerrilla operations and/or countermeasures. The type and amount of such training will be determined by commanding officers, based on the unit mission and the priority of such training in respect to other training requirements.

(b) Training programs of combat and combat support units will include counterguerrilla military operations and security measures, while combat service support units may limit counterguerrilla training to planning for and employment of antiguerrilla security measures.

(c) Rear area installations (airfields, supply dumps, service facilities, communication centers, etc.) and combat support activities and installations (artillery positions, vehicle convoys, radio relay points, water points, engineer construction sites, etc.) are prime guerrilla targets, as well as targets for other enemy action. Therefore, combat support and combat service support unit personnel will be indoctrinated in antiguerrilla measures and the need for habitually keeping individual small arms within reach at all times. Such training can be accomplished through practical application, including occasional simulated guerrilla attacks.

(d) The basic Marine Corps reference for counterguerrilla training is FMFM 8-2 (Operations Against Guerrilla

Units).

§ 713.3010 Safety instruction.

(a) Safety instruction, including safe handling of weapons and explosive ordnance, industrial safety, motor vehicle safety, and water safety, as appropriate, will be included in all training programs.

(b) Commanding officers will insure that members of their command are not:

(1) Armed with individual weapons or allowed to handle other weapons or explosive ordnance until they have been instructed in the safe handling thereof;

(2) Allowed to handle potentially dangerous machines, vehicles, or equipment until they have been instructed in the

safe handling thereof; or

(3) Allowed to participate in any hazardous training until they have been instructed in appropriate safety practices and procedures.

(c) The use of guest lectures and presentations by State and local traffic authorities and industrial safety engineers, or other such experts, is encouraged.

(d) Safety instruction should be conducted concurrently with other training. whenever practicable.

§ 713.3011 Bandsmen.

Unit personnel who perform collateral duty as bandsmen are enlisted primarily for general service to fill specific T/O billets; accordingly, training for bandsmen will be conducted only in addition to regular training.

§ 713.3012 Achievement awards.

(a) District Director's award. award is a bronze plaque furnished by the Commandant of the Marine Corps to each District Director. It will be awarded quarterly to the most deserving unit on the basis of drill attendance and other criteria established by the District Director.

(b) Aviation Reserve awards. As prescribed by the CG, MARTC.

(c) Unit newspaper awards. The Director, Marine Corps Reserve, will award letters of congratulation to the three best unit newspapers each calendar year. To qualify for competition, units must forward two copies of each issue to CMC (Code AFG) immediately following publication. Selection of the three best unit newspapers will be made by members of VTU (PAU) 4-1. Unit newspapers will be judged on the following basis, regardless of printing technique:

(1) Completeness of news coverage of unit activities.

(2) Maturity of editorial judgment.

(3) Originality in the use of special features to bolster unit morale and drill attendance.

(d) Individual drill attendance certificate. See § 713.3160.

§ 713.3013 Participation in civil defense and other domestic emergencies.

(a) Definitions. The terms "civil defense," "domestic emergencies," and "natural disaster" as used herein are

defined as follows:

- (1) Civil defense. The term "civil defense" means all those activities and measures designed or undertaken: (1) To minimize the effects upon the civilian population caused, or which would be caused, by an enemy attack upon the United States; (ii) to deal with the immediate emergency conditions which would be created by any such attack; and (iii) to effect emergency repairs to, or the emergency restoration of, vital utilities and facilities destroyed or damaged by any such attack.
- (2) Domestic emergency. The term "domestic emergency" applies to emergencies, occurring in and affecting the public welfare of the United States, its territories and possessions, as a result of enemy attack, insurrection, civil disturbances, earthquakes, fire, flood, or other public disasters or equivalent emergencies which endanger life and property or disrupt the usual processes of government.

(3) Natural disaster. The term "natural disaster" shall include all domestic emergencies except those created as a result of enemy attack or civil disturbance, insurrection, and related activities.

- (b) Conditions of participation. Department of Defense Directive Number 3025.1 of July 14, 1956, assigns to the Department of the Army primary responsibility for coordinating the planning and rendering the military assistance to civil authorities in natural disasters. The Department of the Navy is responsible for rendering such assistance, consistent with the requirements of its primary mission, as may be deemed necessary by the Zone of Interior Army Commander. Consequently, commanding officers of OMCR units shall utilize members of their units in connection with natural disasters as directed by competent authority or when requested by competent local authority. manding officers will not undertake to render assistance without the above direction or authorization unless:
- The overruling demands of humanity compel immediate action to prevent starvation, extreme suffering, and property loss; or.
- (2) Local resources available to State and municipal authorities are clearly inadequate to cope with the situation. Assistance provided civil authorities under the circumstances outlined above will be in accordance with the current OPNAV INST in the 3440 series.

In no case, however, will commanding officers of OMCR units authorize members of their command to assist local authorities in connection with domestic

emergencies without prior approval of the Commandant of the Marine Corps.

(c) Limits of participation. When requested to do so by competent civil authority, commanding officers of OMCR units are authorized to employ members of their units who volunteer for such assignment and the equipment of the unit to participate in civil defense or activities in connection with a natural disaster. Commanding officers shall cooperate to the fullest extent possible with appropriate civil authorities: however, the commanding officer is subject to no authority except that of the Commandant of the Marine Corps as exercised through the normal chain of command. It is emphasized that in the event of national emergency, enemy attack, or war, the mission of the Marine Corps Reserve is to be immediately available for Federal Military Duty. Consequently, no commitments shall be made which would adversely affect a unit's ability to accomplish this mission.

(d) Orders. When directed by competent authority, or when assistance is requested by competent local authority, commanding officers are authorized to order members of their units who volunteer for such duty to perform duty in connection with civil defense or natural disaster. Pay status and active duty periods involved will be adjudicated after the emergency has subsided. No travel is authorized in connection with such orders. The Commandant of the Marine Corps (Code AF), the Naval District Commandant and the CG, MARTC or District Director, as appropriate, will be notified immediately of the nature of the emergency, the number of officer and enlisted personnel issued orders and the period/periods covered by orders.

(e) Reports. (1) Instructions pertaining to reports on the status of passive-defense (disaster control) readiness to respond effectively in the defense of the district or to exercise control during local disasters or emergencies are contained in the current Marine Corps Order

in the 3440 series.

(2) Immediately upon employment of Marine Corps Reserve personnel, supplies, or equipment to assist civil authorities in natural disaster relief operations, the commanding officer will submit a report to CMC (Code AF) (Report Symbol ON-3440-1A) with an information copy to the appropriate Naval District Commandant and to the CG, MARTC/District Director containing the following information:

 Nature of emergency, location, extent of damage, and estimated duration.

(ii) Number, by officer and enlisted, of Marine Corps Reserve personnel employed and the nature of actions in which they are employed.

(iii) Amounts and type of Marine Corps Reserve supplies and equipment

committed.

(iv) Degree to which civil agencies have committed their resources.

(v) Source of request for assistance.(vi) Casualties to Marine Corps Reserve personnel.

(3) As early as practicable, but not later than 60 days after the cessation of

military assistance in a natural disaster relief incident, the commanding officer will submit a report showing the final status of information required by subparagraph (2) of this paragraph (Report Symbol ON-3440-1B). When the President of the United States has declared the natural disaster emergency to be a major disaster, under the provisions of Public Law 875, 81st Congress, as amended (42 U.S.C. 1855-1855g), the total military expenses incurred must, in addition, be reported. These expenses will be broken down to show actual or best estimates of Marine Corps Reserve expenses incurred. Separate reports will be submitted for each State, if the unit provides assistance to more than one State.

§ 713.3014 Amateur radio stations.

It is the policy of the Department of the Navy to support and encourage amateur radio activities. Close liaison should be maintained with amateur radio organizations and individual amateur radio operators in planning and practicing for emergency communication service in the event of local emergencies or disasters. Naval and Marine Corps Reserve units are encouraged to participate in annual American Radio Relay League (ARRL) field day exercises. Organization and drill on specific networks or circuits of amateur radio stations for service in time of disasters or emergencles may be requested of amateur radio operators by responsible naval authorities, but the actual implementation shall be under amateur radio auspices.

(a) Units desiring to establish an amateur radio station will submit a request to the CG, MARTC/District Director, stating the following information:

 Amount of floor space available (minimum of 120 square feet is required).
 Current use of the available space.

- (3) Alterations required to make space suitable for use as a radio station.
- (4) Preliminary cost estimate for the alterations.
- (5) Number of reservists indicating interest in the proposed radio station, and the number holding a Federal Communications Commission (FCC) operator's license.
- (b) Upon receipt of a letter of approval, the unit will take action in accordance with the provisions of the current issuance of OPNAVINST 2070.2—, to obtain authority from the FCC to operate an amateur radio station.
- (c) A limited amount of excess equipment is available periodically for issue to units which have received authority from the FCC to establish an amateur radio station. Once such authority is received, a letter request for this equipment may be submitted to CMC (Code AFD). The requested equipment will be provided, when available, in "as is" condition.

STAFF GROUPS AND MARINE AIR RESERVE GROUPS (MARGS)

§ 713.3050 Mission.

The mission of Staff Groups and MARGs is to train officers in staff functions and procedures, and to train selected Reserve noncommissioned officers in duties that exist within staff agencies.

§ 713.3051 Organization.

Tables of Organization are prescribed to provide necessary general and special staff billets. Membership in a drill-pay status is limited by the T/O; however, additional officers may be allowed to affiliate in an associate duty status, upon application to the CG, MARTC/District Director, via the commanding officer, for assignment to appropriate special staff duties or as assistants to officers filling T/O staff billets. The total number authorized for any unit in an associate duty status shall not exceed six, and officers so assigned may not be senior to the commanding officer or executive officer. The normal tour of a member in a drill-pay status (see § 713.3153) will not be extended while any officer is affiliated in an associate duty status.

§ 713.3052 Training objective.

The training objective is to achieve thorough grounding in the fundamentals of staff procedures, and to be prepared to plan and execute staff problems at the battalion / squadron, regiment / group, MEU and MEB level, as required, including the use of all supporting arms and the vertical assault doctrine.

§ 713.3053 Training program.

(a) Commanding officers will develop their own training program based on the Staff Manual and the material listed in the Training Material Index prepared by the Reserve Liaison and Training Branch, Marine Corps Schools, Quantico, Va., and in directives published by CG, MARTC or District Directors. The provisions of §§ 713.3002 and 713.3005 apply.

(b) Staff Groups and MARGs are encouraged to plan and participate in joint field exercises with other Marine Corps Reserve units and with reserve units of other services.

§ 713.3054 Drills and annual training duty.

- (a) Staff Groups and MARGs are authorized to conduct 24 paid drills and one period of ATD each fiscal year; §§ 713.4000-713.4003, 713.5005, 713.5006 and 713.5008 apply.
- (b) Staff Groups and MARGs may conduct additional drills without pay.
- (c) The CG, MARTC, and District Directors will direct Staff Groups and MARGs to perform group travel to and from ATD with an FMF Reserve unit when feasible. When this is not feasible, individual transportation will be authorized in the same manner as for Class III reservists undergoing ACDUTRA (see § 713.7054).

§ 713.3055 Attendance requirements.

The provisions of § 713.3156 are applicable to Staff Groups and MARGs. Equivalent instruction or duty with pay and alternate ATD are not authorized. ALL ORGANIZED MARINE CORPS RESERVE UNITS

§ 713.3150 Officer assignment policies and procedures.

- (a) OMCR drills and ATD result in substantial expenditures of funds. Therefore, it is imperative that each assignment to Class II is justified in accordance with the training policy stated in § 713,1004.
 - (b) Assignments to Class II:
- (1) Organized reserve participation affords opportunities for command, staff, and troop-leading experience that are not available to a significant degree through other types of reserve training.
- (2) In many locations, there are not enough OMCR billets available to accommodate all officers who desire to participate. Therefore, the objectives of policies relative to assignment of officers to the OMCR are:
- To afford equal opportunities for assignment to such billets;
- (ii) To maintain a proper ratio of officers to enlisted personnel in respect to training and fiscal considerations;
- (iii) To make sure that each unit has sufficient billet-MOS-qualified officers to accomplish effective training and to facilitate mobilization readiness; and,
- (iv) To facilitate reserve officers' career planning described in §§ 713.-11000-713.11006.
- (3) In the event of mobilization, the greatest requirement for officers would be for those of company grade, especially lieutenants. Therefore, further objectives in assigning officers to FMF Reserve units are:
- To facilitate and encourage maximum participation by company grade officers;
- (ii) To assign officers of appropriate billet grade, exceeding the billet grade specified in the T/O only when officers of appropriate grade are not available; and.
- (iii) To provide a billet for every lieutenant who applies for transfer to Class II.
- (4) In order that the above objectives may be achieved, it is essential that officers whose grade is higher than that specified in the T/O, and officers who have completed a normal tour in Class II, be transferred to Class III when a replacement, including a numerical replacement (see definition in § 713.600) becomes available. It is also essential that officer recruiting be continuous, vigorous, and direct. Each commanding officer is responsible for implementing the above actions.
- (c) Assignment of commanding officers and officers in charge:
- (1) One objective of assignments to command billets is to afford as many Reserve officers as possible an opportunity to gain command experience. Accordingly, an officer who has had command assignments in the OMCR should not be recommended for another command assignment at the same level unless circumstances dictate otherwise.

- (2) Another objective is to appoint those officers who are best qualified to further the training readiness of the unit. To attain this objective, every reasonable effort should be made to secure applications from all available candidates, both Class II and Class III.
- (3) Commanding officers will not be appointed retroactively. When a unit is without a formally appointed commanding officer, the provisions of the Marine Corps Manual, paragraph 5402.2, will apply.
- (4) A copy of commanding officers' assignment orders will be forwarded to the Commandant of the Marine Corps (Code APA).
- (d) Subject to unit strength and grade limitations, eligible ground Reserve officers can be immediately joined and can commence drilling subsequent to date joined on unit diary. This joining will be contingent on the District Director's concurrence. CMC approval is not needed, unless the transfer is for the assumption of a command assignment. Aviation reserve officers can be immediately joined to Class II from Class III; however, these officers will not be placed in a flying status until authorization is made by CMC based on the review of the individual's records and recommendations of the CG, MARTC.
- (e) Battalion commanders are authorized to appoint officers, if currently a member of the unit, to subordinate command billets which are located at the same training center as the battalion headquarters, with the approval of the District Director.
- (f) Procedures: (1) Class III officers requesting transfer to Class II will submit their application to the CO. MCRDSC via the unit CO, the battalion commander if any, and the District Director for ground Reserve officers. Requests from aviation Reserve officers will be submitted to CMC via the OIC of the subunit, if any, the CO, MARTD and CG. MARTC with a copy of the request and all endorsements to CO, MCRDSC. CMC action should be returned via the CO, MCRDSC in addition to forwarding via addressees.
- (i) Upon favorable endorsement by the unit CO or CO, MARTD, the Reserve officer may be immediately joined to a Class II unit by unit diary entry referencing this paragraph for authority.
- (ii) Jpon receipt of the unit diary joining entry, the individual will be transferred from Class III to Class II by CO. MCRDSC effective the day prior to the date of joining entry.
- (iii) In the event the Reserve officer's request is disapproved, the unit CO or CO, MARTD will be so notified and instructed to transfer the individual back to Class III. A copy of the endorsement disapproving the request will be sent to CO, MCRDSC.
- (2) Upon transfer of a Class III ground officer to Class II, the CO, MCRDSC will report to CMC (Code AFA) by speedletter or message the name, grade, service number, MOS, joining unit, and effective date.

(i) In that detailed records of each officer's past performance of duty are available only at Headquarters Marine Corps, a routine screening of each officer joined will be made.

(ii) If some irregularity exists, the District Director and the CO, MCRDSC

will be notified.

(3) Requests for assignment to command billets, except in those cases provided for in § 713.3150(e), whether from Class III to Class II or a current unit member, will be approved by CMC only and will follow the appropriate chain of command. The incumbent commanding officer may endorse the application, if he When more than one officer so desires. applies for the same command billet, the names of all and the recommendation of the District Director will be submitted simultaneously to CMC with a copy to the CO, MCRDSC. § 713.5130(c) (3) applies.

(4) Should the CG, MARTC or District Director require the individual records prior to making recommendations on an application, they should be requested from the CO, MCRDSC.

§ 713.3151 Unit officer strength limitations.

(a) Limitations on the ratio of officers to enlisted personnel are as follows: Except as noted below, no unit officer strength may exceed, by more than one officer, the number equivalent to the ratio of officers to enlisted personnel author-

ized in the unit T/O.

(1) Examples. (1) A rifle company T/O authorized 6 officers and 197 enlisted personnel; a ratio of approximately 1 to 33. Therefore, a rifle company having an assigned end strength of 197 enlisted personnel may have a maximum of 7 officers; a rifle company having an as-signed end strength of 135 enlisted personnel may have a maximum of 5 officers; and a rifle company having an on board strength of 227 enlisted personnel may have a maximum of 8 officers.

(ii) An infantry battalion T/O authorized 45 Marine Corps officers and 1,099 enlisted; a ratio of approximately 1 to 24. Therefore, an infantry battallon having an assigned end strength of 800 enlisted personnel may have a maximum of 34 officers and an infantry battalion having an assigned end strength of 300 enlisted may have a

maximum of 14 officers.

(2) Exception. (i) Company grade officers functioning or being trained in the following MOS may be excluded from these computations: 1310, 2000 field (all MOSs), 2700 field (all MOSs) and 3510.

(ii) Each company/battery may have at least three officers, regardless of the

above limitations.

(iii) Upon joining a numerical replacement for an officer serving on an extension of his tour, the authorized strength may be exceeded for up to 90 days (see § 713.3153(d)),

(iv) The authorized officer strength for Staff Groups and MARGs is as pre-

scribed in § 713.3051. (v) See also § 713.3153(g).

(b) In some communities there are not enough officers available to fill authorized billets. It is not desirable, however, to exceed the above officer strength limitations in other communities to make up for any unit officer shortage. Officer end-strengths authorized annually to MARTC and districts by separate directives are ceilings, rather than objectives. However, if MARTC or any district cannot meet the authorized officer endstrength, it may exceed the enlisted endstrength by a corresponding number of enlisted personnel so that the total officer and enlisted end-strength will be attained.

(c) Officer strength ceilings for MARTC and districts are assigned yearly by Marine Corps Bulletins in the 1540R series. The sum of unit-authorized officer strengths computed on the basis of the guidelines provided above shall not at any time exceed the MARTC or district ceiling. In the event that reduction and/or restrictions on officer accessions/retentions must be imposed, these cutbacks shall be absorbed by FMF Augmentation units.

§ 713.3152 Officer grade limitations.

(a) Officers must hold the grade prescribed for their billet by T/O or other directive except as follows:

(1) Captains may be substituted for lieutenants when the latter are not

available.

(2) Any billet may be filled by an officer whose grade is below that specified for the billet.

(3) Majors may be substituted for captains in staff and command billets when qualified officers of appropriate grade are not available.

(4) Company grade officers may be substituted for warrant officers.

(b) When the above billet grade limitations are exceeded as a result of promotions, the officers promoted will be reassigned to a billet for which their grade is authorized, or transferred to Class III within 90 days.

(c) Commanding officers will advise those officers whose grade is higher than the T/O billet grade that, in the event of mobilizaton, it may be necessary for them to continue to serve in those billets for an indefinite time.

§ 713.3153 Class II officer tours.

(a) The normal tour of all officers in the ground OMCR program is 3 years. The tour of officers in the aviation OMCR program is prescribed by the CG, MARTO

(b) All orders effecting transfer of officers in the ground program from Class III to Class II will show the effective period, including beginning and terminal dates.

(c) District Directors may grant conditional extensions beyond 3 years, when no replacement is available. Such extensions will stipulate that they will be terminated within 90 days after a replacement, including a numerical replacement, joins the unit; otherwise, at the end of I year.

(d) When a unit has its authorized number of officers and a replacement, including a numerical replacement, becomes available:

(1) And any officer in the unit is serving on an extension of a normal tour, including the commanding officer if his tour as commanding officer has been extended, the replacement will be joined and the officer serving an extended tour will be transferred to Class III within 90 days. (If more than one officer in the unit is serving on an extension of a normal tour, the officer with the longest continuous Class II service will be transferred to Class III.); or
(2) If the unit does not have any

officer serving on an extension, but does have an officer (or officers) whose grade exceeds that specified for his T/O billet, the replacement will be joined and the officer having the longest continuous Class II service whose grade exceeds that specified for his T/O billet will be transferred to Class III within 90 days.

(3) Officers are encouraged to perform duties in an associate duty status when no vacancy exists or can be created by the foregoing actions, as provided in

§ 713.8001(a)(1).

(e) Class II service will be considered continuous, whether or not in the same unit, unless interrupted by a period of 1 year.

(f) It is the responsibility of each officer to initiate a request for extension of his tour if he desires to remain in Class II beyond his normal tour. No officer may be paid for drills attended after the terminal date of his Class II assignment unless an extension has been granted. Tours will not be extended retroactively.

(g) The foregoing limitations notwithstanding, no Organized Reserve officer will be transferred to Class III involuntarily when a national emergency has been declared or when there has been an official announcement that reserve personnel are to be mobilized.

(h) Officers commissioned under the provisions of the current issuance of MCO 1040,10 will be considered as having commenced their initial normal Class II tour at the time commissioned, regardless of the length of previous enlisted service in Class II.

§ 713.3154 Tour of duty as commanding officer/officer in charge.

The normal tour of duty for a commanding officer or officer in charge of an OMCR unit is 2 years. The effective period, including beginning and terminal dates, will be shown in all orders appointing commanding officers/officers in charge. The CG, MARTC, and District Directors are authorized to grant a 1year extension, without reference to CMC, provided that no suitable relief is available or other circumstances necessitate such action. Commanding officers will not be permitted to serve as such in excess of 3 years without approval of CMC (Code AF). In those cases where retention of commanding officers is absolutely necessary for a period in excess of 3 years, the CG, MARTC, or District Director may submit requests for extension of tours not to exceed 1 additional year. Such requests will be submitted to CMC (Code AF) 90 days prior to the expiration of a 3-year tour and (a) Date assigned duty as commanding officer:

(b) Reasons and detailed justification

for further retention;

(c) What action has been taken in the past year to locate a suitable relief;

(d) Information as to why the next senior officer, or other officers in the unit cannot be assigned as commanding officer; and,

(e) Availability of suitable officers in

Class III.

- § 713.3155 Officers' qualifications and performance.
- (a) No officer who has been considered for promotion to the same grade two or more times but not selected will be transferred to Class II. Any Class II officer who is not selected upon being considered for selection to the same grade a second time will be immediately transferred to Class III by the CG, MARTC or District Director.

(b) Officers who do not have the MOS prescribed for their billet are encouraged to supplement their drill training and annual training duty in order to qualify for the MOS as quickly as possible. Appropriate correspondence courses are usually available. Also, such officers may apply for appropriate active duty for training in addition to annual training duty (see §§ 713.7000-713.7059).

(c) Any officer may be transferred involuntarily from Class II to Class III, for cause, by the CG, MARTC or District Director. Those authorities may take such action on their own initiative or when recommended by the unit commanding officer or the commander of

the host ATD command.

(1) When such action is contemplated, the officer concerned will be informed of the reasons, in writing, and afforded an opportunity to submit a statement and request reconsideration or appeal. If appeal is chosen, the officer's statement will be forwarded to CMC (Code AF) along with a copy of all related correspondence.

(2) Appropriate reasons for involun-

tary transfer include:

(i) Unsatisfactory drill attendance.

(ii) Unsatisfactory personal appearance or performance.

(iii) Obesity.

- (iv) Failure to maintain required uniform.
- (v) Failure to make satisfactory progress toward billet MOS qualification.
- § 713.3156 Individual attendance requirements.
- (a) To maintain a satisfactory record of attendance, all FMF Reserve personnel, both officer and enlisted, must attend annually at least 90 percent of all scheduled drills and all scheduled periods of ATD or any authorized equivalent. The commanding officer may excuse a member from full compliance for a short period when he considers the reasons for nonparticipation both valid and temporary.

(b) When unexcused absences exceed 10 percent of the scheduled drills within the anniversary year of an individual reservist, or when a reservist fails to at-

tend his unit's regularly scheduled ATD without being excused by the commanding officer, the following action shall be taken:

(1) If a mandatory participant, the compliance measures prescribed in §§ 713.2100-713.2150 shall be executed.

(2) If not a mandatory participant, the reservist shall be transferred from Class II to Class III, discharged, or retired, whichever is appropriate in accordance with current directives.

(c) A reservist who reports late for a drill may or may not be given credit for attending the drill, at the discretion of the commanding officer. In recognition of the fact that there may be extenuating circumstances, sometimes beyond the control of the individual, which provide a reasonable basis for commanding officers to excuse tardiness, authority to do so is granted, subject to the following considerations and limitations:

(1) It is appropriate to consider the past performance, conduct, attendance record, and attitude of the individual in determining whether or not an individual's tardiness should be excused.

(2) When reasons are questionable, efforts should be made to verify excuses. The burden of proof may be placed on the individual whose tardiness is subject to question.

(3) In the case of multiple drills, a reservist who arrives late for the initial muster may be found absent from the drill during which he reported and present for the subsequent drill(s).

(4) The sole purpose of drills is training; therefore, although tardiness may be excused, a reservist may be required to make up the training duty missed by undergoing training appropriate for his grade and MOS. Under these circumstances, the individual drill should be rescheduled by either verbal or written authorization of the commanding officer.

(5) Under no circumstances will a reservist be considered present for attendance purposes but absent for pay purposes.

(6) Since no regulation can cover all conceivable situations or circumstances, the Commandant of the Marine Corps does not stipulate what constitutes a valid excuse or excusable duration of tardiness. The prerogative and responsibility to accept or disallow an excuse for tardiness rest with the commanding officer; the authority may not be delegated below the squadron or company/battery commander level.

(d) A reservist who has reported or been mustered for a drill, including multiple drills, and who is subsequently found to have absented himself from his place of duty without proper authority, will, provided that disciplinary action is not taken, be considered absent from the drill(s). In such a case, an entry will be made on page 11 of the individual's SRB (page 3 of an officer's qualification jacket), and a letter briefly stating the facts will be submitted to CMC (Code DGH) for inclusion in the individual's record to rebut any future claim by the individual that he was not given credit for a drill(s) which he had attended,

(1) In the case of a mandatory participant, such absences will be considered unexcusable absences and, if appropriate, the compliance measures prescribed for unsatisfactory participation in §§ 713.2100-2150 may also be invoked.

(2) If not a mandatory participant, the reservist may be transferred from Class II to Class III, discharged, or re-

tired, as appropriate.

§ 713.3157 Physical fitness.

The physical fitness program is prescribed in Marine Corps Order 6100.3—

§ 713.3158 Code of conduct.

(a) In compliance with U.S. Navy Regulations (article 0740), the Code of Conduct for Members of the Armed Forces of the United States shall be carefully explained to each enlisted member of the Marine Corps Reserve:

(1) Within 6 days of his initial enlist-

ment;

After completion of 6 months active service; and,

(3) Upon the occasion of each reenlistment

(b) A text of the Code of Conduct for Members of the Armed Forces of the United States shall be posted in a consplenous place, or in conspicuous places, in the training center readily accessible to all personnel of the command.

(c) The training policy is stated in

Marine Corps Order 1510.2-

(d) Upon each occasion that the Code of Conduct is explained in accordance with this section, an entry will be made on page 11 of the individual's service record book as required by Marine Corps Order P5000.3, Marine Corps Personnel Manual.

§ 713.3159 Uniform Code of Military

Amenability to the UCMJ of members of the Marine Corps Reserve is explained in MCO P5000.3, MARCORPERSMAN, paragraph 7004. All OMCR commanding officers will insure compliance with subparagraph 7 thereof.

§ 713.3160 Individual drill attendance certificates,

A 100 percent drill attendance certificate will be presented by the unit commanding officer to each individual who attended 100 percent of scheduled drills and ATD during the individual's anniversary year. These certificates are carried in MCO P5600.31, List E.

§ 713.3161 Women Marine Reservists.

Women Marine Reservists are authorized membership in a drill pay status in OMCR units under the following conditions:

(a) Upon CG, MARTC/Director MCD

- (b) A vacant billet exists in an OMCR unit only.
- (c) Nonprior service women will not be recruited directly into an Organized Reserve unit.
- (d) WMs count against the district enlisted objective strength and officer ceiling.

FLEET MARINE FORCE RESERVE; HOME AREA TRAINING

GENERAL

8 713,4000 Drills.

(a) FMF Reserve units are authorized to conduct 48 paid drills each fiscal year. (b) The frequency of paid drills shall

not exceed:

(1) Two paid drills in 1 calendar day. (2) Sixteen paid drills in one calendar quarter.

(c) Drill definitions and minimum drill time requirements are as follows:

(1) Parade drill. One paid drill with a minimum duration of 2 hours. parade drills may be conducted during a fiscal year for participation in parades or ceremonies. However, not more than one parade drill may be conducted on a single day.

(2) Single drill. One paid drill containing a minimum of 4 hours of actual training. One such drill may be held

on the same day as a parade drill.

(3) Double drill. Two paid drills, each containing a minimum of 4 hours of actual training, conducted during 1

calendar day.

(4) Triple drill. Three paid drills conducted during 2 consecutive days. Authorized for field training only, triple drills must contain a minimum of 12 hours of actual training (no less than 8 hours on 1 day and 4 hours on the

(5) Quadruple drill. Four paid drills conducted during 2 consecutive days. Authorized for field training only. Quadruple drills must contain a minimum of 16 hours of actual training and not less than 8 hours on each day.

- (d) Multiple drills (double, triple, and quadruple) are designed to facilitate more effective training; to reduce nonproductive time spent on musters, transportation, drawing, and turning in equipment, etc.; and to reduce the frequency of interruption of reservists' civilian pursuits. Triple and quadruple drills are further designed to facilitate effective field training, both in daylight and darkness.
- (1) Effectiveness of lectures and similar training diminishes sharply when conducted over prolonged periods.

(2) Similarly, the value of such training conducted late at night is negligible.

- (3) Therefore, triple and quadruple drills are authorized for field training only; and, no training other than field training will be conducted between the hours of 2300 and 0600. This restriction does not prohibit double drills on 2 consecutive days or a single drill and a double drill on 2 consecutive days. Therefore, in those areas where a significant number of reservists work on Saturday mornings the unit could schedule a single drill on Saturday afternoon (evening) followed by a double drill on Sunday.
- (e) Single drills are designed primarily for training which is more effective when conducted for comparatively short periods at frequent intervals rather than in long sessions at infrequent intervals. Examples are: Lan-

guage training, and training of a highly technical nature involving higher mathematics, theory of electricity/electronics. etc. (occupational fields 2200, 2300, 2600, 2700, 6600, etc.). Single drills may, how-ever, be scheduled for other purposes which facilitate most effective utilization of drill time.

(f) The term "hours of actual training" does not include time spent on administrative functions such as musters, transportation to and from training, and issue and recovery of individual equipment. Furthermore, training time does not include time devoted to divine services, meals, sleeping, etc., unless such functions are accomplished under tactical conditions; nor does it include cleaning of individual weapons except in conjunction with firing or field exercises.

(g) The necessity of accomplishing administrative functions such as: Service record book audits, x-rays, physical examination, etc., is well recognized; however, in view of the limited training time available, such functions will be accomplished concurrently (during scheduled training) on an individual basis rather than being scheduled on a

unit-wide basis.

- (h) Drill schedules will include the total drill time, i.e., musters, divine services, transportation, training, nontactical meals, etc., so that reservists will be protected in the event of injury during the entire period (i.e., a schedule for a double drill may contain 10 or more hours, only 8 of which represent training). Individuals should be advised that in all probability they will not receive applicable benefits in the event of death or injury after being released from military control.
- (i) When necessary to ensure most effective utilization of unit equipment or training aids, to alleviate overcrowded facilities, to provide practical application for technicians through performance of maintenance, or when desirable to improve training effectiveness, commanding officers may schedule subordinate units or individuals to drill at different times, subject to the following considerations, restrictions, and administrative instructions:
- (1) Tactical integrity of combat and combat support units will be maintained for the conduct of tactical training at the highest level scheduled. That is:
- (i) If a battalion level field exercise/ squadron level tactical problem is scheduled, all personnel will be scheduled to attend drill simultaneously. Exceptions may be authorized by the CG MARTC, when necessary to accomplish preexercise and postexercise aircraft or air control equipment maintenance.
- (ii) Similarly, if company/battery or platoon, section, or squad level tactical training exercises are scheduled, all members of the respective tactical units will be scheduled to attend drill simultaneously.
- (2) Examples of situations for which this authority is intended are:
- (i) A battalion needs to conduct rifle requalification, but the rifle range will accommodate only one company at a

time. In such a situation, separate companies could be scheduled to drill on different days or weekends to conduct requalification firing.

(ii) An engineer maintenance company needs to train a large number of engineer equipment mechanics, but has insufficient equipment, training aids or qualified instructors to train all such mechanics simultaneously. Various groups can be scheduled to drill at different times, in such a case, to facilitate more effective training.

(iii) An engineer company schedule platoons to drill at different times to facilitate more practical accomplishment of construction projects or better utilization of equipment.

(iv) A communication battalion has a large number of radio relay technicians to train. If more effective training would result, they could be divided into groups of appropriate size, scheduled to drill at different times.

(v) A battalion S-3 section could be scheduled to drill at a time other than the remainder of the battalion, in order to accomplish annual training program planning.

(3) This authority will not be used to circumvent restrictions on equivalent instruction or duty contained in § 713.4001.

(4) The establishment of numerous wings/satellite platoons within an OMCR unit and the transfers of reservists between these subunits require considerable additional administrative and pay processing. Therefore, the use of one man wings/satellite platoons is discouraged, and the transfers of reservists between wings/satellite platoons will occur only on the first day of each month,

§ 713.4001 Equivalent instruction or duty (EIOD).

(a) See definition in § 713.600.

- (b) Since the objective of drills training, there is often no equivalent of a drill missed. For example: If a fire team leader, or any member of a tactical combat or combat support unit, misses a drill involving a tactical field exercise it is impossible to provide an equivalent substitute for the training missed. Moreover, when a member of a tactical unit, or comparable team, is absent from a drill at which his unit functions as a team, the effectiveness of the team training is reduced.
- (c) There can be, however, effective equivalents of many types of training conducted during drills provided that necessary preparation is made and proper instruction and/or supervision is furnished
- (d) In view of the foregoing, and in recognition of the fact that effective training appropriate to an individual's billet assignment is desirable, even though it may not be a true equivalent of a drill missed, EIOD is authorized at the discretion of the commanding officer, subject to the following considerations and restrictions:
- (1) In order to discourage absenteeism from scheduled drills, pay for EIOD is not authorized.
- (2) An individual may be given credit for EIOD to satisfy individual

participation requirements, but will not Order P5600.31-, which contains pubbe credited in unit drill attendance computations.

(3) The minimum training time requirements specified in § 713.4000(c) (2)-(5)

(4) An individual may not perform more than two periods (equivalent to single drills) of EIOD in a single day

(5) EIOD is authorized only for actual training, including practical application, appropriate to the individual's billet assignment.

(6) A period of EIOD must be performed during the same anniversary year in which the scheduled drill is missed.

§ 713.4002 Divine services.

(a) The Marine Corps encourages religious training and worship and requires that, when drills are conducted on Sundays, OMCR commanding officers insure that reservists have an opportunity to attend divine services.

(b) Every effort will be made to schedule drills at such times as will enable reservists to fulfill their religious obligations either before or after drills

scheduled on Sundays.

(c) When chaplains or members of the civilian clergy are available, religious services may be conducted at the unit training location during drills held on Sunday. See § 713.4000(f).

(d) Chaplains' services may be obtained in accordance with current

BUPERS Instruction 1301 .-- .

§ 713.4003 Parades and ceremonies.

The parade drills authorized in \$ 713,4000(c)(1) may be utilized for participation in parades as authorized in MCO P5720.44-, Informational Services Manual. Also, individual reservists may participate on a voluntary basis in parades, military funerals, honor guards, and other appropriate ceremonies as authorized by the Informational Services Manual.

§ 713.4004 Driver training.

Wherever practicable, training and testing of unlicensed truck drivers should be accomplished at the unit home area so that ATD time need not be utilized for this purpose. There is no requirement that Marine Corps personnel be tested by a "licensed" examiner. Commanding officers should designate qualified examiners and instructors. For these purposes, it is considered that any NCO with MOS 3516, 3531, or 3537 should have the requisite qualifications to serve as an If a qualified examiner is not available in the unit or on the I-I staff; arrangements should be made to have an NCO licensed by the Naval District Commandant or to have testing accomplished by another military activity. Special equipment for establishing motor vehicle examining stations will not be provided for OMCR units.

§ 713.4005 Allowances for newspapers, periodicals, and professional and technical publications.

This section provides for allowances of publications not listed in Marine Corps lications and printing regulations.

(a) Types of publications authorized:

(1) Service newspapers: Official publications of Marine Corps Bases, Posts, Stations and Depots, such as "The Pendleton Scout" and the El Toro "Flight Jacket.

(2) Quasi-service newspapers: Newspapers which are not official publications but which primarily report news of the Armed Forces, such as the "Navy Times."

(3) Local commercial newspapers: Those local commercial newspapers published in, and primarily providing news coverage of, the area from which units draw their membership.

(4) Professional and technical periodicals: Publications primarily treating the profession of arms, such as the "Guide-book for Marines," "Leatherneck," "Army and Armor," and technical publications directly related to unit specialties, such "Motor" and the "American Rifleman."

(b) Allowances will be determined by the CG MARTC and District Directors in such regulations as they may prescribe. The "Guidebook for Marines" will be considered organizational prop-

- (c) Subscriptions to quasi-service newspapers and to professional and technical periodicals shall be placed under the annual Marine Corps contract. Price data and ordering instructions are published annually in a Marine Corps Order in the 5604 series. Subscriptions to newspapers not listed under the annual contract should be placed directly with the appropriate publishers. Orders for "Guidebook for Marines" will be placed with the Leatherneck Association, Post Office Box 1918, Washington, D.C.
- (d) At the discretion of the CG MARTC, and District Directors, up to 25 copies of technical and reference books and other periodicals may be locally procured for other than general library purposes
- (e) Funds to cover the cost of authorized "Guidebooks," newspapers, periodicals, and other publications shall be provided by the CG MARTC and District Directors from station allotments under such regulations as they may prescribe.

§ 713,4006 Radio call signs and frequencies for use in training.

(a) Units that are authorized electronics equipment will submit a request for radio call signs, frequencies, and local operating regulations to the Commandant of the cognizant Naval District via the CG MARTC, or District Director, as appropriate. Requests for the assignment of frequencies should include the following

(1) Type of radio set or sets (i.e.

- AN/MRC-6, AN/GRC-9), etc.
 (2) Type of oscillator (if crystal controlled, list frequencies of crystals on hand)
 - (3) Type of emission to be employed.

(4) Power output of transmitter. (5) Frequency range of transmitter and receiver.

(6) Statement as to whether equipment will be fixed, portable, or mobile.

(7) Distance, in miles, between stations.

(8) Purpose for which frequencies are required (Naval Reserve training circuit Marine Corps Reserve tactical circuit

(9) Approximate times of contemplated operation for each type of equipment (time of day and day of week)

(b) The Naval District Commandants are authorized by JANAP 195- to assign certain frequencies to OMCR units on a noninterference basis for Reserve tactical training circuits. Upon receipt of operating frequencies, close correlation will be maintained with other Reserve units of the naval service in the immediate locality and with the Federal Communications Commission in order to minimize the possibility of interference to the detriment of net or drill schedules or commercial services.

§ 713,4007 Informational services.

(a) OMCR units will be governed in the conduct of Informational Services programs and the release of information by MCO P5720.44-, Marine Corps Informational Services Manual.

(b) Special instructions for Informational Services in connection with ATD are contained in §§ 713.5200-713.5206.

(c) Recruiting aids are furnished to OMCR units by Headquarters Marine Corps, for the purpose of assisting units in the conduct of an information program that will facilitate personnel procurement. Marine Corps Order P5600 .-31- and various separate instructions, issued as required, provide guidance concerning availability and utilization of recruiting alds.

GROUND UNITS

§ 713.4050 Field training.

(a) Training shall be conducted in the field under tactical or operational conditions as often as feasible considering:

(1) The unit mission and level of training.

(2) Availability of suitable training areas.

(3) Travel time and transportation costs.

(4) Priority of other training requirements.

(b) No minimum requirements are prescribed. However, combat and combat support units are expected to conduct the majority of their training in the field if suitable training areas are available. Combat service support units are expected to conduct training in the field as often as necessary to prepare them to operate under field conditions.

(c) All units will conduct tactical or operational training during hours of darkness as frequently as necessary to prepare them to accomplish their mis-

sion during such hours.

(d) Field training will not be avoided merely because of cold weather or other adverse weather conditions. To the contrary, since Marines are to be pre-pared to serve "in any clime or place," FMF Reserve units located where they can conduct cold weather operations during several months each year, for

example, should become expert in operating under such conditions. District Directors will provide in their budget submissions for organizational clothing and equipment necessary to support such

§ 713.4051 Crew-served weapons firing.

Every effort will be made to conduct organizational weapons firing an average of at least once each quarter.

§ 713.4052 Command post exercises.

Battalion staffs will conduct CPXs as frequently as necessary to attain and maintain proficiency in staff functioning and communications procedures. Field exercises with troop participation, other than communications personnel, should not be conducted until an adequate degree of staff and communications proficiency has been attained.

§ 713.4053 Multiunit exercises.

District Directors may schedule multiunit field exercises to provide an opportunity for units to operate in conjunction with other units of appropriate types. If the task organization does not include an organic battalion staff, an appropriate staff should be formed from personnel of Staff Groups, VTUs, I-I staffs and other sources, regular or reserve, as available. § 713,4052 applies.

FLEET MARINE FORCE RESERVE; ANNUAL TRAINING DUTY

GENERAL

§ 713.5000 Objectives.

(a) ATD is the longest period of ACDUTRA available for OMCR units. The primary objective, therefore, is to accomplish essential training which is impractical to accomplish during home area drills.

(b) Other objectives are:

- (1) To enable units to gain experience in operating in various terrain and climatic conditions which Marines may encounter in the event of future conflicts, Ideally, such experience should include operations in mountainous, desert and jungle areas, and under conditions of extreme heat and cold. However, the extent to which all units can be afforded an opportunity to gain experience under each of the above conditions will be restricted by their geographic location in relation to transportation costs and unit missions.
- (2) To prepare all units for amphiblous and vertical assault operations consistent with unit missions.

(3) To evaluate the state of combat readiness of units and individuals.

- (4) To enable units to participate periodically in operations with other units, both regular and reserve, consistent with their unit specialty and level of training.
- (5) To facilitate most effective training through assistance provided by regular units, as necessary.

§ 713.5001 Alternate annual training duty.

The performance of ACDUTRA by Class II reservists shall not be accepted as alternate ATD unless specifically

authorized for that purpose. Alternate ATD will not be authorized for reasons of personal hardship.

(a) ACDUTRA will be considered as a substitute for ATD if the requested assignment meets any of these criteria;

(1) Formal school of at least 2 weeks length.

(2) OJT for at-least 2 weeks at the home training center for performance of second, third and fourth echelon maintenance of heavy equipment. Complete justification will accompany any request for home training center alternate ATD as well as a summary of the training to be accomplished.

(3) As provided in \$\$ 713.5003(a)(3) and 713.5010.

(4) For aviation reservists, on-thejob training of at least 2 weeks at the parent MARTD. Complete justification will accompany each request as well as a summary of the training to be accomplished

(5) Members of the Marine Corps Reserve Shooting Team assigned to matches authorized by HQMC.

- (b) All requests for assignment to alternate ATD of ground reservists will be submitted to CMC (Code AFM), via the chain of command, for approval. Where individual is to train with another separate unit, request will be forwarded via that unit. Requests from aviation reservists will be submitted to the CG. MARTC
- (c) Satisfactory performance of authorized alternate ATD will satisfy the members' individual ATD attendance requirement and will be included in the units' ATD attendance computations as though he attended ATD with the unit.

§ 713.5002 ATD sites.

- (a) CMC will normally direct FMF Reserve units to conduct ATD at specified regular Marine Corps or naval facilities. However, when ATD training objectives can be effectively accom-plished at facilities of other services, commanding officers and the CG, MARTC/District Directors are encouraged to recommend assignment to such other facilities for cogent reasons such
- (1) Significant reduction in transportation costs;
- (2) Reducing peak loads at Marine Corps installations; or,

(3) Obtaining a greater variety of terrain and climatic conditions.

(b) Recommendations for ATD at other service installations will be preceded by local liaison to determine availability, and will contain pertinent information including answers to the following questions:

(1) Can the unit training objectives be fulfilled at the proposed site?

- (2) Would significant economy result?
- (3) What logistic problems would be encountered?
- (4) What would the personnel augmentation/training assistant requirement be, if any?
- (5) What steps would have to be taken to secure approval of the cognizant service; when, and in what sequence?

§ 713.5003 Off-season ATD.

(a) ATD is customarily scheduled between June and August so as not to conflict with regular school sessions. A few units, however, have found it advantageous to attend ATD during other periods since the conflict for members employed in seasonal summer occupations can be as severe as the problem faced by students and teachers. The employment conflict, plus expanding development of trimester school programs, has created a need for reevaluation of traditional summer ATD scheduling, Each unit should carefully evaluate its situation and recommend off-season ATD if more advantageous. Among the factors to be considered are:

(1) Students who have not returned from the 6-month ACDUTRA period need not be considered because untrained members are not eligible to attend ATD.

(2) Full time students and teachers will not be required to attend ATD during regular school semesters. It may be possible for some to be excused from school to attend off-season ATD with their units. However, commanding of-ficers shall insure that appropriate school officials are informed that the individuals are not required to attend ATD during the regular semester.

(3) When a unit attends ATD during a regular school semester, students and teachers who are mandatory trainees and who are excused will be nominated for, and required to attend, 14 days ACDUTRA at the earliest practical time outside of regular school sessions. Those who are not mandatory trainees are authorized to perform 14 days voluntary ACDUTRA during the same calendar year. In either case, the ACDUTRA will be considered alternate ATD.

(b) It should not be assumed that offseason ATD is impractical because of regular school semester schedules. careful study should be made to determine the actual number of students and teachers who would be unable to attend. The effects should then be weighed against all other factors.

(c) Possible additional advantages to off-season ATD are.

(1) Peak loads on host activities could be reduced, enabling more effective support by the regular establishment.

(2) It would permit greater utilization of training sites where the maximum load is very limited; i.e., MCMWTC and Viegues

- (3) Other service installations which are heavily committed to other reserve and National Guard training during the summer months may be more readily available to OMCR units during the off-
- (4) Off-season ATD could facilitate excellent cold weather training at MCMWTC as well as at numerous locations throughout the northern half of CONUS
- (5) Greater utilization of government aircraft could be made.

§ 713.5004 Planning; ground units.

(a) By September 10 annually, commanding officers will forward their ATD training objectives (see § 713.3005(d)) to the command scheduled to be their host for ATD. The list of training objectives will be accompanied by a recommended training plan and a statement of training and equipment support required.

(b) Unit ATD training schedules will be developed during the pre-ATD conference and approved by the host training command. Necessary subsequent changes will be effected by correspondence, but units will not change the schedules approved by the host command without that commander's approval.

(c) Planning considerations:

(1) The words "essential training", as used in § 713.5000(a), are the key to effective utilization of the limited time available. Commanding officers must make sure that time is not spent on "nice to have" training which prevents accomplishment of essential training.

(i) The fact that it is impractical to conduct certain training at the home location does not necessarily mean that such training must be accomplished at ATD. For example, the fact that it may not be possible to practice throwing live grenades at the home location does not dictate that it is essential to do so at ATD.

(ii) Similarly, the fact that a unit is authorized to expend a certain quantity of ammunition or explosive ordnance does not dictate that it is always essential to do so.

- (2) A parade, guard mount, or other appropriate ceremony may be conducted during ATD, as a part of the required training time, when considered desirable by the unit commanding officer and host commanding general/commanding officer. When such a ceremony is scheduled and arrangements have been made for a band or for participation by a senior reviewing officer, it will not be canceled without the approval of the host commanding general/commanding officer.
- (3) Commanding officers will make sure that concurrent training (see definitions) is conducted during periods when personnel are not engaged in scheduled training.
- (4) Qualified reservists should conduct as much of the training as feasible. However, the goal is to receive the best training possible; so commanding officers will request assistance from the host activity and I-I staff as necessary to achieve this goal. Training activities will provide instructors, rifle range coaches, demonstration teams, and other training support as practicable when requested by unit commanders.

§ 713.5005 ATD scheduling; ground units.

- (a) CMC will determine each unit's ATD location based on:
 - (1) Programed training cycles:
 - (2) Station loads;
- (3) The unit's mission and general level of training; and,
 - (4) Transportation costs.
- (b) To enable host bases or activities to most effectively accommodate and support ATD, the commanding general/ commander will schedule unit ATD periods.

(c) Actions to accomplish scheduling will be as follows:

(1) By July 1 annually, CMC will inform host bases or activities (with a copy to District Directors and OMCR units) which units are assigned for ATD during the following calendar year and what tentative assignments have been made for the next year.

(2) By September 10 or 30 days after completion of the current ATD period, whichever is later, OMCR units will submit to the host base or activity for the

following year only:

 (i) Broadest possible period(s) of availability for ATD (binding on the host base provided units declare a period of at least 60 days).

(ii) Preferences as to ATD period(s)

(not binding on host bases)

(iii) ATD training objectives; nature and extent of training support desired (unless prescribed by CMC).

(iv) Estimated attendance.

(v) Equipment augmentation required.
(3) By November 1, host bases will submit to CMC (with a copy to units and District Directors):

(i) ATD period(s) assigned each unit; (ii) Designation of host command or

activity; and,

(III) Equipment support capabilities, in

(iv) By November 15, CMC will publish the overall ATD schedule.

§ 713.5006 Pre-ATD conferences; ground and air-ground.

- (a) It is essential or very desirable, in most cases, to effect personal pre-ATD liaison between units and host commands to finalize ATD schedules and accomplish administrative and logistical planning. In order that HQMC, District, MARTC, and representatives of other interested commands may participate, it is also desirable that such liaison be effected by conferences held by the host commands.
- (b) Conferences should be held not later than the end of February each year to be of maximum benefit. Even so, some units will have as few as three drill weekends remaining in which to make preparations prior to ATD.
- (c) To enable HQMC, District, and other representatives as appropriate to attend each conference and to minimize their travel time and transportation costs, it is desired that ground pre-ATD conferences on each coast be conducted consecutively. To accomplish this, CMC will, by November 1 annually, publish a proposed schedule for ground pre-ATD conferences for each coast. The Commanding Generals, Marine Corps Base, Camp Lejeune, and Marine Corps Base, Camp Pendleton, will be requested to prepare a coordinated reply for the east coast and west coast commands respectively. CG, MARTC will request and schedule aviation pre-ATD conferences with appropriate aviation activities.
- (d) Except as provided in paragraph(e) of this section, unit representationwill be as follows:
- (1) The unit commanding officer or the I-I, as determined by the District

Director. If neither the CO or I-I has previously accompanied the unit to ATD, both may be allowed to attend the ATD conference if the District Director considers it essential. When special circumstances otherwise warrant attendance of both the CO and I-I, they may both be allowed to attend if authorized by CMC (Code AFK).

(2) Marine Air Reserve representatives designated by the CG, MARTC.

(3) Companies or batteries under training cognizance of battalion commanders will not be represented unless they are to attend ATD at a time or place other than when/where the battalion headquarters attends.

(4) Battalions may be represented by both the CO and I-I and by the S-3 and S-4, or Supply Officer, at the discretion

of the District Director.

(e) In any case where the host commander and District Director agree that personal pre-ATD liaison is not necessary, as determined by direct correspondence, the unit will not be represented at the conference. In such cases, ATD arrangements will be completed by correspondence.

(f) CMC provides funds for ACDUTRA and travel costs for reserve officer participation authorized in paragraph (d) of this section. The CG, MARTC and District Directors are authorized to issue the ACDUTRA orders chargeable to "Special Tours". The CG, MARTC and District Directors are also authorized to issue TAD orders, chargeable to MARTC/District funds, to MARTD/MARTC or I-I personnel designated to participate.

§ 713.5007 Training time.

(a) ATD schedules will contain a minimum of 84 hours of training, exclusive of administrative time. § 713,3003 (c)—(e) is applicable.

(b) Liberty in excess of 48 total hours, exclusive of overnight liberty, will not be

granted during ATD.

(c) Night training will be stressed to the extent feasible, consistent with the unit mission and level of training.

(d) In case the commanding general/ commanding officer of the training activity is forced to cancel scheduled training due to adverse weather conditions, every effort will be made to reschedule the training.

§ 713.5008 Programed training.

(a) Units scheduled for ATD at Landing Force Training Unit, Atlantic or Pacific, are programed for basic and organizational amphibious training. Since the host commands are responsible for the conduct of this training, the syllabus will be as prescribed by the respective commanding general.

(b) Units scheduled for ATD at MCMWTC will similarly follow the syllabus prescribed by the host commanding officer. I-I personnel present during this training will participate along with the reservists, unless excused by the Commanding Officer, MCMWTC.

(c) Other programed training and special exercises, including air-ground MEUFEXs, will be conducted as preinstruction or directives.

§ 713.5009 Selected military-occupational-specialty training.

(a) Each unit has a small number of administrative and supply clerks and personnel with other MOSs who require special training programs. In order to provide groups of sufficient size to warmnt formal instruction or other special training programs, such personnel from all units attending ATD at the same time may be grouped together, by occupa-tional field, for training. Reserve unit commanders and host activities will strive to provide the most effective training feasible for such personnel.

(b) Medical personnel who have not had field medical training should be afforded such training if possible.

(c) If the conduct of special training, required as indicated above, results in the reserve unit not having sufficient personnel (clerks, drivers, corpsmen, communicators, etc.) to support its operations, host commands will furnish augmentation if possible.

§ 713.5010 Women reservists.

(a) ATD for women members will be at the discretion of the cognizant District Director, subject to the approval of the training activity commander, in accordance with the guidelines contained herein. They may be ordered to ATD:

(1) With the parent unit when appropriate facilities are available at the unit's ATD site and the unit's mode of trans-

portation is suitable.

(2) At a base or facility, with suitable accommodations, separate from the unit's ATD site, when the major portion of the travel can be performed with the unit.

(3) At their home training center or the district headquarters, if they can be effectively utilized and/or trained. Basic allowances for subsistence and quarters are authorized under conditions described in the Navy Comptroller Manual, Chapter 4. Volume 4.

(4) At the Marine Corps facility closest to the unit home training center having accommodations and training appropriate for women reservists, when approved

by CMC.

- (b) The following Marine Corps activities have suitable facilities for accommodating and training women reservists:
- (1) MCS, Quantico, Va. (Note No. 1). (2) MCB, Camp Pendleton, Calif. (Note No. 2).
- (3) MCB, Camp Lejeune, N.C. (Note No. 3)

(4) MCAS, El Toro, Calif.

- (5) MCAS, Cherry Point, N.C. (Note No. 1)
- (6) MCRDep, Parris Island, S.C. (Note No. 1)
 - (7) MCRDep, San Diego, Calif.

NOTES:

Training limited to OJT.

No. 2 Training limited to training with the parent OMCR unit.

No. 3 Billeting facilities limited and crowded.

(c) Reserve unit commanding officers are advised that uniform clothing articles are normally available for issue or

scribed by HQMC in separate letters of purchase, as appropriate, only at the below listed locations. Reserve unit com-manding officers will make sure that women reservists who are to attend ATD at other locations arrange to obtain necessary articles of uniform clothing elsewhere, prior to reporting for ATD.

(1) MCS, Quantico, Va. (2) MCB, Camp Pendleton, Calif. (Note No. 1).

(3) MCAS, Cherry Point, N.C. (Note No. 2). (4) I CRDep, Parris Island, S.C.

(5) MCRDep, San Diego, Calif. (Note No. 3).

NOTES:

No. 1 Shirts, shoes, gloves, and neckties

only.
No. 2 Mufflers, gloves, buttons, and neckties only. No. 3 Accessories only.

§ 713.5011 Operational control.

(a) OMCR units and I-I personnel are under the direct military command of the commanding general/commanding officer of the training site to which the unit reports for ATD.

(b) The commanding general/commanding officer of the host training site may terminate the ATD orders of any inactive reservist for cause. See § 713.5057.

§ 713.5012 Inspector-instructor personnel.

(a) The general duties of I-Is are set forth in § 713.3002. The commanding general/commanding officer of host ATD activities may prescribe specific duties for I-I personnel while they are aboard for ATD. However, in prescribing such duties, the I-Is primary duty of advising and assisting the unit commanding officer must be considered first. Additionally, the ATD period constitutes the best opportunity for detailed observation and evaluation of unit readiness by the I-I; a necessary factor in development of subsequent training programs and advising the District Director on all facets of unit and personnel readiness. Examples of appropriate assignments are:

(1) As umpires of their units:

(2) As range officers or assistants for their units; and,

(3) As participants with the Reserve units to which attached for programed training such as is conducted at the MCMWTC.

PERSONNEL AND ADMINISTRATION

§ 713.5050 Ineligible personnel.

Six-month trainees who have not commenced the initial 6-month tour of ACDUTRA will not be permitted to attend ATD. Unit members who commenced the initial 6-month active duty training tour but did not complete the recruit training period will attend ATD with the unit. (See also § 713.3004(e).)

§ 713.5051 Personnel undergoing initial 6-month ACDUTRA.

Commanders responsible for MOS training of 6-month reservists (during the initial 6-month ACDUTRA period) may authorize those reservists to train with the unit to which they will be transferred upon completion of their active duty, when that unit is undergoing ATD at the same installation. Such action must be in the best interests of both the individual and the Marine Corps. This provision does not apply in those cases where the individual reservist is undergoing a planned training cycle such as individual or advanced combat training, or a formal or informal course of instruction.

\$ 713,5052 Duration of ATD.

(a) The duration of ATD is 14 days. including travel.

(b) In the ground reserve program, this period will commence on a Sunday and end on a Saturday unless scheduled otherwise by CMC.

(c) CMC must specifically authorize travel, either to or from a training site. when performed by surface means and when the schedule involves more than 1

calendar day.

(d) On return from ATD, personnel will be released from ACDUTRA on the actual date of arrival at the home training center. If the unit arrives at the training center at such a late hour that cargo and equipment cannot be adequately secured before 2400, the commanding officer may retain reservists on ACDUTRA for an additional day to secure the property. Retention of personnel for this purpose will be limited to five for battalion size units and three for company/battery size units.

§ 713.5053 Travel at personal expense.

(a) Travel to or from ATD at personal expense for personal convenience, subject to reimbursement, is not authorzed. However:

(1) If an individual is relieved from or retained on duty, in accordance with § 713,5057, and is unable to travel with his unit, he is entitled to transportation at Government expense, with the fol-lowing exception. If an individual per-formed travel at ATD by private conveyance, for his own convenience, return travel at Government expense is not authorized.

(2) If a unit member is temporarily residing a considerable distance from the area where his unit is located, and he requests permission to do so:

(i) He may be authorized to travel independently at personal expense for his own convenience, without reimburse-ment, in accordance with paragraph (b) of this section;

(ii) If his commanding officer considers that the circumstances warrant authorization to travel independently at personal expense, with reimbursement: The commanding officer may, at the individual's request, recommend such authorization to CMC (Code AFD). Such recommendations will contain all supporting facts. They will be submitted in time to reach HQMC at least ten days prior to the unit's departure to ATD; by letter via the chain of command if time permits, otherwise directly or by message, with a copy to the CG, MARTC or District Director.

(b) Commanding officers may permit members of their unit to travel to and/or from ATD at personal expense without reimbursement, for their own convenience.

(1) Personnel so authorized will be on ACDUTRA only during the same 14 days of ATD as are specified in the unit's group travel orders, regardless of the

mode of independent travel.

(2) A unit member may be entitled to naval service disability, death, and survivor benefits only if disabling or fatal injury occurs while he is performing ACDUTRA. Thus, if a unit member is performing travel to or from ATD independently from his unit under this authority, he may be entitled to such benefits only if the injury or death occurs during his unit's ATD period, including the days on which the unit performs group travel.

(3) The foregoing notwithstanding, disability or death benefits may be granted by the Veterans' Administration if injury or death occurs during the period of time it would be necessary to perform travel to or from ATD by a direct route without recreational or other stopovers, except necessary stops such as for food and overnight lodging.

(4) This headquarters does not impose any limitation on the number of personnel who may be authorized to travel independently under this author-

ity; however:

(i) Personnel who travel by privately owned conveyance must comply with the host base or training activities' regulations pertaining to the operation of private vehicles aboard the facility.

(ii) Commanding officers will exercise extreme care in authorizing unit members to travel independently by privately owned conveyance. For the protection of the individual, due consideration will be given to:

(a) The individual's personal habits

and driving record;

(b) The distance involved; and

(c) The mechanical condition of the vehicle.

(c) Personnel traveling to ATD at personal expense will be directed to report to the commander of the host ATD command not earlier than 1600 on the day prior to their units' scheduled arrival, and not later than the estimated time of the unit's arrival.

§ 713.5054 Orders to travel.

(a) Commanding officers will issue group-travel orders for their personnel in the format shown in paragraph 5250, MCO P1001R.43 (RESSOP).

 Only unit, group travel orders will be issued, regardless of the mode of travel utilized or the number of personnel authorized to travel at personal expense.

(2) Separate unit orders will be prepared for separate units (see § 713.3002

(b)).

- (3) Commanding officers, including the company/battery commanders within battalions, shall travel to and from training activities with their units, utilizing the mode of transportation authorized for the majority of the personnel in the unit.
- (b) Enclosure (1) of the commanding officers' orders will be an alphabetical

roster, regardless of grade, listing officers first. It will show in the sequence listed: Each individual's grade, last name, first name, middle initial, Service Number, MOS, component and category, passenger weight, passenger baggage weight, PEBD, and Social Security Number.

(1) Changes in this enclosure can be made by lining out the names of nonattenders at ATD and by adding the names

of late joiners.

(2) These rosters, when corrected, will serve as passenger manifests acceptable to carriers, mail and directory lists, money lists, rosters for administrative details such as musters and accountability of personnel, and posttraining reports. Marginal symbols (#, ¢, %, etc.) will be used to identify: Personnel traveling independently at personal expense; personnel traveling by separate motor march; personnel from other units attending alternate ATD with the reporting unit, etc.

§ 713.5055 Endorsements on orders.

(a) The first and second endorsements on orders issued in accordance with paragraph § 713.5054 will be prepared in the format shown in paragraph 5250, MCO P1001R.43 (RESSOP).

(b) Any reservist who is authorized to travel at personal expense, without reimbursement, in accordance with § 713.-5053(b), must sign an endorsement to his orders in the format shown in paragraph 5251, MCO P1001R.43 (RESSOP). His signature will be witnessed by an officer who will make sure that the individual understands the conditions stated therein. Orders of such individuals will be further endorsed as shown in paragraph 5252, MCO P1001R.43 (RESSOP). A copy of the basic orders and a signed copy of the third endorsement will be forwarded to the CG, MARTC or District Director.

(c) Modifications to basic orders will be in accordance with MCO P5000.3, MARCORPERSMAN, paragraph 5011.

§ 713.5056 Physical examinations, immunization requirements and reports of injuries.

(a) Physical examinations. Instructions and Notices in the 6120 series, and the Manual of the Medical Department, U.S. Navy, contain the procedures and requirements for conducting annual physical examinations for Marine Corps reservists. Ready reservists shall undergo an annual physical examination during the month of the anniversary of their birth date. This examination obviates the requirement for additional complete physical examinations incident to ACDUTRA or for active duty periods of less than 30 days, provided the annual physical examination was conducted within the previous 12-month period.

(b) Immunizations. BuMed Instructions and Notices in the 6230 series prescribe the procedures to be followed in the prophylactics immunization programs for Marine Corps reservists. Marine Corps Order 6230.1— provides instructions for the issuance and maintenance of the DOD Immunization Certifications.

cate (DD 737) required for certain reservists,

(c) Reports of injuries. Reports of injuries will be in accordance with the Marine Corps Personnel Manual.

§ 713.5057 Relief from or retention on duty.

(a) ACDUTRA terminates automatically on the date specified in the reservists orders. Reservists may not continue to receive pay and allowances, because of disability, after the terminal duty period, unless a Notice of Disability Benefit has been issued in accordance with MCO P5000.3, MARCORPERSMAN, Chapter 11.

(b) The commanding officer of an OMCR unit will terminate an individual's ATD, upon his request, for a verified emergency for which a Marine on active duty would qualify for emergency leave in accordance with MCO P5000.3, MARCORPERSMAN, subparagraph 9151.3

(see also § 713,5053(a) (1)).

(c) Relief for cause may be effected as authorized in § 713.5012(b). A full account of the circumstances, including disciplinary action taken (if any), will be furnished to the CG, MARTC/District Director. One copy of this report will be forwarded to CMC (Code AFA).

(d) Disciplinary matters requiring retention of any person at the training activity subsequent to the departure of his unit therefrom will be made the subject of separate correspondence to HQMC and handled accordingly.

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§ 713,5058 Naval Reserve personnel.

(a) Travel to and from ATD in the case of Naval Reserve personnel is under the cognizance of Naval District Commandants. ACDUTRA orders for Naval Reserve personnel assigned to units of the OCMR shall be requested from the Naval District Commandant. Requests for such orders will include a request that all medical personnel attached to the unit, in a drill-pay status, be directed to per-

form travel with the unit.

(b) Upon completion of transportation arrangements, one copy of each set of orders bearing the numbers of the transportation requests and meal tickets issued will be forwarded to the Commandant of the Naval District in the case of Naval reservists who utilize transportation requests and meal tickets. Each meal ticket will be noted to indicate the type of meal. When transportation requests are issued for charter bus or charter air, the transportation requests number will be followed by the words "charter bus" or "charter air", as appropriate.

§ 713.5059 Personnel accounting.

See Marine Corps Order P5000.3, Marine Corps Personnel Manual.

§ 713.5060 Advance detail.

(a) It is not considered necessary or economically justifiable, in most cases, for an advance detail (forward echelon) to precede a unit to ATD. Normally:

The unit representative(s) is expected to obtain all necessary information during the pre-ATD conference;

(2) The Training Assistant(s) assigned to the host command can make necessary preparations for the Unit's arrival; and.

(3) The unit commander or his designated representative can receipt for property and equipment, as necessary, upon arrival at ATD, without com-mencement and conduct of training

being impeded.

(b) Advance details are authorized for battalions. However, in the interests of economy, these advance details will be kept to an absolute minimum and be composed of I-I Staff personnel only. Requests for advance details from other than battalions will be forwarded via the chain of command, with justification, not less than 60 days prior to the unit's departure for ATD, to:

(1) CMC (Code AFM), in the case of

ground reserve units, or

(2) CG, MARTC, in the case of aviation reserve units.

- (c) In all cases where an advance detail is authorized, the advance detail will report to the ATD training site no earlier than 1 full working day prior to the unit's arrival.
- (d) The foregoing restriction on advance details does not preclude the CG. MARTC/District Directors from ordering MARTD/I-I personnel to travel to or from the ATD site in Government vehicles, or other Government transportation, independently from the unit. However, they will be directed to report not earlier than 1600 on the day prior to the unit's scheduled arrival, and not later than the unit's estimated date and time of arrival.

§ 713.5061 Inspector-instructor personnel to attend ATD.

- (a) Since ATD is the most important period of FMF Reserve training, all I-I personnel who can be effectively utilized to support the training should accompany the unit. The primary considerations in determining which I-I personnel will accompany the unit are stated in paragraph 3003.5. Other factors are:
 - (1) The state of unit training.
- (2) Requirements for umpire person-
- (3) Administrative and logistical support necessary to enable unit personnel to participate in training rather than perform functions which preclude their receiving training.
- (4) Travel and per diem costs. (When Government transportation, or when group travel by Government procured commercial transportation, is utilized, such costs are not significant in comparison to benefits of improved unit training.)

(5) Personnel necessary to perform rear echelon functions at the home

training center.

(b) I-I personnel detailed to accompany the unit to ATD will be as determined by the I-I and approved by the District Director. Transportation re-quests and meal tickets covering the travel of I-I personnel with the main detail should be obtained from the same Marine Corps transportation officer who

issues the transportation authority for the travel of the unit.

- (c) I-I's will complete the Inspector-Instructor Details Report (see Part F of Chapter 5, MCO P1001R.43 (RESSOP)) and forward it to the District Director at least 4 weeks prior to the date the unit departs for ATD. The necessary TAD orders for Marine and Navy personnel of Inspector-Instructor staffs will be issued by the District Director.
- (d) District Directors, when issuing orders to I-I personnel to attend ATD. will insure that the provisions of the current SECNAV Instruction in the 7220.24 series, pertaining to per diem for members performing field duty, are adhered to.

§ 713.5062 [Reserved]

§ 713.5063 [Reserved]

§ 713.5064 Basic allowance for quarters (BAQ) and basic allowance for subsistence (BAS).

- (a) Regulations governing the payment of BAS and BAQ are contained in the Navy Comptroller Manual, Volume 4. Chapter 4. Instructions for the submission of applications are contained in the current issuance of SECNAV Instruction 7220.42-
- (b) Reservists ordered to ATD will be billeted and subsisted on the station to which assigned for training. Government quarters will not be provided for dependents.

§ 713.5065 Pay.

- (a) Current Marine Corps Orders in the 7220R series prescribe procedures and details for payment of Marine Corps Reserve personnel of all classes, including OMCR units, for ATD. In addition. this series of Marine Corps Orders clearly delineates the unit commander's responsibility for administrative procedures and reports required upon arrival at the training activity, to insure timely and proper payment of unit personnel at ATD.
- (b) The commanding officer's Certificate of Attendance, Pension Certificate, and certification of true copies of his orders may be accomplished prior to departure from the home armory. Subsequent changes can be made by lining out nonattenders at ATD and by adding late joiners.

§ 713.5066 Mess duty.

Enlisted reservists may be assigned to mess duty on the basis of one messman for each 20 reservists if the mess employs family style feeding, or one messman for each 30 reservists if cafeteria style feeding is used. Such assignment will not exceed 1 day in any ATD period.

TRANSPORTATION

§ 713.5100 Applicable directives.

Instructions concerning travel to and from ATD are contained in the current issuance of MCO P4600.7, Marine Corps Transportation Manual, and Marine Corps Orders in the 4650R series.

§ 7-13.5101 General.

(a) To the extent feasible, FMF Reserve units will perform travel to and from ATD by Government air. CMC will determine annually which units will be transported by Government air and advise the units designated. In the event that a unit has personnel to perform group travel, in excess of the maximum capacity of the aircraft assigned, transportation for the remainder of unit personnel will be arranged or requested in accordance with MCO P4600.7, Marine Corps Transportation Manual, Part J.

(b) When a unit actually departs for ATD and/or returns from such training on a date other than originally scheduled as routed by CMC and/or Defense Traffic Management Service, CMC (Code AFD) will be notified. The report must include the scheduled hour and date of departure, the actual hour and date of departure, and the reasons for late departure/arrival.

§ 713,5102 Motor march.

(a) The following units may drive organic vehicles and trailers to the ATD activity, under the conditions listed:

(1) Motor transport battalions and truck companies located within a 36hour drive of the training activity.

(2) Other FMF Reserve units located within a 24-hour drive of the training activity.

(b) A unit officer or staff noncommissioned officer will be in command of the unit's vehicles during the motor march.

- (c) All requests to conduct motor marches to ATD sites will be forwarded in time to reach CMC (Code AFD) by January 5 each year, and will include an estimate of the number and types of organic vehicles to be employed and the estimated number of unit personnel to be carried in the vehicles.
- (d) Overnight stopovers should be governed, if feasible, by the availability of Government messing, billeting and refueling facilities.
- (e) § 713.5152(a) applies to equipment to be taken to ATD. Motor transport vehicles and material will not be taken to training sites for the sole purpose of performing modifications or repairs.

§ 713.5103 Transportation at training activities.

- (a) Transportation pools for official use by Reserve units for administrative purposes will be established at each training activity.
- (b) In order to provide transportation to meet the administrative requirements of those units that are not authorized to drive organic transportation over-theroad, the motor transport equipment allowances of major training activities will contain a sufficient number of trucks, 1/4-ton, or 3/4-ton, 4 x 4, w/trailers to provide one each to each company, or battery, including those which are components of battalion sized units. Trucks, 1/4-ton, or 1/4-ton, 4 x 4, assigned to training activities for support of Reserve training at times will be in excess of the number required for assignment to Reserve units. During slack periods of training and when certain units utilize their own organic vehicles, sufficient trucks should be available for assignment to units in excess of one per company/

battery when requested and justified by unit commanding officers.

§ 713.5150 Ammunition.

Class V materiel allowances and instructions for submission of ammunition requirements for ATD are contained in MCO P8011.4-

§ 713.5151 Clothing and uniforms.

(a) Commanding officers will make sure that all members of their commands have the required amounts of clothing on hand, and that items of clothing fit properly, since clothing will not be surveyed at the training activity.

(b) Each individual will take his full issue of summer/winter service clothing, as appropriate, and utility clothing, to ATD. Only serviceable items of clothing

will be taken.

(c) Reservists are encouraged to take civilian clothes for use on liberty.

(d) Male personnel of OMCR units traveling on special troop trains, chartered commercial aircraft, or Government aircraft are authorized to perform travel to and/or from ATD in utility clothing. Personnel traveling on regular passenger trains, commercial bus, air, or ship shall perform travel to and/or from ATD in summer service or winter service uniform as prescribed by the commanding officer of the unit. Personnel traveling via private conveyance should be encouraged to wear civilian clothing. If, however, such personnel elect to wear a uniform, summer service or winter service, as prescribed by the commanding officer of the unit, shall be worn. Women Marines traveling in uniform shall wear the service uniform appropriate for the season or the flight uniform, dependent upon the mode of travel, as prescribed by the unit commanding officer. It is the responsibility of the commanding officer of each unit to insure that all members of his organization comply with uniform regulations and that members in a travel status in uniform wear the prescribed uniform.

(e) Since recent stock reductions of uniform clothing in the Marine Corps retail clothing system have resulted in stock limitations at certain Marine Corps activities, all commanding officers will endeavor to clothe individual reservists to the maximum extent possible prior to reporting to their designated ATD site, especially when training is to be conducted at a Marine Barracks or at

MCMWTC.

(f) The cash sale of any Marine Corps item of individual uniform clothing by the Regular Establishment to members

of OMCR units is authorized.

(g) Under certain conditions, the host training activity may provide uniform clothing to unit commanders for reservists when required for the purpose stated in subparagraphs (1), (2), and (3) of this paragraph. Such issues will be chargeable to the appropriation "Reserve Personnel, Marine Corps." It is therefore mandatory that unit commanders bring the necessary accounting data to the training activity. The circumstances under which the training activity may provide clothing are as follows

(1) Uniform clothing may be furnished to outfit individuals who, because of last minute joining prior to training could not be furnished clothing by the parent organization. The training activity will be notified of desired articles and chargeable accounting data, by message, at least 10 days prior to commencement of

(2) Clothing required for emergency issues; i.e., items required to replace articles which become unserviceable during ATD.

(3) Required clothing not available from the unit's supply source. In this case, the commanding officer should notify the training activity of the desired articles and the appropriation accounting data at least 10 days prior to commencement of training.

§ 713.5152 Equipment.

(a) Units are authorized to take such organizational equipment and supplies as necessary to conduct the desired training. The amount of equipment and supplies may be limited by the anticipated mode of transportation and the amount of support available at the training ac-Units will perform all necessary tivity. maintenance, within unit capability, prior to departure for the training activity. Equipment will not be taken to ATD solely for the purpose of performing modifications or repairs. Specific instructions on certain types of organizational equipment and supplies are as follows:

(1) Individual arms and equipment, including steel helmets w/liners and camp and garrison equipment, will be taken to ATD. Those individuals attend-ing ATD with units other than parent organizations will be furnished individual arms and equipment, including steel helmets w/liners, by the training activity. Such equipment will be returned to the training activity by the individual upon completion of training. It may be deter-mined at the pre-ATD conference that sufficient individual arms and equipment, and camp and garrison equipment, to fulfill training requirements are not available in the Reserve unit or cannot be transported to training. In this situation, the training activity will augment the equipment which is furnished by the Reserve unit;

(2) Infantry crew-served such as 81mm mortars, machine guns, flame throwers, and rocket launchers may be available in limited quantities at the training activity; however, units should utilize organic weapons if they can be transported to ATD.

(3) Office equipment of the following types, based on guidance developed during pre-ATD conferences, may be transported to ATD for efficient conduct of

unit administration:

(i) Office supply sets, field (typewriters and accessories) 11 inches and/or 18-20 inches.

(ii) Required publications.

(iii) Printed form sets.

(iv) Office supply sets, field (stationery and supplies).

(v) Filing chests.

(vi) Record chests.

(vii) Metal folding chairs.

(4) Necessary field medica' supplies and equipment will be taken to ATD.

(5) Athletic and recreation gear will be taken

(6) Such communication equipment. including vehicular mounted equipment. as is required by training schedules and cannot be provided by the training activity. Field wire, batteries, vacuum tubes, and lamps will not be taken, but will be provided as necessary by the training activity.

(7) Band instruments and accessories for units having bands will be taken.

(8) Photographic equipment and supplies for units having photographic personnel must be furnished by the unit.

(9) Fire control instruments such as aiming circles, B.C. telescopes, field glasses, and fire direction equipment as required for training purposes, will be taken.

(b) In the case of units located in the immediate vicinity of training activities. equipment other than that listed in paragraph (a) of this section may be taken to ATD upon approval by CMC

(c) Commanding officers will make sure that all members of their commands have the required amounts of individual

equipment on hand.

(d) Commanding officers will make sure that all supplies and equipment required for their commands are requisitioned in sufficient time to insure that all requisitions are filled prior to departure for the training activity.

(e) In case of emergency, and after \$ 713.5152(d) has been complied with, additional supplies required, including articles of clothing, will be requisitioned 30 days in advance from the appropriate supply agency for delivery and issue to the unit at the respective training activity. Where practicable, the training activity should have the supplies available for delivery to the unit upon its arrival at ATD.

(f) A Marine Corps Reserve Training Allowance, authorizing major training activities items of equipment and supplies not available locally but for which a requirement exists to support ATD of OMCR units, is established annually by separate letters to each activity. Recommended allowances will be submitted by major training activities to the Commandant of the Marine Corps (Code AFD) prior to December 15 each year. The recommended allowance will include: The Table of Allowance number; FSN; nomenclature; current allowance; equipment retained from current allowance; and the recommended allowance for the forthcoming year. Recommendations shall be based on tentative activity peak unit and personnel training loads and the availability of major items of equipment from regular stations or host unit allowances. Request for new items of equipment and increases in allowances will be fully justified.

(g) No allowances will be established for stock fund items other than those designated as Class IV; or for locally procurable commercial items other than those controlled items listed in the current issuance of MCO 4200.9—. Stock fund items required to support ATD are authorized for major training activities on an "as required" basis. This authorization is subject to such restrictions as may be promulgated in pertinent publications; i.e., Marine Corps Stock List, Marine Corps Orders and Bulletins.

INFORMATION SERVICES PROGRAM

§ 713.5200 Objectives.

- (a) The ATD program offers one of the greatest publicity potentials of any Marine Corps Reserve peacetime activity.
- (b) The informational services program for ATD will accomplish the following objectives:
- (1) The effective publicizing of Marine Corps Reserve training and of the personnel engaged in this training, through all media on both a national and local level.
- (2) The training of Marine Corps personnel in occupational fields 43 and 46 in Marine Corps Informational Services and photography.

§ 713,5201 Reserve technical information offices.

- (a) Reserve Technical Information Officers may be assigned to training sites, depending upon availability of qualified personnel for these billets.
- (b) The Reserve Technical Information Offices will be manned by Volunteer and Organized reservists and personnel furnished by the Regular Establishment. Volunteer and Organized reservists desiring temporary active duty during ATD may be ordered to such duty for 90 to 180 days. If sufficient personnel cannot be obtained from Reserve sources, personnel may be provided from sources within the Regular Establishment.
- (c) The Reserve Technical Information Offices are assigned the following specific functions:
- (1) Expedite the editorial, photographic, and radio coverage of Reserve summer training activities by the Base Information Section. To accomplish this task, liaison will be made with permanent information and photographic sections at the training activities and with Reserve unit information personnel undergoing training. The maximum coordination between information personnel of the Reserve units and information sections of the Regular Establishment will be attained, so that the fullest use of personnel and equipment may be achieved.
- (d) Training activities shall, prior to ATD, purchase the following supplies with funds allotted by the Director, Marine Corps Reserve, and/or requisition from their normal source of supply;
- Sufficient quantities of photographic expendable supplies based on the anticipated requirement as indicated in this outline.
- (2) Tapes for preparing transcribed radio programs on an "as required" basis.

§ 713.5202 Photographs for personal use.

Individual reservists using their own equipment may take personal photographs during ATD in keeping with security restrictions of the site. Commanding officers shall advise those reservists who wish to take personal photographs as to the current training site regulations related to unofficial photography.

§ 713.5203 Guide for press and photographic coverage.

- (a) If hometown news stories and photographs concerning individual members or small groups of reservists are released, they may be sent directly to hometown news media rather than through the Fleet Hometown News Center.
- (b) Commanding officers will complete a survey of hometown news media to determine their desires for ATD news releases. (See paragraph 5254 of MCO P1001 R. 43.) Such surveys will be made through personal contact with representatives of the press and radio and television stations to be serviced by news releases. The results will be reported by mail at least 1 month prior to departure for ATD to the commanding general/ commanding officer of the training site. with a copy to CMC (Code AFG) and to the District Director. The technical information officer at the training site will send news releases, photographs and film only to those media indicated on the news survey form and in keeping with criteria stated thereon. Blanketing an area with unsolicited news releases is not authorized. Disposition of prints and photographs is to be accomplished in accordance with the current issuance of MCO 3150.2-
- (c) Reserve Technical Information Offices will prepare national or regional releases as requested by Headquarters Marine Corps, the New York Office of Information, the Marine Corps Representative in the Los Angeles Armed Forces Public Information Office, or by accredited correspondents from public information media. When features and photographs are judged of sufficient importance for regional or national release, Reserve Technical Information Offices should submit them to CMC (Code AG), through the Base Information Section for release.
- (d) All news material will be released by the Base Information Section. Naval communication facilities may be provided in accordance with existing regulations for particularly timely stories when airmail special delivery would require more than 24 hours to reach the addressee. Radio transmission will not be used for material sent to the Fleet Hometown News Center.

§ 713.5204 Radio coverage.

The News Coverage Survey (paragraph 5254 of MCO P1001R.43) will indicate the desired radio coverage for each unit. Since each training activity has different problems in recording and procuring tapes for release, radio cover-

age will continue to be limited only by the extent to which the training activity can comply with requests.

§ 713.5205 Guide for arranging public information coverage.

- (a) Most of the information included in this section will be supplied by the News Coverage Survey. However, this guide is furnished for commanding officers of FMF Reserve units to assist them in preparing for news coverage during ATD.
- (b) The most important period is prior to ATD. Publicity prior to departure for ATD will serve to stimulate unit members' interest in attending training with the unit, as well as provide local publicity for the unit and assist in recruiting new members. Units will
- (1) Provide local newspapers and radio and television news editors with material they desire. This material should include all pertinent information (i.e., where the unit will train, dates it will train, how the unit will travel, etc.). The showing of Marine Corps Reserve motion pictures before public gatherings, especially on television, will serve as a means for additional publicity for ATD.
- (2) Arrange interviews with unit members for use on local radio and television stations prior to ATD, as an aid to recruiting.
- (3) Prepare a list of house organs of local industries which employ members of the Reserve unit. Inform these house organs of the employees who will attend ATD with the unit.
- (4) Contact city editors of local newspapers to interest them in sending representatives to ATD with the unit.
- (5) If representatives of the local newspapers will not attend ATD with the unit, request the editors to furnish advice as to what type of releases and features they desire to be written about the unit at the training location for forwarding (see § 713.5203(b)) to the editor concerned.
- (6) Contact local radio stations and determine which stations will use the recorded program produced at the training location (see § 713.5204).
- (7) If the unit publishes a unit newspaper, it would be well to devote the last issue prior to the unit's departure for ATD exclusively to summer training publicity.
- (c) The following procedure will be followed at the training activity:
- (1) Establish contact with the Reserve Technical Information Office immediately. The officer in charge of the Reserve Technical Information Office should be advised of unit informational services personnel attending training, by name, grade, and MOS.
- (2) Civilian correspondents attending ATD with the unit should be taken to the Reserve Technical Information Office where billeting, messing, and other arrangements for the correspondents will be made.
- (3) The officer in charge of the Reserve Technical Information Office should be furnished the following:

(i) A list of newspapers, radio stations, and other news media in the unit's home community and names of representatives of those media to whom publicity about the unit should be sent.

(ii) The subjects and/or types of news releases and feature material which have been requested by editors of the home

community news media.

(iii) A list of house organs of local industries which employ members of the unit and names of the editors of the house organs.

(iv) The names and addresses of the home community radio stations which have requested a recorded program about the unit.

(d) After returning to the home training center, a followup period should be conducted to include:

(1) Roundup stories, features, and radio interviews concerning ATD for local media.

(2) Pickup of all tapes from radio stations following broadcast, and retention by unit or return to the training activity at which they were recorded in accordance with prior agreement.

§ 713.5206 Arranging for civilian guests, news correspondents, and photographers.

(a) Excellent coverage of Annual Training Duty may be expected when news media representatives accompany a unit. Community relations can be enhanced through visits to ATD of civilian guests. Such visits are encouraged when suitable facilities are available at the training site. However, unit Commanding Officers/Inspector-Instructors must carefully weigh the potential value of such visits against the requirement for accomplishment of training objectives.

- (b) Requests for invitational orders for news media representatives or civilian guests will be submitted to reach the Commandant of the Marine Corps (Code AFG) a minimum of 30 days prior to departure for ATD. Requests will be forwarded via the Commanding General, Marine Air Reserve Training Command or the appropriate District Director and commanding general or commanding officer of the host training command who will indicate his ability to host the proposed guests. The following information must be included in the request:
- (1) Name and address of proposed guest.

(2) Occupation.

- (3) Proposed mode of travel. (4) Expected duration of visit.
- (5) Departure and return dates of unit
- (c) The foregoing provisions eliminate the necessity to request prior approval to invite media representatives or civilian guests. However, it must be made clear to persons being considered that request for invitational orders does not guarantee that orders will be issued since overburdened facilities or operational commitments may preclude their attendance.
- (d) Only news media representatives are authorized to accompany Reserve units by Government Air. Government air travel for civillan guests is controlled

by OPNAVINST 4634.10-. When civilians travel independently of military units or with military units on regularly scheduled trains, special troop trains, or by regularly scheduled commercial air, they must pay their own travel expenses. When a unit is traveling via chartered commercial aircraft, media representatives may accompany the unit on the same basis as for Government Air, provided they do not displace unit members who must then travel on regularly scheduled commercial aircraft.

(e) In addition to the requirements in paragraph (a) of this section, requests for invitational orders will also reflect the following special procedures and policy when military travel of news media representatives is desired to Puerto Rico (including Vieques) and Hawnii:

 A passport is not required.
 The following immunizations are required:

Smallpox within 3 years, Tetanus within 6 years, Typhoid (one shot within 1 year), Oral Polio.

- (3) DOD accreditation is not required for a local representative covering ATD for local media only, in the unit's primary community relations area. All others must have DOD accreditation.
- (4) Travel for representatives without DOD accreditation will not be approved or considered until receipt by CMC of a written confirmation from an employer or editor that the representative is either a full-time editorial employee or that he is on assignment for a definite period; that the trip is for news gathering; and that the sponsoring agency will guarantee financial obligations incurred.
- (5) The employer or editor must be informed that any travel approved is for that specific area only and further travel is not authorized. The employer or editor, as well as the media representative embarked with reservists, will also be cautioned that if early return is desired it may be at the expense of the individual via commercial transportation.

VOLUNTEER TRAINING UNITS

ORGANIZATION

§ 713.6000 Mission and composition.

(a) Mission. The mission of the VTU program is to increase the mobilization potential of Class III Ready Reservists.

(b) Composition. All MCR units composed solely of members of the Class III Ready Reserve and those Class III Standby Reservists in Training Category H are classified as VTUs.

§ 713.6001 Designation of units.

(a) Ground. District Directors will assign each VTU within their district two sets of numerals separated by a hyphen, the first set of numerals will coincide with the district's numerical designation and the second set will be the number of the unit within the district. Examples: VTU 1-18, VTU 6-17, VTU 12-6.

(1) Certain ground VTUs may be assigned by District Directors to train in a unit specialty such as Law, Marksmanship, Personnel Administration, etc. The initials of that specialty will be contained in parenthesis between the initials VTU and the district designator. Examples: VTU (Law) 1-28, VTU (M)

(2) Selected VTUs may be directed to specialize in certain fields, or to undertake an operational assignment by CMC. The unit specialty designator will be provided at the time the unit is directed to specialize or undertake the operational assignment, Examples: Public Affairs Unit (PAU 1-1); Civil Affairs (VTU (CA) 4-34); Intelligence (VTU (I) 4-28).

(b) Aviation. Aviation VTUs are assigned numerical designations by the CG, MARTC. Examples: VTU (Avn) 4, VTU (Avn) 12.

§ 713.6002 Command.

The senior Class III Ready Reserve Marine officer in the unit will command the unit.

ADMINISTRATION

§ 713.6050 Membership and participation.

- (a) General. Membership and participation requirements are:
- (1) VTU membership is limited to Class III Ready Reservists, male or female. Standby Reservists in Training Category H, male or female, may affiliate with a VTU as associate members only.
- (2) Membership in more than one VTU is prohibited.
- (3) VTU members are expected to attend at least 75 percent of all scheduled drillis. Any member who fails to attend 75 percent of all scheduled drills will be dropped from the unit unless further retention is authorized by the CG, MARTC or District Director.
- (4) CMC programs appropriate training for general officers and announces training opportunities directly to those officers. Upon promotion to the rank of brigadier general, an officer's membership in a VTU, if held, will be terminated by the CO, MCRDSC.
- (5) Marine Corps reservists are not authorized to perform associate duty
- (6) The CG, MARTC and District Directors may permit Ready Reservists of the other Reserve components of the Armed Forces to affiliate with Marine Corps Reserve VTUs. These affiliated members may be counted in the required membership for activation of a unit.
- (7) Membership in a VTU of personnel from the Reserve components of other Armed Forces will not exceed onefourth of the total officer membership of the unit.
- (b) Application for membership. Marine Corps reservist desiring to join a VTU will submit a written request in the format contained in paragraph 6150 of MCO P1001R.43 to the CO, MCRDSC via the CO of the VTU and CG, MARTC/ District Director as appropriate. Re-

quests by aviation reservists for membership in ground units will be forwarded to the CO, MCRDSC via the CO of the VTU, the District Director and CG, MARTC, Requests by ground officers for membership in aviation units will be forwarded to the CO, MCRDSC via the CO of the VTU, CG, MARTC, and District Director. If the request is approved by the CG, MARTC/District Director, the authorization for membership will be issued by the CO, MCRDSC. One copy of the authorization will be sent to CG, MARTC/District Director.

(c) Termination of membership. Individuals desiring to discontinue their membership in a unit will request termination from the CO, MCRDSC, via the unit commanding officer and CG, MARTC or District Director. Commanding officers of VTUs shall, via the chain of command, request revocation of membership of any member who does not maintain satisfactory attendance, shows lack of interest, does not take an active part in the unit, or who falls to carry out assignments. The reason for discontinuance of membership will be included in the revocation of membership. One copy of each letter of termination will be forwarded to CMC (Code DGH).

§ 713.6051 Activation and deactivation.

(a) Activation. Units will not be activated with fewer than six members. Subsequent minimum membership will be as determined by the CG, MARTC or the District Director; however, a minimum membership of 10 is desirable.

(1) District Directors may combine any small VTUs (less than 10 members) that are engaged in the same training phase and that are located in close proximity of each other.

(2) Individual applications for membership will be submitted as enclosures to the request for activation of a unit.

(b) Deactivation. The CG, MARTC and District Directors will deactivate units which do not warrant continuation because of lack of adequate membership or drill attendance or for unsatisfactory performance of training.

(c) Copies of all unit activation and deactivation orders will be forwarded to CMC (Code AFL), CO, MCRDSC and to the Officer-in-Charge, Reserve Liaison and Training Branch, Marine Corps Schools, Quantico, Va.

§ 713.6052 Change of command.

The CO of the VTU will be appointed by the CG, MARTC/District Director. A copy of all orders involving change of command will be furnished to CMC (Code AFL), CO, MCRDSC, and to the Officer-in-Charge, Reserve Liaison and Training Branch, Marine Corps Schools, Quantico, Va.

§ 713.6053 Change of address.

Commanding officers of VTUs will promptly furnish notification of all changes of address to CMC (Code AFL) with a copy to the CG, MARTC/District Director, CO, MCRDSC, and to the Officer-in-Charge, Reserve Liaison and

Training Branch, Marine Corps Schools, Quantico, Va.

§ 713.6054 [Reserved]

§ 713.6055 Reserve retirement credits.

(a) Reserve retirement credits for participation in VTUs are authorized in accordance with §§ 713.15000-713.15054.

(b) Commanding officers of VTUs will enclose with the Drill Report to the CO, MCRDSC a report of reserve retirement credits for each member on the card format shown in paragraph 6152.2, MCO P1001R.43 (RESSOP).

(c) Although the CO, MCRDSC will utilize the punched cards to compile a member's reserve retirement credits for the Annual Anniversary Report (NAVMC 798-PD), it is the responsibility of the commanding officer of each VTU to maintain accurate records of retirement points earned by individual members of his unit and to certify anniversary reports when submitted.

(d) The commanding officer of a VTU may certify to the commanding officer of another VTU that a member of the latter's unit has attended a meeting of the former's unit and, where applicable, has performed duties as an instructor.

§ 713.6056 Fitness reports.

Fitness reports on officer and noncommissioned officer members of VTUs shall be submitted in accordance with MCO P5000.3, MARCORPERSMAN.

§ 713.6057 [Reserved]

§ 713.6058 Facilities and supplies.

(a) VTUs will not be provided separate training centers, rental for space. funds to purchase equipment, drill pay, or administrative duty pay, except as may be authorized by directives relating to specific programs. Commanding officers of all Marine Corps posts, stations, security forces and detachments, I-Is of OMCR units, and the senior Marine Corps officer on Army or Air Force staffs, including Naval Reserve Officer Training Corps instructors, may make available to VTUs local equipment and facilities under their cognizance. VTU meetings will be held at the same location that the nearest OMCR unit utilizes, wherever feasible. The CG, MARTC or District Director may grant exceptions in those cases where he is satisfied that enforcement would cause undue hardship for the members of the VTU or where the meeting in a training center used by the OMCR would adversely affect either the VTU or the OMCR unit.

(b) The CG, MARTC and District Directors will provide the necessary training supplies required by VTUs under their cognizance. Forms required for the execution of this program, with the exception of NAVMC 10058-DivRes, NAVMC 799-PD and fitness report forms, may be reproduced by the CG, MARTC, District Directors, or CO, MCRDSC in quantities required.

§ 713.6059 Director's representatives.

(a) The term "Director's representatives" as used in this section includes all personnel assigned by either District Directors or the CG, MARTC to act as their representative with VTUs.

(b) The CG, MARTC or District Directors will appoint officers of their commands to act as representatives to their VTUs where feasible.

(c) The general duties of the appointed representatives will be to provide such advice, guidance, and assistance as is desired by the VTU commanding officer and to provide personal liaison between the VTU and the CG, MARTC or District Director.

TRAINING

§ 713.6100 Scheduling of meetings.

(a) VTU's will conduct a minimum of 36 drills during each fiscal year. Additional drills may be scheduled as desired by the CG, MARTC, the District Director, or the VTU commanding officer.

(b) Length and duration of drills. Drills may be single or multiple; however, each drill will contain at least 2 training hours. No more than two drills may be credited in any 1 calendar day.

§ 713.6101 Unit training (ground).

(a) The VTU (ground) training program will consist of a controlled training program, supplemented by locally generated training.

(1) Annual training will be conducted as outlined in the VTU Training Material Index. Each training year will consist of three semesters; i.e., September 1-November 30, December 1-February 28, March 1-May 31. Unit training progress will be evaluated as follows: Objective-type semester examinations will be administered for each of the first two semesters, as well as a final examination. The semester examinations will be administered during testing drills to be scheduled during the first ten (10) days of December and March, respectively: the unit's final examination will be administered during the third unit testing drill, which will be conducted during the last ten (10) days of May. Com-manding officers will not be required to take the examinations but will administer them to the members of their unit and insure the propriety of the examination procedure. Semester and final examinations, and grading materials, will be provided by Reserve Liaison and Training Branch, Marine Corps Educational Center, Marine Corps Schools, Quantico, Va., to each District Director by November 1, February 1, and April 20 respectively.

(2) District Directors will notify the Reserve Liaison and Training Branch, Marine Corps Schools, Quantico, Va., of the units in each phase of the controlled training program by July 15 each year.

(3) Units activated prior to October 1 of the training year will commence Phase I of the controlled training program. Units activated subsequent to October 1 will utilize the Training Material Index through the training year ending the following May 31. Proficiency testing of these latter units will be as directed by the District Director.

(4) All locally generated instruction will be considered as controlled instruction by the District Director. District Directors will require previous scheduling of all instruction, a statement of the objective, and a report of accomplishment.

- (b) Training programs of VTU's directed to specialize by CMC will be provided at the time the unit is directed to specialize or through subsequent correspondence.
- (c) Marksmanship VTU's are assigned the following tasks in qualifying for their missions:
- (1) To become proficient in the conduct of the operation of rifle and pistol ranges; to be familiar with all smallbore wapons of the Marine Corps and to be thoroughly cognizant of the procedure for training recruits in marksmanship.
- (2) To become proficient in rifle and pistol marksmanship. Marksmanship VTU's will participate in a minimum of four local/regional rifle and/or pistol matches annually. Members will be required to show reasonable improvement in marksmanship until they attain an NRA Expert's qualification or its equivalent. No time limit is imposed to attain the Expert's qualification; however, commanding officers of markmanship VTU's will request that the membership be revoked. Upon approval of the District Director, the CO, MCRDSC will revoke the VTU membership.

§ 713.6102 Training material index.

The VTU Training Material Index will be prepared by the Marine Corps Educational Center, Marine Corps Schools, Quantico, Va. The Index for the following training year will be submitted to CMC (Code AFL) by May 15. The 4-year cycle of controlled training outlined in the VTU Training Material Index will parallel curricula presented in the Marine Corps Schools' resident Junior and Senior Courses. In addition, aviation specialty courses together with instructional materials on counterinsurgency (counterguerrilla) warfare and the technique of effective oral communications will be included therein.

§ 713.6103 Unit training (aviation).

Aviation VTU training will be as directed by the CG, MARTC. For those units in the controlled training program, § 713.6101(a) (1)-(3) applies.

§ 713,6104 Supplemental training.

Requests for supplemental training by VTUs, or individual members thereof, will be forwarded to the CG, MARTC or the cognizant District Director prior to effecting any liaison with other com-Requests requiring liaison with, or assistance from, any other service will be forwarded by the CG, MARTC or District Director with appropriate recommendation to CMC (Code AFL) for approval. Such requests will specify the number of personnel, by rank, expected to perform the training, and will include a detailed summary of the type and number of hours of training to be performed.

§ 713.6105 Training conferences.

(a) An annual training conference of approximately 4 days for commanding officers of VTUs (Ground and Aviation) will normally be scheduled by District Directors. A representative from the Marine Air Reserve Training Command will attend each district conference. In the event the commanding officer is unable to attend, an alternate member may be assigned (voluntarily) by the commanding officer of the unit.

(b) District Directors will submit recommended dates for the conference to CMC (Code AF) with a copy to the Commandant, Marine Corps Schools. Upon approval of the recommended dates, information and instructions concerning attendance will be furnished all commanding officers/commanders of VTUs and the CG, MARTC by each District Director. Subsequent to approval of the date for the conference, the CG, MARTC and District Directors are authorized to request that the CO, MCRDSC issue ACDUTRA orders to reservists desiring to attend, with a copy to CG, MARTC/District Director. cases where ground VTUs are to be represented at the conferences by aviation personnel, requests for their orders will be submitted via the CG, MARTC.

§ 713.6106 Training aids.

Maximum audiovisual aids support to all VTUs within each command will be provided by MARTC or district training films section. A catalog, listing all films, film strips, and training type publications (Field Manuals and Training Manuals) on hand at the MARTC and district training films section, will be furnished to each VTU (see § 713,9000). Commanders of all Regular and Reserve Marine Corps activities and all other personnel of the Regular establishment are enjoined to assist and encourage, wherever possible, the development of the VTU program by supplying instructors or lecturers, if so requested, and in any other manner which would be of material benefit to the operation of a

INDIVIDUAL ACTIVE DUTY TRAINING; NONMANDATORY

TRAINING DIRECTIVE

§ 713.7000 Mission.

The individual ACDUTRA program of the MCR provides appropriate training for reservists who may be called to EAD during the early phases of mobilization.

§ 713.7001 General policies.

- (a) Individual ACDUTRA must satisfy the precept that it effectively prepares the reservist for an anticipated mobilization assignment. It includes school and OJT assignments for volunteers from Categories A, B, and D; and tours of duty for reservists in Category E.
- (b) Sections 713.7000-713.7059 are concerned primarily with individual AC-DUTRA performed by reservists in Training Categories A, B and D. Cate-

gory E ACDUTRA is covered in § 713.2053.

(c) Normally, individual ACDUTRA will not be authorized in lieu of ATD for members of the OMCR.

- (d) When a Marine Corps reservist volunteers for ACDUTRA he incurs a duty to appear in proper military uniform, to undergo his assigned training with enthusiasm, and to respect the regulations and customs of the host activity.
- (e) Commanders of training activities are authorized to terminate individual ACDUTRA orders for cause. Commanders will terminate the ACDUTRA of any Category D reservist who manifestly demonstrates lack of motivation or cooperation, or whose conduct or appearance reflects adversely upon the Marine Corps.

§ 713.7002 Availability of training.

(a) Programed training is funded, scheduled, and coordinated by CMC. Availability of this training will be announced through the 1571R series of Marine Corps directives and "The Reserve Marine."

(b) COs/I-Is are encouraged to establish local informal courses of instruction in addition to normally scheduled training for attendance by Category A reserv-

ists as ACDUTRA.

§ 713.7003 Active duty for training subclassification.

- (a) Definition. See "active duty for training" in § 713.600.
- (b) Training areas, ACDUTRA generally provides training in two broad areas:
- (1) Formal instruction apppropriate for reservists regardless of their MOS. Such instruction offers training which is doctrinal in character and/or oriented towards the development of staff, command, and leadership skills.

(2) Various formal and informal training designed to develop or main-

tain specific MOS skills.

(c) Types of training media. Individual assignments to formal courses of instruction are preferred for reservists. If appropriate formal or informal schools are not available, OJT may be requested.

 Formal school training. Training conducted at schools or courses for which quotas are established by CMC.

- (2) Informal school training. Schools established by various base and FMF organizations for which quotas are not established by CMC. Quotas for these various informal schools are frequently obtained for reservists.
- (3) On-the-job training. Apprentice type training offering practical experience.
- (d) Retraining. Reserve officers classified with MOS designator 9901 who are eligible for ACDUTRA may be assigned to retraining in a military occupational specialty of high mobilization value.

(e) Basic training. Enlisted reservists must first complete basic training or its equivalent (see § 713.3004) prior to being assigned to any formal school, informal school, or OJT.

ADMINISTRATION

§ 713.7050 Applications for individual active duty for training.

(a) Originator action. (1) Requests for ACDUTRA by reservists in Category D shall be initiated by the individual and forwarded to CMC (Code AFL for ground applicants; Code AFS for aviation applicants) via the normal chain of command (less VTU commanding officers).

(2) COs or I-Is of ground units of the OMCR may nominate Class II reservists of their units for ACDUTRA, submitting nominating correspondence directly to CMC (Code AFL), and providing a copy of the correspondence to the cognizant District Director.

(3) COs of aviation units of the OMCR may nominate Class II reservists of their units for ACDUTRA, submitting nominations via CG, MARTC to CMC (Code

(4) See MCO P1001.R43, Chapter 7,

Part C, for prescribed formats.

(5) Requests/nominations for DUTRA should arrive at HQMC at least 8 weeks prior to the commencement of the period of availability.

(b) Action of intermediate addressees. An intermediate addressee will verify the data contained in the basic request or nomination and forward the correspondence if the reservist is eligible for

(1) Criteria for determining eligibility of Category D applicants for ACDUTRA:

- (i) Not over-age-in-grade for retention in the Ready Reserve. If the reservists is overage, evidence of an appropriate waiver must exist. Maximum age-in-grade limits for retention in the Ready Reserve are: Lieutenant-35; Captain-40; Major-45; Lieutenant Colonel-50: Colonel-55.
- (ii) Has not failed of selection for promotion to the next higher grade two or more times (officers only).
- (iii) Has agreed to remain in the Ready Reserve for at least 1 year beyond completion of the requested training. Officers who have previously been granted walvers of over-age-in-grade restrictions will be considered eligible for ACDUTRA provided the prospective training will be performed during the period when the waiver is in effect.
- (iv) Record exists at MCRDSC or district headquarters of a quadrennial medical examination completed within the past 4 years as required by current Bu-Med Instructions (officers only).

(v) Physical risk "A"

(2) Forwarding endorsements shall also cite the applicant's security clearance and basis for the clearance.

(c) CMC action. CG, MARTC/District Directors and CO, MCRDSC will normally be notified of final disposition of requests/nominations for ACDUTRA approximately 30 days prior to the com-mencement of the period of availability. Exceptions to this procedure will necessarily follow when, for example: class schedules have not been established; quota procurement action is pending;

§ 713.7051 Physical status.

All reservists participating in ACDUTRA will undergo physical examinations as required by current medical regulations.

§ 713.7052 Orders and records.

(a) CO's OMCR units/CO. MCRDSC who have custody of the records of a prospective trainee will send the following to the training activity so as to arrive 10 days prior to the individual's reporting date:

(1) Advance copies of the individual's orders (see MCO P1001R.43, Chapter 7, Part C, for sample orders).

(2) Health Record Book.

(3) Officer OQR; enlisted SRB.

(b) As prescribed in the 1580 series of Marine Corps orders, a copy of the Commandant of the Marine Corps' memorandum for officers or NCOs designated to attend schools of the other armed forces will be transmitted to each reservist so designated along with his original orders.

(c) Disbursing Officer, MCRDSC will maintain pay records and make payments (including travel payments) to reservists assigned ACDUTRA at Army and Air Force installations. The reservist will be so advised prior to departure for training.

§ 713.7053 Administrative action by the training activities.

- (a) Individuals assigned to ACDUTRA will remain on active duty for the period specified in their orders unless sooner released by the commanding general/commanding officer of the training activity. Training activities will notify the parent organization in each case where a reservist is released early. Leave and special liberty, other than the normal evening and weekend liberty, should not be granted. If emergency leave becomes necessary, the ACDUTRA will be termi-
- (b) Training activities will return the reservist's health record and OOR/SRB to the individual's parent organization immediately upon completion of or release from training.

§ 713,7054 Orders and travel.

(a) ACDUTRA orders will show only the actual dates of attendance at the training activity. The period for which the reservist is entitled to pay and allowances, however, will include the authorized travel time to and from the training activity in accordance with the applicable paragraphs of Volume 4. Chapter 4, Navy Comptroller Manual. The format for orders to ACDUTRA contained in Part C of Chapter 7 of MCO P1001R.43 will be followed by all orderissuing commands and activities.

(b) Reservists will be ordered to report to the training activity by 1600 on the day before the training commences unless otherwise indicated in the CMC correspondence authorizing the assignment.

(c) All ACDUTRA orders shall specify the security clearance held by the individual and the basis for the clearance (e.g.: National Agency Check or Background Investigation and date of completion).

(d) Travel: (1) Unless reservists assigned to ACDUTRA specifically request travel by other means, they will be di-rected to travel via Government procured T/R. Commercial air will be utilized to and from the training site when the one-way common carrier distance is in excess of 720 miles. (All mileage shall be computed from the Official Tables of Distances, AR 55-60/AFM 177-135/NAVSO P-2471, AR 55-61/AFM 177-136/NAVSO P-2472.)

(2) When an individual requests and receives permission to travel by means other than commercial air, reimbursement will be computed on a constructive commercial air travel basis, not to exceed mileage at the rate of \$0.06 per mile, whichever is lesser. Individuals will be advised that orders are valid and reservists are in a duty status only during the periods of actual travel time, not to exceed commercial air constructive travel time. This is paramount for the purpose of determining benefits in the case of injury or death while traveling to or from the training site. If these conditions are unacceptable, the individual must return his orders to the issuing head-quarters. He will be so instructed.

(e) All Government transportation requests for commercial air travel which are issued to Class II and Class III reservists for assignments to individual ACDUTRA will contain this statement:

PCS-66 Lbs free baggage allowance applies.

§ 713.7055 Equipment, supplies, and clothing.

- (a) Supplies and equipment necessary for the training or reservists will be provided by the command responsible for the administrative control of reservists who are assigned to ACDUTRA. Individual equipment will be issued as required and will be recovered upon termination of training.
- (b) All reservists applying for AC-DUTRA shall certify that they possess all items of military clothing required for winter/summer service "A", garrison cap, two sets of field utility uniforms and one pair of field boots. Applicable clothing requirements for officers and enlisted men are contained in the current Marine Corps directives in the 1020 series and the 10120 series.

§ 713.7056 Promotion.

Testing and promotion of eligible reservists will be accomplished during the designated periods by the organization to which the individual is administratively attached.

§ 713.7057 Mess duty.

Enlisted reservists below the rank of corporal may be assigned to mess duty on the basis of 1 man for each 20 reservists. Such an assignment will not exceed 1 day of mess duty during any 15-day period of ACDUTRA.

§ 713.7058 Post facilities.

Reservists may utilize post facilities on the same basis as members of the regular establishment when practicable.

§ 713.7059 Transportation at training activities.

Transportation for reservists and their baggage will be furnished between commercial terminals and the designated administrative office, whenever practicable.

OTHER INDIVIDUAL TRAINING PROGRAMS § 713.8000 General.

- (a) Other MCR inactive-duty training programs consist of the following:
 - Associate duty without pay.
 Appropriate duty without pay.

(3) Repeated training duty.

(b) The objectives of the above inactive duty training programs are:

 To maintain and develop the military skills of the members of the Marine Corps Reserve.

(2) To increase the mobilization potential of the members of the Marine Corps Reserve.

(3) To further the state of readiness

of the Marine Corps Reserve.

(c) The importance of requesting assignments which obviously satisfy the program objectives cannot be overemphasized. Retirement credit is considered a bonus effect.

(d) General eligibility for participating and earning reserve retirement credits in the inactive duty training programs are contained in the chart below:

	Assoc duty without pay	Approp duty without pay	Repeated training duty	Reserve retire- ment eredits
Members of the Ready	Yes	Yea	Yes	Yes
Reserve. Standby Reserve not on Inne-	No	Yen!	Yes !	Yes!
Btandby Re- serve on Inactive status list.	No	No	No	No

Provided they are in Training Category II. See [713, 2002,

Detailed eligibility requirements are set forth in §§ 713.8001-713.8003 and 713.15000-713.15054.

(2) The CG, MARTC and District Director will take final action and issue the required orders on requests for assignment to those programs under their cognizance. In the case of Class III reservists, orders will be issued by the CO, MCRDSC with a copy to CG, MARTC/District Director, if requested. Uniform requirements will be specified either by the order issuing activity or the training activity; however, these inactive duty training programs shall not be considered duties requiring the wearing of uniform for the purpose of earning uniform allowances.

§ 713.8001 Associate duty without pay.

(a) General. (1) Associate duty with OMCR units (less Staff Groups). The following regulations apply:

 Enlisted personnel, except for members of the Fleet Marine Corps Reserve, are not eligible.

(ii) Associate duty officers must be Class III Ready Reservists. Lieutenants and Warrant Officers may serve in an associate duty status without regard to T/O billets. Other officers may affiliate in an associate duty status only to fill a specified T/O billet. (See also § 713.-3154)

(iii) Officers may be used only to fill specific T/O billets or those additional billets authorized in § 713.3051.

(2) Associate duty with reserve units of other services. It is preferable that Marine Corps reservists train with a Marine Corps Reserve unit (OMCR or VTU). However, it is recognized that some reservists reside in areas where no MCR unit is located. In some cases, training appropriate to the rank and skills of the reservists cannot be provided by a local MCR unit. In the instances described above, associate duty with other components may be permitted. The following regulations apply to assignment of Marine Corps reservists to associate duty with reserve units of the other components of the Armed Forces:

(i) Officer and enlisted personnel are eligible and Ready Reserve status is

required.

(ii) The requested assignment must provide training commensurate with the rank and MOS of the reservist concerned.

(3) Officers serving in an associate duty status with an OMCR unit may apply to CMC (Code AFL) for orders to attend ATD with the unit. Officers performing associate duty with units of other reserve components will not be authorized to attend ATD with those units with pay and allowances.

(b) Orders. (1) Applications for assignment to associate duty shall be initiated by the individual and submitted to the headquarters which maintains the reservist's service records, via the appropriate chain of command. The appropriate chain of command for associate duty with units of the other services is as prescribed by the other service.

(2) The authority to perform associate duty must be renewed blennially.

(3) All orders to perform associate duty will include:

(i) The T/O billet assignment.

(ii) A statement that reimbursement is not authorized for pay, allowances, travel, subsistence, uniforms, or any other expense which may be incurred.

(iii) An automatic termination date.
(iv) A statement that the reservist is

(iv) A statement that the reservist is subject to the UCMJ during performance of associate duty.

 (y) Instructions for submission of fitness reports and reserve retirement credit reports.

(vi) A statement that a copy of the orders with the acceptance endorsement will be forwarded to CMC (Code DGH).

(c) Reserve retirement credit. Reserve retirement credit is authorized for each drill, or other instruction attended by associate duty personnel, on the same basis as points are credited for members of the unit with which associated; i.e.,

one point for each 2-hour drill or a maximum of two points for a multiple drill of at least 4 hours duration.

§ 713,8002 Appropriate duty without pay.

(a) General. Assignment for which appropriate duty orders may be issued:

(1) Attendance at Advanced Base Problem presentations, Landing Force Instruction Team presentations, Landing Force Training Unit presentations and other periods of formal Marine Corps military instruction for which active duty for training orders are not issued.

(2) Performance of duty for recruiting or officer procurement for the Marine Corps under the cognizance of the Dis-

trict Director.

(3) Performance of duty for the enhancement of Marine Corps Public Information Programs under the direction of the CG, MARTC or District Director.

(4) Conducting periods of instruction

for OMCR units.

(5) Participation as observers in field

exercises of OMCR units.

(6) Attendance at periods of instruction related to matters of military significance, such as presentations by the Industrial College of the Armed Forces, when approved by CMC.

(7) Visits to military installations for purposes of orientation and familiarization with subjects and materiel appropriate to the rank and MOS of the reservist concerned. (Must have approval of CMC (Code AFL).)

(8) Attendance at officer and noncommissioned officer schools conducted by OMCR units outside regularly scheduled

drill periods.

(9) Participation in parades and ceremonies, as permitted by current regulations, by Class III reservists and by Class II reservists outside of regularly scheduled drill periods.

(10) Attendance at military seminars, symposia, or similar assemblies held in connection with professional or trade conventions, provided such activities are in addition to the regular agenda of such conventions and provided such activities are specifically approved in advance by CMC (Code AFL).

(11) Performance of duty for required annual administrative functions, including that performed for the purpose of undergoing required physical exami-

nations.

(b) Orders. (1) The CG, MARTC. District Directors, and the CO, MCRDSC may issue orders for assignment to appropriate duty without pay in those cases where CMC authorization is not required.

(2) Orders will state that reimbursement is not authorized for pay, allowances, travel, subsistence, uniforms or any other expense which may be incurred.

(3) A copy of all orders issued will be forwarded to CMC (Code DGH).

(c) Reserve retirement credit. One reserve retirement credit is authorized for each 2-hour period of appropriate duty performed. When multiple periods are performed in a single day, a maxi-

mum of two points may be awarded, but only when each period is of at least 4 hours duration,

§ 713.8003 Repeated training duty.

(a) General. (1) The below-listed types of training and duty are those for which repeated training duty orders may be issued:

(i) Participation as a shooter in rifle

and pistol matches.

(ii) Assistance in connection with

local civil disasters.

(iii) Participation in field exercises by members of OMCR units outside of regularly scheduled paid drill periods,

(iv) Active participation by Class III reservists in field exercises with FMF Reserve units as umpires or augmentation personnel.

(v) Participation in flight operations

(Aviation personnel only).

(2) Requests for repeated training duty which do not fall within the types of training or duty listed should be dis-

approved.

- (b) Orders. (1) Repeated training duty orders may be issued for a duration of 1 year. A period of duty under these orders may not exceed 6 days at any one time. Such orders may be issued to cover a single period of 1 week on a one-time basis.
- (2) Further, a single order may be issued to the commanding officer of an OMCR unit and/or VTU in those cases in which the commanding officer desires to have his entire unit, or groups of members thereof, perform repeated training duty. These orders will be similar in format to those issued for attendance at ATD, and a copy of the order countersigned by the commanding officer will constitute original orders for each member participating in the training or duty.

(3) The nature of the duties or training to be performed will be clearly stated

in the orders.

(4) Orders will state that reimbursement is not authorized for pay, allowances, subsistence, uniforms, or any other expense which may be incurred.

(5) Orders will contain a statement regarding retention by the proper authority, endorsement by the cognizant authority when the duty is performed, and forwarding of a copy with all endorsements to CMC (Code DGH) upon completion of the duty.

(c) Reserve retirement credit. A maximum of one reserve retirement credit is authorized for each day of repeated training duty performed. In no case will a period of repeated training duty be of less than 2 hours duration.

TRAINING AIDS

§ 713.9000 MARTC and district training films sections.

(a) The mission of MARTC and district training films sections is to provide audiovisual training aids support to all OMCR units and VTUs under their cognizance.

(b) The MARTC/district training films section is the primary source of training films for OMCR units and VTUs. Film will be requested from Ma-

rine Corps training aids libraries only when desired film is not available at the MARTC/district training films section.

(c) Local arrangements may be made to obtain film from Naval training aids sections and libraries, and Signal Corps film and equipment exchanges.

(d) The current Marine Corps Order of the 1551 series concerning training films will be consulted prior to requesting film from sources other than MARTC/ district training films sections.

(e) Specific functions of the MARTC/ district training films sections are:

 To receive, stock, maintain, repair, and issue on a loan basis, training films and film strips.

(2) To coordinate procurement of films and film strips from Marine Corps training aids libraries for use by units under their cognizance when the item required is not stocked in the MARTC/

district training films section.

(3) To procure and distribute film catalogs published by the appropriate training aids library (as listed in MCO 1551.1—) and a supplemental listing of all films maintained at MARTC or the district which are not listed in the catalogs to each OMCR unit and each VTU within MARTC or the district.

§ 713.9001 Training publications.

(a) Marine Corps Order P5600.31—, Marine Corps Publications and Printing Regulations, contains the policies, standards, and procedures pertaining to the distribution, allowances, and procurement of publications.

(b) Commanding officers are responsible for maintaining publications libraries which are suitable to the needs of their units. Overstocking must be avoided; therefore, a strict need-to-know criterion should govern all requests for new publications, and frequent reappraisals of actual requirements should be made. Obsolete and/or excess publications should be disposed of promptly.

§ 713,9002 Locally produced transparencies.

(a) All FMF Reserve units are authorized an allowance of devices used for local production of transparencies. Those devices are capable of producing visual aids to assist in teaching any military subject. Locally produced transparencies which are of good quality should be carefully mounted and catalogued, so that a good supply of transparencies will be available to unit instructors.

(b) Due to the short shelf life and high sensitivity of the consumable materials used in making transparencies, a source for local procurement should be established by each unit. Consumable supplies should be purchased in small quantities to meet immediate needs. MARTC/district or unit funds may be used for this purpose. Imprest funds, if available, should be used.

§ 713.9003 Synthetic training devices.

(a) Synthetic training devices are normally procured by CMC (Code AFM) and distributed automatically to all

OMCR units for which an allowance has been established. Excess training devices will be disposed of in accordance with current supply directives. The CG, MARTC/District Directors may transfer excess synthetic training devices between units under their cognizance to meet requirements which develop subsequent to initial distribution.

(b) Training devices which are listed in publications promulgated by other services are not necessarily authorized for the MCR; however, commanding officers may recommend, by letter to CMC (Code AFM), that such devices be authorized for their units. The CG, MARTC/District Directors will include in their endorsement whether or not an allowance of such devices should be established for all like units, or for all OMCR units regardless of type. Full justification must be included.

(c) Maintenance and repair of synthetic training devices will be as prescribed by the utilization manual which is normally furnished with each training device. Government owned, operated, or contracted facilities, if available, will be used for this purpose. In the absence of such facilities, use of local commercial sources for maintenance and repair is authorized. This procedure will also be followed for maintenance and repair of projection equipment, and for synthetic training devices which are authorized. The CG, MARTC/District Directors may establish liaison with the nearest area or regional representative of the U.S. Naval Training Device Center for assistance in maintenance and repair of devices procured through that activity.

(d) In the event there are no local facilities for maintenance of training aids, a request for assistance may be addressed to CMC (Code AFM). The faulty training aid should be fully identified, and if possible, the part numbers of parts requiring replacement

or repair should be given.

SECURITY OF CLASSIFIED INFORMATION 8 713,10000 General.

- (a) Regulations governing the security of classified information are contained in:
- OPNAV Instruction 5510.1—, Security Manual for Classified Information.
 Marine Corps Order P5000.3—,

Marine Corps Personnel Manual.

(3) Marine Corps Order 5521.3—, Personnel Security Clearance and Access.

(b) The purpose of \$\$713.10001-713.10002 is to amplify pertinent portions of the references listed in paragraph (a) of this section.

§ 713.10001 Security clearances and access to classified information.

- (a) A security clearance does not in itself authorize access to any classified information. Such clearance is required, however, before any access may be granted.
- (b) No person, regardless of mission, rank, or clearance held, is authorized access to any classified material unless proper authority is obtained in accordance with current directives. Access to

classified information will only be granted on a "Need To Know" basis.

(c) The authorization of commanding officers to grant access to classified information by OPNAVINST 5510.1—, article 0908, is limited to Confidential. Access to Secret information must be granted by CG, MARTC, District Directors or the CO, MCRDSC and Top Secret by CNO. Commanding officers are responsible for determining which of their personnel have a "need to know", granting confidential access authority to those who have the required clearance and initiating appropriate requests for access to higher classified information.

(d) Commanding officers will initiate action to obtain an appropriate security clearance for those personnel whose duties will require access and who do not have a valid clearance. All requests for clearances requiring a background investigation (see Chapter 15 of the reference listed in \$713.10000(a)(1) will be submitted via the CG, MARTC/District Director to CMC (Code AFK),

with complete justification.

(e) Background investigations required for higher security clearances are very costly. Therefore, the need for a clearance requiring a background investigation must be carefully considered before such an investigation is requested. Normally, an inactive reservist's "need to know" is not sufficient to justify the expense of such investigations.

- (f) Personnel requiring access to classified information while engaged in ACDUTRA or any other active duty program may be granted access by the commander of the training activity or active duty organization to which ordered. All orders to active duty or ACDUTRA will contain the current clearance held and the basis for such clearance. Access will be granted to those eligible only or a "need to know" basis and then only to the proper clearance level required up to and including the highest clearance authorized for the individual.
- (g) The CG, MARTC/District Director/CO, MCRDSC will initiate action to obtain a Top Secret security clearance for all Ready Reserve general officers on their rolls, and all colonels when selected for brigadier general, unless they already have a valid clearance.
- (h) Regulations and procedures of particular interest to the reservist, entitled "Dissemination to Reserve Personnel for Training", are contained in article 0908 of the reference listed in § 713.10008(a)(1).

§ 713.10002 Classified materiel control and custody.

(a) An active-duty officer will be designated as "Classified Materiel Control Officer" for each OMCR unit having classified documents or classified materiel; i.e., an officer on the MARTD, MARTD Subunit or I-I staff. Such designations will be made in writing by the CO, MARTD; Officer-in-charge, MARTD Subunit; or I-I. Any of the above officers may designate himself.

Officers so designated will be charged with the duties prescribed in Chapter 5 of the reference listed in § 713.10000(a) (1), and with compliance with the custodial requirements of Chapter 6 thereof. A copy of each designation will be submitted to the CG, MARTC/District Director.

(b) VTUs are not authorized to have custody of classified documents or materiel. Further, members of such units are not authorized access to classified

information unless:

(1) Access has been granted by the CG, MARTC, District Director, or CO, MCRDSC in accordance with article 0908 of the reference listed in § 713.10000(a) (1); and

(2) The classified documents or materiel are under the custody of an active-duty Marine officer designated by the CG, MARTC/District Director/CO, MCRDSC.

RESERVE OFFICERS' CAREER PLANNING § 713.11000 General.

(a) This program establishes career guidance for undertaking training which will most effectively support mobilization requirements and maintain officer proficiency.

(b) Membership in an OMCR unit is particularly valuable to the reservist since it is the only training which affords

troop leading experience

(c) Individual ACDUTRA affords excellent formal staff and technical training complemented by practical application in the form of occasional assignments to OJT. This type of training should be vigorously pursued in lieu of or in conjunction with OMCR activities. It is characterized by the continuous daily performance of a duty or assignment for several consecutive days. Reserve ACDUTRA opportunities will be promulgated in the 1571 series of Marine Corps directives and in "The Reserve Marine."

§ 713.11001 Classification of active duty for training.

Active duty for training is subdivided into three categories. The individual should strive to rotate his training among these categories rather than attempt to perennially train in any one category. For example: After an individual received professional training one year, either occupational field or amphibious training should follow. A relatively broad training background is thus established. The three categories are briefly described below:

(a) Professional training. Enhances the general professional competence and growth of the reserve officer by updating the reservists' knowledge of Marine

Corps doctrine.

(b) Occupational field training. Maintains or improves the competence of reserve officers in respect to their military occupational specialties or retrains officers in new occupational fields.

(c) Amphibious training. Closely related to the professional training mentioned above, it is distinguished by its separation from strictly land warfare techniques. Naval organization, relationships, and methods of coordination are stressed, principally through amphibious staff planning instruction.

§ 713.11002 Classification of active duty for training assignments.

Active duty for training assignments are separated into two areas:

- (a) Formal schooling, Training provided through formal schools and seminars.
- (b) On-the-job training. Training provided through assignments offering practical experience.

§ 713.11003 Aviation training.

- (a) Organized Reserve. Training of aviation reserve officers in OMCR units is directed primarily toward the maintenance of those pilot and technical skills acquired during their initial training period and from experience gained while assigned to the Fleet Marine Force. To maintain these proficiencies, aviation reserve officers transferring to an OMCR unit upon completion of Fleet Marine Force duty will normally be continued in an organized aviation unit through the grade of captain. Upon reaching the grade of major, continued affiliation will be available to fill the top squadron assignments and staff billets in the Marine Air Reserve Groups. At this point, certain reserve aviation officers will transfer to Class III and follow the career pattern suggested for aviation reserve officers in this category. § 713.-11004(b)(2) serves as a guide to assist aviation reserve officers in planning an effective and productive career in OMCR units consistent with the mobilization requirements of the Marine Corps Reserve.
- (b) Volunteer Reserve. Because of the limited number of organized aviation reserve units and the distances between them, many aviation reserve officers will be unable to maintain technical skills by membership in such units. § 713.11004(b)(3) outlines an acceptable program designed to assist volunteer aviation reserve officers in maintaining previously acquired aviation technical skills and to plan effective and useful careers consistent with the mobilization requirements of the Marine Corps Reserve.

§ 713.11004 Career program examples.

The following career examples are offered as acceptable guides for general planning purposes. (Since specific courses of instruction are constantly changing in name and content the illustrations depicted below must be viewed accordingly.):

(a) Officer "A". During the first 12 years, this officer (with an engineer MOS) did not reside near an OMCR

Year	Activity
1-3	Active Duty.
4	
5	
6	. Co Grade Engr Off Refresher
7	
	Crs.
8	AWS Course, Ph II.
01	
10	Junior Amphib Staff Planning
	Crs.
Harris	OJT, FMF Maneuvers (Engr).
12 '	. Associate Duty without pay.
13-15	
16	C&S Crs, Ph L
17	
18	
19	
20	. Sr Res Off Crs (Nav War Col).

Crs.

4 See 4 713.11005.

(b) Officer "B". After his initial period of extended active duty, this officer (with an infantry MOS) resided near a reserve infantry unit.

Activity

1-3	Active Duty.
4-6	OMCR.
7	AWS Crs, Ph I.
В	
0	
	AWS Crs. Ph II.
	Junior Amphib Staff Planning Cri
	C&S Crs, Ph I.
13	
14	
15	
16	
	Defense Strategy Seminar.
18	
10	
20	Counterinsurgency Cra for Sr O

§ 713.11005 Other training programs.

Associate, Appropriate and Repeated Training Duty are all forms of reserve training which offer many opportunities frequently overlooked by the individual reservist. These subjects are treated in \$\frac{1}{2}\$ 713.8000-713.8004. The reservist is encouraged to familiarize himself thoroughly with the provisions of these important training media. Correspondence courses constitute still another avenue of training.

§ 713.11006 Responsibility.

The individual reservist will assume the responsibility for planning his reserve career. §§ 713.11000-713.11006 have been included in this part in order to provide the necessary guidance to the reservist and to serve as a basis for reserve career management by all echelons of command.

§ 713.12000 [Reserved] § 713.13000 [Reserved]

INTERCLASS AND INTERUNIT TRANSFERS; ASSIGNMENT OF MILITARY OCCUPATIONAL SPECIALTY

§ 713,14000 Eligibility for transfer to Class II.

(a) All members of the Ready Reserve who are physically qualified are eligible for transfer to Class II, except that: (1) Members of Marine Corps officer candidate programs and those officers commissioned from these programs whose initial assignment to active duty has been delayed will not be transferred to or retained in Class II. This includes members and graduates of the Platoon Leaders Class, Platoon Leaders Class (Law), Woman Officer Candidate Course, and Naval Reserve Officers Training Corps (Marine Option).

(2) Officers classified as physical risks "B" or "C" will not be transferred to or retained in Class II without a waiver of defect authorized by CMC (Code AFA). Requests for such waivers may be submitted only for officers who possess skills listed in the DOD List of Critical Mili-This list may be found in tary Skills. the current Marine Corps Order in the 1001R.14 series. Approval will be granted only if the individual is needed to fill a critical billet during the initial phases of a mobilization and then only if his participation in a unit will enhance this skill. Officers classified as physical risks "4" or "5" will not be transferred to or retained in Class II under any circum-

(3) Officer personnel (except women) who do not meet the age requirements prescribed in § 713.7050(b) will not be transferred to or retained in Class II unless a waiver of age has been granted by CMC (Code AFA).

(4) Limitations concerning eligibility of disenrolled members of the PLC program are as prescribed in § 713.3004(e).

(5) Limitations governing officer membership are contained in §§ 713.-3150-713.3161.

(b) Personnel of the Fleet Marine Corps Reserve are not eligible for Class II membership.

§ 713.14001 Authority to effect transfers.

(a) Subject to the CG, MARTC or District Director's approval, commanding officers of OMCR units are authorized to immediately join, by unit diary entry, eligible reservists' from Class III, upon the reservists' physical presence and request to join Class II. Under no circumstances will reservists be permitted to drill prior to the date on the unit diary containing the reservist's joining entry. Refer to paragraph 16253.3 of the Marine Corps Personnel Manual (MCO P5000.3).

(1) Upon receipt of the unit diary joining entry, the CO, MCRDSC will automatically effect the transfer from Class III to Class II on the day preceding the date of joining and will transmit the service records to the OMCR unit via the CG, MARTC or District Director.

(2) All requests by reservists to join Class II from Class III will be forwarded via the chain of command to the CG, MARTC or District Director for endorsement. The endorsement by the commanding officer, OMCR unit will include the date of joining by unit diary. Refer to § 713.3150(f).

(3) Upon receipt of the service records, the CG, MARTC/District Director will verify the reservist's eligibility to join Class II and endorse the request to join Class II accordingly. Approving endorsements must include a provision which requires that the individual voluntarily accepts amenability to the UCMJ while a member of Class II as directed by MARCORPERSMAN. Endorsements on requests by officers will include the tour dates according to § 713.3153.

(i) The CG, MARTC/District Director endorsement will be used in lieu of transfer orders. One copy will be inserted into the individual's service records; one copy forwarded to Commanding Officer (RP), MCRDSC.

(ii) If the CG, MARTC/District Director disapproves the reservist's request to join Class II, the service records will be returned to CO, MCRDSC with a copy of the endorsement; and the commanding officer, OMCR unit will be directed to transfer the reservist back to Class III on the date of receipt of the disapproving endorsement.

(b) Commanding officers of OMCR units may transfer by unit diary entry Class II nonobligors, officer and enlisted, to Class III upon the request of the individual or for other cogent reasons. Such transfers will not be effected retroactively.

(c) Nonobligatory participants shall be permitted to transfer from one OMCR unit to another for valid reasons, provided that the joining unit has an appropriate billet vacancy. Commanding officers of OMCR units may transfer such personnel directly, when prior approval has been obtained from the commanding officer of the joining unit. A copy of the order effecting the transfer will be furnished to the cognizant District Director(s) and/or CG, MARTC.

(1) The date of transfer and anticipated date of joining will be as agreed between respective unit commanders, after determining the reservist's travel itinerary, if any. Transfer dates will not be retroactive.

(2) The transfer orders will include instructions to the reservist to contact the new OMCR unit in the event the anticipated joining date changes or the individual is unable to join the new OMCR unit. The reservist must notify the new OMCR unit of his address.

(3) Regardless of the reporting date on the transfer orders, the new OMCR unit will join the reservist the day after date of transfer or on the day of physical reporting to the unit, whichever is later. The period between transfer date and joining date will be automatically reflected within the accounting system as en route to the new OMCR unit.

(4) If the reservist has not been joined by the reporting date on the orders, the commanding officer of the new OMCR unit will initiate action to locate the reservist. If the reservist cannot be located within 15 days after the reporting date, the new OMCR unit will join the reservist on the unit diary by service records and transfer him to Class III on the same day. All correspondence by the new OMCR unit initiated to locate the individual will be inserted into the reservist's service records prior to forwarding the OQR/SRB to CO, MCRDSC.

(5) Should the reservist request to join an OMCR unit, other than the unit stated in the transfer orders, the individual will not be joined nor permitted to drill until the commanding officer of the OMCR unit, on the transfer orders, has been contacted to determine the reservist's status at that unit, either awaiting joining or transferred to Class III due to failure to report. Upon determination of the reservist's status, the commanding officer of the OMCR unit, which the individual has requested to join, can then join the reservist by unit diary from either Class II or Class III, as appropriate. The date of joining will not be retroactive.

(d) When it becomes known that a Class II mandatory participant has changed or intends to change his residence and is or will be residing beyond a reasonably commuting distance from his unit, the following precedures apply:

- his unit, the following precedures apply:
 (1) If it appears that his new residence is within a reasonable commuting distance of another OMCR unit, ground or aviation, in the same or another district, his commanding officer will transfer him directly to that unit and furnish that unit and the cognizant District Director(s) and/or CG, MARTC a copy of the order effecting the transfer. The effective date of such transfers will be the date on which the reservist changes his residence, or the date when it is learned that he moved, whichever is later. The unit to which the individual is transferred will join him on the day after the date of transfer or on the day of physically reporting to the new unit, which-ever is later. The period between date of transfer and date of joining will be reflected as en route to the new OMCR unit automatically within the accounting system.
- (i) If there is more than one OMCR unit within a reasonable commuting distance of his new residence, he will be transferred to the unit in which his MOS would be most compatible,
- (ii) If his MOS or background is alien to any unit available, the individual will be afforded an opportunity to select the unit. If he fails to do so, the commanding officer will make the selection in the best interests of the Marine Corps.
- (iii) In either case, the commanding officer effecting the transfer will also address a letter to the reservist concerned containing:
- (a) The designation and address of the unit to which assigned;
- (b) An order to report to the CO or I-I of that unit within 15 days after receipt of the letter or within 15 days after arriving in the area of the unit, whichever is later;
- (c) The reservist's new address if known and the actual or expected date of arrival; and,
- (d) A reminder of his mandatory participation requirements and the enforce-

ment measures authorized by law, and the probable consequences of falling to report as ordered and falling to keep the commanding officer of the unit to which assigned advised of his address (see §§ 713.2050-713.2105).

- (iv) A copy of the above letter will be furnished immediately to the commanding officer of the unit to which the reservist is transferred and to the cognizant District Director(s) and/or CG, MARTC.
- (v) If the reservist does not report to his new unit within the prescribed time, the commanding officer of that unit will attempt to contact him and induce participation. If the reservist cannot be located, the CG, MARTC/District Director and old OMCR unit commander will be advised and will initiate followup action. It should be noted that failure to report to the unit does not render the reservist amenable to the UCMJ. However, mandatory participation enforcement measures may be invoked as provided in §§ 713.2050-713.2105. If the reservist cannot be contacted within 30 days after the expected date of arrival, the new OMCR unit will join the reservist on the unit diary by service records and transfer him to Class III the same day. The service records, with all correspondence written to locate the individual inserted therein, will be forwarded to CO, MCRDSC.
- (vi) If a mandatory participant reports to an OMCR unit other than the unit stated on the transfer orders, paragraph (c) (5) of this section applies.
- (2) If it appears that the reservist's new residence is not within a reasonable commuting distance of an OMCR unit, the commanding officer will report the circumstances to the CG, MARTC/District Director and request that he be transferred to Class III. The effective date of such transfers will be the date on which the reservist changes his residence or the date of the commanding officer's report, whichever is later.

§ 713.14002 Transfer of naval aviators to ground units.

All aviation reserve officers requesting transfer to a ground reserve Class II unit will submit their application to CMC (Code AFS) via the commanding officer of the unit, the District Director, and the CG, MARTC. The commanding officer's endorsement must indicate the specific T/O billet to which the applicant will be assigned. A copy of the request with all endorsements will be forwarded to CO, MCRDSC by CG, MARTC.

- (a) Naval aviators assigned to ground units and filling naval aviator billets will be authorized DIFOT and will be required to remain proficient in pilot qualifications if facilities are available. A copy of the individual flight time report required by the current OPNAV Instruction will be forwarded to the CG, MARTC.
- (b) Naval aviators assigned to ground units not filling a T/O billet of a naval aviator will not be authorized DIFOT.

- § 713.14003 Assignment of military occupational specialties.
- (a) The assigning, changing, volding, or converting of military occupational specialties, primary and additional, will be accomplished in accordance with the provisions of Chapter 3, MARCORPERS MAN (MCO P5000,3) except as provided below:
- (1) When a Class II reservist does not have the MOS specified for his billet assignment, his commanding officer will assing the basic MOS of that billet:
- (i) As primary, if the individual does not have a valid MOS above the basic level; otherwise
 - (ii) As additional.
- (2) When an individual, who has been assigned a basic MOS as additional in accordance with subparagraph (1) (ii) of this paragraph and is not qualified for assignment of an MOS above the basic level, is transferred from Class II to Class III, the basic MOS assigned as additional will be voided upon transfer.
- (b) Commanding officers will insure that timely action is initiated to accomplish the assignment of primary and additional military occupational specialties compatible with the individual's qualifications and billet assignment.
- (c) Recommended classification actions forwarded to the Commandant of the Marine Corps will be addressed to (Code AFC).
- (d) In addition to the authority contained in MCO P5000.3, the Commanding Officer, Marine Corps Reserve Data Services Center is authorized to void pilot MOSs above the basic level. In the case of those pilots who have no residual skill in a qualified pilot MOS because of flight inactivity, the MOS 7398, Basic Pilot, will be assigned.
- (e) It is not desired to draw exact guidelines on the length of time that an inactive-duty pilot remains qualified in a specific MOS. However, the following guidance is provided to aid in such determinations:
- (1) For pilot military occupational specialties other than 7304 and 7335, 2 years are considered the maximum that an inactive-duty officer, doing no flying, should be considered qualified.
- (2) In the case of military occupational specialties 7304, Pilot VMR, and 7335, Pilot VMH, this period may be extended to 4 years.
- (f) An MOS in the 7300 field must be assigned as primary in the case of all pilots whose duty involving flying has not been revoked.
- (g) A reserve pilot assigned a primary MOS 7398 may hold a valid secondary MOS in any occupational field except 73.
- (h) Reserve pilots on inactive duty will not be assigned the MOS 7399, Flight Student.
- Changes of MOS will be entered in the PAS and OQR as provided by MCO P5000.3.

RESERVE RETIREMENT CREDITS

GENERAL

§ 713.15000 Introduction.

(a) The provisions of the "Reserve Retirement Act" (officially: Title III of the Army and Air Force Vitalization and Retirement Equalization Act of 1948, Public Law 810, 80th Congress, as amended) are codified in Chapter 67, Title 10, U.S. Code. Persons who meet requirements established by the "Reserve Retirement Act" are authorized retired pay upon reaching age 60.

(b) Reserve retirement credits are used for:

- (1) Determining satisfactory Federal service counting toward eligibility for retirement; and,
- (2) Computing the amount of retired pay to be received.
- § 713.15001 Terms having special meaning with reference to reserve retirement.

See § 713.600 for definitions of the following terms: "Year of Satisfactory Federal Service," "Active Federal Service," "Anniversary Date," "Anniversary Year," "Points" and "Reserve Retirement Credit."

METHODS OF EARNING RESERVE RETIREMENT CREDITS

§ 713.15050 General.

(a) Reserve retirement credits(points) may be earned by active Federal service, membership in a reserve component, attendance at drills with a reserve unit, and through the performance of periods of equivalent instruction.

(b) A reservist will be credited with one point for each day of active Federal service performed under valid orders. Points for other duty may not be credited on any day an active Federal service point is earned.

(c) In computing reserve retired pay, not more than 60 points per anniversary year can be awarded for purposes other than active Federal service.

(d) Detailed instructions and regulations concerning separation and retirement of reservists, including computation of retirement credits, are contained in MCO P5000.3, MARCORPERSMAN, Chapter 13, Part D.

(e) Instructions covering the use of the Reserve Retirement Credit Report are contained in MCO P5000.3, MAR CORPERSMAN, Chapter 15, Part B.

(f) Persons who are separated from active reserve status without completing the current anniversary year of service will be given credit for that portion of the year for which sufficient points, on a pro rata basis, have been earned.

§ 713.15051 Membership credit.

Each member in an active status shall be credited with 15 points for memberahip for each complete anniversary year subsequent to August 9, 1956. The prorating of points, depending upon periods of active duty, as required prior to August 10, 1956, is no longer necessary. Membership points shall not be credited to any person carried on any retired list, in the Fleet Marine Corps Reserve, or on the Inactive Status List.

§ 713.15052 Drills.

One point shall be credited to each regularly assigned member of the OMCR for each authorized drill satisfactorily completed.

§ 713.15053 Equivalent instruction.

Except for membership, active Federal service, and attendance at drills, a point may be earned only for the performance of such duty or training which has been established as being a "period of equivalent instruction." In addition, under no circumstances may dual credit be earned for any period of time or for the same effort, training, or duty. Periods of equivalent instructions are:

(a) Equivalent Instruction or Duty (EIOD). For members of the OMCR, each period of EIOD authorized and performed in accordance with the provisions of § 713.4001 is established as being a period of equivalent instruction.

(b) VTU membership and participation. Certain members of the Marine Corps Reserve are authorized membership in VTUs to participate in regularly scheduled meetings. Such meetings are considered as equivalent instruction. In addition to the point credited for attendance, points may be credited to designated members for performance of certain additional duties in support of the unit. The duties for which additional points may be credited are:

(1) Command duty. For each scheduled meeting the commanding officer, or his designated representative, may be awarded one point for the performance of the duties of commanding officer.

(2) Instructor duty. For each three hours of preparation of instruction, the instructor may be awarded one point subject to a determination by the commanding officer that the quality of the instruction was satisfactory.

(3) Administrative duty. For each three hours of administrative duty, the administrative officer may be awarded one point.

(4) Training officer duty. For each 3 hours of duty devoted to preparation of the unit training schedule, receipt and scheduling special training to augment the unit's regular training schedule, the return mailing of training materials, and training officer may be awarded one point.

Extension course study period. (c) In order to award points for reserve retirement credit for correspondence course lessons completed, courses are divided into periods which are termed "Extension Course Study Periods". These periods are defined as being that portion of a correspondence course which has been rated by the preparing agency, or by such other agency as may be designated by CMC, as requiring approximately 3 hours of effort by the average student. Points for the completion of correspondence courses shall be credited on the basis of one point for each extension course study period satisfactorily completed by a reservist eligible to take the course. Correspondence courses are available to members of the Marine Corps Reserve as equivalent instruction. CMC may authorize and designate as equivalent instruction other courses for specified reservists.

(d) Associate duty. See §§ 713.8000–713.8004. Associate duty periods shall correspond in numbers and duration with drills performed by the unit with which associated. Such duty shall be performed under orders issued by the CG, MARTC or the District Director/CO, MCRDSC.

(e) Appropriate duty. An "appropriate duty period shall consist of military duty or training of 2 hours or more in duration deemed necessary or desirable by the CG, MARTC or the District Director. Such duty shall be performed under orders issued by these commanders or CO, MCRDSC.

§ 713.15054 Ready reference chart.

The following chart, showing methods by which retirement credits are earned, may be used as a ready reference. Column 1 lists types of duty. Column 2 shows the minimum amount of time required to earn the credit indicated. Column 3 cites the general authority required to perform the duty or training concerned. Column 4 shows the number of points which may be earned.

Type duty	Minimum time required	Authority required	Points earned	
Active Federal service: Temporary active duty, extended active duty, active duty for training, and repeated training duty. Membership. Drills. EIOD VTU meeting. VTU command duty VTU instruction preparation. VTU administration. VTU administration. VTU administration. VTU administration. VTU administration. VTU appropriate duty. Correspondence studies. Associate duty. Appropriate duty. One enlistment, recalistment, or extension of enlistment in the Marine Corpa Reserve, and designated satisfactory by the CG, MARTG or District Director (found to be acceptable	1 day	MCR membership. Class II membership. Class II membership. VTU membership OO, VTU CO, VTU CO, VTU Rarollment.	15 15 15 15 15 15 15 15 15 15 15 15 15 1	
by HQMC). One enlistment or extension of enlistment in the Regular Marine Corps. One colletment for assignment to a Reserve Officers Candidate Program (found to be acceptable by HQMC).		None	4 5	

GALLERY MARKSMANSHIP PROGRAM GENERAL

§ 713.16000 Introduction.

A competitive marksmanship program to determine the smallbore rifle and pistol championships of the Marine Corps Reserve will be conducted annually. District team and individual competition will be conducted in accordance with the concept contained in § 713.16010. The championship matches will be conducted in accordance with § 713.16020.

§ 713.16001 Cognizance.

For the District and Championship Competitions, aviation reserve units will compete under the cognizance of the District Director within whose district the unit is located. Aviation units desiring to compete are authorized to correspond with cognizant District Directors, via the Commanding General, Marine Air Reserve Training Command. Units located 1: Hawaii will compete under the cognizance of the Director, 12th Marine Corps District.

§ 713.16002 Awards.

Appropriate awards will be furnished by Headquarters Marine Corps for teams and individuals placing first, second, and third in the Championship Competition.

DISTRICT GALLERY COMPETITIONS

§ 713.16010 Regulations for conducting district gallery marksmanship competition.

(a) Administration. The Marine Corps District Gallery Marksmanship Competition will be conducted in accordance with instructions promulgated by cognizant District Directors, subject to the requirements and limitations imposed by this part and the current edition of NRA Rifle and Pistol Rules.

(b) Concept. Varying conditions within the respective Marine Corps Districts dictate that the District Gallery Championships be organized at the discretion of each District Director. USMC Headquarters does not object to an elimination series of Pistol Matches if the cognizant District Director determines that it is the most reasonable solution from the standpoint of economy and practicality. However, district champions, team and individuals, will be decided by a shoulder-to-shoulder match to be fired annually during the third fiscal quarter.

(c) Match organization. The District Gallery Marksmanship Championship Match will be fired at a location and time to be designated by the cognizant District Director, but not later than March 1 of each year. Teams and individuals who are designated by the District Director to compete will be ordered to ACDUTRA with pay and allowances.

(d) General regulations—(1) Competitors. All competitors will be members of Organized Marine Corps Reserve units or Volunteer Training Units (Marksmanshlp).

(2) Tournament officials. An Executive Officer, Chief Range Officer, and Sta-

tistical Officer will be appointed. Their duties are defined in the current edition of NRA Rifle and Pistol Rules.

- (3) Team captain. Each team will have a Team Captain in accordance with the provisions of NRA Rifle and Pistol Rules.
- (4) Reporting. The match results will be forwarded by the District Director to USMC Headquarters (Code AFK) by March 15 of each year. The number of billets expended, by rank, will be included.
- (e) Special conditions pertaining to rifle matches—(1) Team score. Teams may consist of eight firing members, but only the total of the four highest individual scores will constitute the team score for the match.
- (2) Course of fire. The course of fire will be 10 shots prone, 10 shots sitting, 10 shots kneeling, and 10 shots standing. Time limit will be 10 minutes for each target framed. The course of fire will be fired in the order prescribed by the Match Director.
- (3) Individual. Individual Rifle Championship competitors will be required to fire the above course of fire twice. If the individual Match Competitor is also a team member, the Individual Match will be in addition to the Team Match.
- (4) Equipment. Metallic sights only will be used.
- (f) Special conditions pertaining to pistol matches—(1) Team score. Teams may consist of seven firing members, but only the total of the four highest individual scores will constitute the team match score.
- (2) Course of fire. The course of fire will be 10 shots slow fire, time limit 10 minutes; 10 shots timed fire, fired in 2 strings of 5 shots each, time limit 20 seconds per string; and 10 shots rapid fire, fired in 2 strings of 5 shots each, time limit 10 seconds per string. Ten shots will be fired on each slow fire, timed, and rapid fire target.
- (3) Individual. Individual Pistol Championship competitors will fire the above course of fire twice. If the competitor is also a team member, the Individual Match will be fired in addition to the Team Match.
- (g) Appropriation data. District Directors will issue necessary active duty for training orders to designated participants. Appropriation data are (officer and enlisted as appropriate):

MARINE CORPS RESERVE CHAMPIONSHIP GALLERY COMPETITION

- § 713.16020 Regulations for conducting Marine Corps Reserve Championship Gallery Competition.
- (a) Administration. The Marine Corps Reserve Championship Gallery Competition will be conducted in accordance with instructions promulgated by the Director, 9th Marine Corps District, subject to the requirements and limita-

tions imposed by this part and the current edition of NRA Rifle and Pistol Rules.

- (b) Match organization. The Marine Corps Reserve Championship Gallery Competition will be fired annually on a single weekend during the month of April at the University of Minnesota indoor range, contingent upon University approval of an annual request to be initiated by USMC Headquarters.
- (c) General regulations—(1) Competitors. Competitors will consist of the Marine Corps District individual and team rifle and pistol champions for the current year.
- (2) Tournament officials. Tournament officials will be appointed as required in accordance with the provisions of NRA Rifle and Pistol Rules. The Executive Officer will be the current Team Captain of the Marine Corps Reserve Rifle and Pistol Team.
- (d) Special conditions pertaining to rifle matches—(1) Team score. Teams will consist of four firing members, to include the Team Captain.
- (2) Course of fire. The course of fire will be 10 shots prone, 10 shots sitting, 10 shots kneeling, and 10 shots standing. Time limit will be 10 minutes for each target framed. The course of fire may be fired in any desired order.
- (3) Individual. Individual shooters will fire this course twice.
- (e) Special conditions pertaining to pistol matches—(1) Team score. Teams will consist of four (4) firing members, to include the Team Captain.
- (2) Course of fire. The course of fire will be 10 shots slow fire, time limit 10 minutes; 10 shots timed fire, fired in 2 strings of 5 shots each, time limit 20 seconds per string; and 10 shots rapid fire, fired in 2 strings of 5 shots each, time limit 10 seconds per string. Ten shots will be fired on each slow fire, timed, and rapid fire target.
- (3) Individual. Individual Pistol Championship competitors will fire the above course of fire twice. If the competitor is also a team member, the Individual Match will be fired in addition to the Team Match.
- (f) Appropriation data. District Directors will issue necessary active duty for training orders to designated participants. Appropriation data are (officer and enlisted as appropriate):

MATCH SUPPLIES AND EQUIPMENT § 713.16030 General.

- (a) Arms. Allowances of nonmatch conditioned rifles and pistols, cal. 22, are included in unit Tables of Equipment. Either these weapons or personally owned equipment may be used as long as NRA specifications are met.
- (b) Ammunition. Ammunition allowances for this program are contained in paragraph D060 of MCO P8011.4B.
- (c) Targets. The below listed targets will be used.

Stock Number 6920-695-0134 Nomenclature

4 Target, Bulls-eye; pistol, 50' time and rapid fire, Standard American, 10½ w x 12h, 500 per bundle.

6920-695-0133 Target, Bulls-eye; pistol, 50' slow fire, Standard American, 101/2 w x 12h, 500 per

bundle.

6920-557-4606 Target, Gallery, rifle 50', cal. .22 w/11 bulls,

(d) Rule books. District Directors will purchase pistol and smallbore rifle rule books, as required, from the National Rifle Association of America, using funds from their station allotments.

MARINE CORPS RESERVE MOBILIZATION STANDING OPERATING PROCEDURE

GENERAL

§ 713.17000 Authority.

(a) The members of the Ready, Standby, and Retired Reserve shall be ordered to involuntary active duty in accordance with the provisions of Title 10, United States Code, and the detailed instructions contained in Chapter 17 of Marine Corps Order P1001R.43.

(b) Upon receipt of a mobilization directive from the Commandant of the Marine Corps, the Commanding General, Marine Air Reserve Training Command (CG MARTC)/District Directors are delegated the authority to order the appropriate categories of inactive duty reservits over whom they have cognizance to active duty to fill authorized mobilization requirements. The authority of the CG, MARTC will transfer to the Commanding Officer, Aviation Reserve Records Detachment, upon its activation by the CG, MARTC.

§ 713.17001 Mobilization plan.

(a) The Marine Corps Capability Plan (MCP) contains the detailed Marine Corps Reserve Mobilization Plans to meet any of the partial or general mobilization plans of the Marine Corps.

(b) To the maximum degree feasible, mobilization of the Marine Corps Reserve will be in consonance with the fol-

lowing principles:

(1) All available units/individuals of the OMCR (Class II Reservists) consistent with the grade and MOS requirements of the mobilization, will be ordered to active duty prior to or concurrently with the involuntary mobilization of any Class III Reservists.

- (2) In either a partial or general mobilization all OMCR units predesignated to retain their unit integrity in accordance with the current MCP will be mobilized and maintained as units. OMCR units not predesignated to retain their unit integrity will, after arrival at their Station of Initial Assignment (SIA), be disbanded; their personnel being utilized on an individual basis to augment other units.
- (3) Although the foregoing principles constitute a fundamental guideline for mobilization of the OMCR, Class II Ready Reserve Units must maintain a capability to respond to a requirement for callup as individuals as well as by units. The principal basis for a deter-

mination as to whether a callup will be as individuals or by units, or a combination thereof, will be the specific needs of the Marine Corps in a known situation.

(c) To the extent possible, all trained personnel of the OMCR shall be mobilized during the first month of a mobilization. Untrained personnel who have not completed their basic training or its equivalent shall be transferred to Class III and ordered to active duty (upon receipt of quotas) for the appropriate phase of basic training.

§ 713.17002 Mobilization of the Ready Reserve.

- (a) In time of a national emergency declared by the President or when otherwise authorized by law, an authority designated by the Secretary concerned may, without the consent of the persons concerned, order any member or unit in the Ready Reserve to active duty. (10 U.S.C. 673.)
- (b) The mobilization of Class II Ready Reserve units will be in accordance with the partial or general mobilization plans contained in the MCP. It is planned that these will be mobilized and move to their SIA as units. Certain units as indicated in the MCP will be disbanded upon arrival at the SIA, their personnel being utilized on an individual basis to augment other units.
- (c) Class II 24-drill-pay units will be mobilized as units and deactivated at the SIA. This pool of officers will permit in-place relief of regular officers being reassigned to provide the required 10 to 25 percent regular input to activated reserve units.
- (d) The mobilization of Women Marine members of OMCR units will be as individuals. On M-Day, Class II Women Marines will be issued individual mobilization orders by the CG, MARTC/District Director directing them to EAD one day prior to the activation date of their respective OMCR unit. They will be ordered to the same SIA as their respective OMCR unit (without regard to individual requirements), directing them to report to the Commanding General thereat for duty.
- (e) The mobilization of the Class III Ready Reserve will be on a selective, individual basis.

§ 713.17003 Mobilization of the Standby

- (a) Members of the Class III Standby Reserve may be involuntarily ordered to active duty in time of war or national emergency declared by Congress, or when otherwise authorized by law, but only after having been found available for such duty by the Director of Selective Service (10 U.S.C. 672). Information regarding the availability of Standby Reservists for active duty is contained in MCO P5000. 3—, MARCORPERSMAN.
- (b) Standby Reservists on the Inactive Status List who have been certified as available for active duty will not be called into active military service invol-

untarily until specific authority has been granted the Commandant of the Marine Corps by Congress.

- (c) When authority for mobilization of the Standby Reserve has been received, CG, MARTC/District Directors may order Standby Reservists to involuntary active duty to meet mobilization requirements for grades and skills in which Ready Reservists are not readily available.
- (d) A determination of availability by the Director of Selective Service is not required in cases of Standby Reservists who volunteer for active duty. Active duty orders in such cases shall contain a statement of the fact that the person concerned volunteered. The appropriate State Director of Selective Service will be notified when Standby Reservists who have been declared nonavailable volunteer for and are ordered to active duty.

§ 713,17004 Mobilization of the Fleet Marine Corps Reserve.

- (a) Members of the Fleet Marine Corps Reserve may be ordered to active duty without their consent in time of a national emergency declared by the President or when otherwise authorized by law (10 U.S.C. 6485(a)).
- (b) Fleet Marine Corps Reservists shall be called to active duty only by specific order of the Commandant of the Marine Corps.
- (c) Members of the Fleet Marine Corps Reserve who desire to volunteer for active duty military service will be advised to submit their requests to the Commandant of the Marine Corps.

§ 713.17005 Mobilization of the Retired Reserve.

- (a) As provided in 10 U.S.C. 675, reservists on the retired list may, if qualified, be ordered to active duty involuntarily, but only in time of war or national emergency declared by the Congress or when otherwise authorized by law. Furthermore, retired reservists may not be called involuntarily until the Secretary of the Navy has determined that adequate numbers of qualified members of reserve components in an active status in the required category are not readily available.
- (b) Retired Marine Corps reservists shall be called to active duty only by specific order of the Commandant of the Marine Corps.
- (c) Retired Marine Corps reservists who desire to volunteer for active military service shall be advised to submit such requests to the Commandant of the Marine Corps.

By direction of the Secretary of the Navy.

Dated: February 1, 1967.

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

[F.R. Doc. 67-1439; Filed, Feb. 6, 1967; 8:49 a.m.]

Title 10-ATOMIC ENERGY

Chapter I—Atomic Energy
Commission

LICENSES TO OWN AND EXPORT SPECIAL NUCLEAR MATERIAL

Miscellaneous Amendments

On September 21, 1965, the Atomic Energy Commission published in the Federal Register (30 F.R. 12039) for public comment proposed amendments to 10 CFR Parts 50, 70, 115, and 140, intended as partial implementation of Public Law 88-489 to reflect the Commission's authority to issue licenses to receive title to, own, acquire, deliver, import, or export under the terms of an agreement for cooperation arranged pursuant to section 123 of the Atomic Energy Act of 1954, as amended, special nuclear material.

All interested persons were invited to submit written comments and suggestions for consideration in connection with the proposed amendments within 60 days after publication of the notice of proposed rule making in the Federal Register. After careful consideration of the comments received in response to the notice of proposed rule making and other factors involved, the Commission has adopted the amendments set forth below which, except as noted, are the same as those set out in the notice of

proposed rule making.

Section 70.23, Requirements for the approval of applications, has been amended to exclude from its purview applications for licenses to export special nuclear material. [Requirements for applications for licenses to export special nuclear material are covered in § 70.22(c) and conditions for the issu-ance of such licenses are set out in § 70.31(d).] That amendment was not included in the notice of proposed rule making published on September 21, However, since the revision of 1965 § 70.23 is merely a change in organization and has no substantive effect, the Commission has found that general notice of proposed rule making and public procedure thereon are unnecessary in connection with that amendment.

Proposed § 70.22(b) has been redesignated § 70.22(c) and revised to eliminate the requirement that an application for a license to export special nuclear material contain a certificate by the government of the country of destination certifying that the material will be received and used in that country within the scope of and consistent with the terms of an agreement for cooperation made in accordance with section 123 of the Act. The Commission has decided to obtain such information through direct government-to-government communications.

Proposed § 70.44(a) (2) has been revised to permit a secured creditor to take possession of licensed special nuclear material under a mortgage, pledge, or lien either by the issuance of a license

by the Commission authorizing such possession or by a license transfer pursuant to § 70.36. In this respect, the section, as revised, will be consistent with the equivalent creditor regulations in § 50.81 of 10 CFR 50 pertaining to facilities and will take account of the existing provisions in § 70.36 for transfer of special nuclear material licenses.

The amendments set forth below revise the affected parts of the Commission's regulations to provide for the private ownership, export and import of special nuclear material authorized by P.L. 88-489. Section 70.44, for example, reflects the Commission's authority to consent to the creation of a lien on privately owned special nuclear material.

Paragraph (c) of § 70.22 prescribes the contents of an application for export of special nuclear material. As required by amended section 53 of the Act, such exports must be under an agreement for cooperation arranged pursuant to section 123. Most of the existing agreements for cooperation were entered into under circumstances contemplating government-to-government transfer of special nuclear material, and will need to be amended or otherwise formally clarified before export licenses may be issued under them.

The notice of proposed rule making published September 21, 1965, indicated that the Commission intended to consider amendments to Part 70 regarding accountability and reporting requirements which would provide specific instructions for appropriate reporting of privately owned special nuclear material. Proposed amendments to Part 70 containing such provisions were published for comment on March 29, 1966 (31 F.R. 5075) and the comments received in response to the notice of proposed rule making are under consideration.

Pursuant to the Atomic Energy Act of 1954, as amended, and the Administrative Procedure Act of 1946, as amended, the following amendments of 10 CFR Parts 50, 70, 115, and 140 are published as a document subject to codification to be effective 30 days after publication in

the FEDERAL REGISTER.

PART 50—LICENSING OF PRODUC-

§ 50.54 [Amended]

1. Paragraph (a) of § 50.54 of 10 CFR Part 50 is deleted.

§ 50.81 [Amended]

2. Section 50.81(a) of 10 CFR Part 50 is amended by inserting the words ", not owned by the United States," between the words "facility" and "which", and by deleting the word "property" and substituting therefor the word "facility".

3. Section 50.81(c) of 10 CFR Part 50 is amended by deleting the words "to constitute consent by the Commission to the creation of any mortgage, pledge, or other lien on any special nuclear material, or".

PART 70—SPECIAL NUCLEAR MATERIAL

4. Section 70.1(a) of 10 CFR Part 70 is revised to read as follows:

§ 70.1 Purpose.

(a) The regulations in this part establish procedures and criteria for the issuance of licenses to receive title to, own, acquire, deliver, receive, possess, use, transfer, import and export special nuclear material and for the distribution by the Commission of special nuclear material to licensees; and establish and provide for the terms and conditions upon which the Commission will issue such licensees and distribute special nuclear material.

5. Section 70,3 of 10 CFR Part 70 is revised to read as follows:

§ 70.3 License requirements.

No person subject to the regulations in this part shall receive title to, own, acquire, deliver, receive, possess, use, transfer, import or export special nuclear material except as authorized in a license issued by the Commission pursuant to these regulations.

 A new paragraph (p) is added to § 70.4 of 10 CFR Part 70, to read as follows:

§ 70.4 Definitions.

(p) "Commission-owned special nuclear material" means special nuclear material which is the property of the United States and which is administered and controlled by the Commission as agent of and on behalf of the United States.

§ 70.11 [Amended]

7. Section 70.11 of 10 CFR Part 70 is amended by deleting the words "receives, possesses, uses or transfers" in the two places where they appear and substituting therefor the words "receives title to, owns, acquires, delivers, receives, possesses, uses, transfers, imports or exports".

§ 70.22 [Amended]

12. Section 70.22(a) of 10 CFR Part 70 is amended by inserting the words "for a license, other than an application for a license authorizing export only," between the words "application" and "shall".

13. The note following § 70.22(a) (8) of 10 CFR Part 70 is amended by inserting the word "Commission-owned" between the words "of" and "special" in the phrase beginning with the number (2).

14. Paragraphs (c) and (d) of \$70.22 of 10 CFR Part 70 are relettered paragraphs (d) and (e) and a new paragraph (c) is added to \$70.22, to read as follows:

(c) An application for a license authorizing export only shall contain the following information:

(1) The full name and address of the applicant;

(2) The full name and address of the ultimate consignee, and of any intermediate consignee;

(3) The chemical and physical form of the special nuclear material, including isotopic content, and the weight of contained special nuclear material;

(4) A statement of end use from the

consignee; and

(5) Shipping and packaging procedures, to the extent required by the regulations in this chapter.

§ 70.23 [Amended]

15. Section 70.23 Requirements for the approval of applications, is amended by changing the prefatory words "A license application will be approved if the Commission determines that:" to read "An application for a license, other than a license for export, will be approved if the Commission determines that".

16. Section 70.23(e) of 10 CFR Part 70 is amended by inserting the word "Commission-owned" between the words "of" and "special" in the first sentence.

17. Paragraphs (e) and (d) of § 70.31 of 10 CFR Part 70 are revised and a new paragraph (e) is added to read as follows:

§ 70.31 Issuance of licenses.

(c) Each license issued to a person for use of special nuclear material in activities in which special nuclear material will be produced shall (subject to the provisions of \$70.41(b)) be deemed to authorize such person to receive title to, own, acquire, receive, possess, use, and transfer the special nuclear material produced in the course of such authorized activities.

(d) No license will be issued and no distribution of special nuclear material will be made by the Commission to any person within the United States if the Commission finds that the distribution of such special nuclear material or the issuance of such license would be inimical to the common defense and security or would constitute an unreasonable risk to the health and safety of the public.

(e) When a license is sought to authorize export of special nuclear material, the Commission will determine whether the export of special nuclear material is under the terms of an agreement for cooperation. No license authorizing export of special nuclear material will be issued if the Commission finds that the issuance of such license would be inimical to the interests of the United States.

§ 70.32 [Amended]

18. Subparagraph (1) of § 70.32(a) of

10 CFR Part 70 is deleted.

19. Section 70.32(b) of 10 CFR Part 70 is amended by deleting the words "receipt, possession, use and transfer" and substituting therefor the words "ownership, receipt, possession, use, transfer, import and export".

20. The section heading of § 70.39 of 10 CFR Part 70 is amended to read as follows:

§ 70.39 Specific licenses for the manufacture or import of calibration or reference sources.

21. Section 70.39(a) of 10 CFR Part 70 is amended by inserting the words "or import" between the words "manufacture" and "calibration".

22. Section 70.39(b) of 10 CFR Part 70 is amended by deleting the words "(Name of Manufacturer)" and substituting therefor the words "(Name of Manufacturer or Importer)".

23. The undesignated center head preceding § 70.41 of 10 CFR Part 70 is amended by adding at the end thereof the words "; CREDITORS' RIGHTS".

24. Section 70.41(a) of 10 CFR Part 70 is amended by adding a sentence at the end thereof and paragraph (c) is revised to read as follows:

§ 70.41 Authorized use of special nuclear material.

(a) Except as otherwise provided in the license, each license issued pursuant to the regulations in this part shall carry with it the right to receive title to, own, acquire, receive, possess, use and transfer special nuclear material.

(e) Nothing contained in the regulations in this part or in any license issued pursuant to the regulations in this part shall authorize or be deemed to authorize the distribution of any special nuclear material to any person for a use which is not under the jurisdiction of the United States, except pursuant to the terms of an agreement for cooperation made in accordance with section 123 of the Act.

§ 70.43 [Amended]

25. Section 70.43(a) of 10 CFR Part 70 is amended by inserting the word "Commission-owned" between "for" and "special" in the section heading and between the words "receives" and "special" in the text.

26. Section 70.43(b) of 10 CFR Part 70 is amended by inserting the word "Commission-owned" between "The transfer of" and "special nuclear material."

27. A new § 70.44 is added to 10 CFR Part 70 to read as follows:

§ 70.44 Creditor regulations.

(a) Pursuant to section 184 of the Act, the Commission consents, without individual application, to the creation of any mortgage, pledge, or other lien upon any special nuclear material, not owned by the United States, which is subject to licensing: Provided:

(1) That the rights of any creditor so secured may be exercised only in compliance with and subject to the same requirements and restrictions as would apply to the licensee pursuant to the provisions of the license, the Atomic Energy Act of 1954, as amended, and regulations issued by the Commission pursuant to said act; and

(2) That no creditor so secured may take possession of the special nuclear material pursuant to the provisions of this section prior to either the issuance of a license by the Commission authorizing such possession or the transfer of a license pursuant to § 70.36...

(b) Nothing contained in this section shall be deemed to affect the means of acquiring, or the priority of, any tax lien or other lien provided by law.

(c) As used in this section, "creditor" includes, without implied limitation, the trustee under any mortgage, pledge, or lien on special nuclear material made to secure any creditor, any trustee or receiver of the special nuclear material appointed by a court of competent jurisdiction in any action brought for the benefit of any creditor secured by such mortgage, pledge, or lien, any purchaser of such special nuclear material at the sale thereof upon foreclosure of such mortgage, pledge, or lien or upon exercise of any power of sale contained therein, or any assignce of any such purchaser.

§ 70.51 [Amended]

28. Section 70.51(a) of 10 CFR Part 70 is amended by inserting the words ", acquisition, import, export" between the words "disposal" and "and".

§ 70.55 [Amended]

29. Section 70.55(b) of 10 CFR Part 70 is amended by inserting the words ", acquisition, import, export" between the words "use" and "or".

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

§ 115.42 [Amended]

30. Paragraph (a) of § 115.42 of 10 CFR Part 115 is deleted.

PART 140—FINANCIAL PROTECTION REQUIREMENTS AND INDEMNITY AGREEMENTS

§ 140.13 [Amended]

31. Section 140.13 of 10 CFR Part 140 is amended by inserting the word "owner-ship," between the words "authorizing" and "possession".

(Sec. 181, 68 Stat. 948; 42 U.S.C. 2201)

Dated at Washington, D.C., this 30th day of January 1967.

For the Atomic Energy Commission.

W. B. McCool, Secretary.

[F.R. Doc. 67-1386; Filed, Feb. 6, 1967; 8:45 a.m.]

Title 13—BUSINESS CREDIT AND ASSISTANCE

Chapter I—Small Business Administration

[Rev. 6; Amdt. 13]

PART 121—SMALL BUSINESS SIZE STANDARDS

Definition of Small Business Retail Grocery Concern for Purpose of Receiving Financial Assistance

On December 17, 1966, there was published in the Federal Register (31 F.R. 16209) a notice that the Administrator of the Small Business Administration proposed to amend the Small Business Size Standards Regulation (Revision 6), as amended, by establishing a new definition of a small business concern primarily engaged in making retail sales of groceries and fresh meats for the purpose of receiving financial assistance.

It was proposed to increase the financial assistance size standard applicable to a concern primarily engaged in making retail sales of groceries and fresh meats from annual sales not exceeding \$2 million to annual sales not exceeding

\$5 million.

Interested persons were given 30 days after publication of the proposed amendment in which to present written statements of facts, opinions, or arguments concerning the new definition to the Associate Administrator for Procurement and Management Assistance.

After consideration of all relevant matters concerning the proposal the

amendment set forth below is hereby adopted:

The Small Business Size Standards Regulation (Revision 6) (31 F.R. 9721), as amended (31 F.R. 10114, 11651, 11973, 12479, 12572, 14311, 14351, 14516, 14544, 14737, 15145, 15737, 16763) is hereby further amended by revising § 121.3–10(c) (2) to read as follows:

§ 121.3-10 Definition of small business for SBA loans.

(c) Retail.

(2) As small if it is primarily engaged in making retail sales of groceries and fresh meats and its annual sales do not exceed \$5 million.

This amendment shall become effective on publication in the Federal Register.

Dated: January 31, 1967.

BERNARD L. BOUTIN,
Administrator.

[F.R. Doc. 67-1408; Filed, Feb. 6, 1967; 8:47 a.m.]

Title 36—PARKS, FORESTS, AND MEMORIALS

Chapter I—National Park Service, Department of the Interior

PART 7-SPECIAL REGULATIONS

Wright Brothers National Memorial, N.C.; Designation of Airstrip and Limitation of Use

On page 14685 of the Federal Register of November 18, 1966, there was pub-

lished a notice and text of a proposed amendment to Part 7 of Title 36, Code of Federal Regulations. The purpose of the amendment is to limit the time during which aircraft may occupy the airstrip in order to insure the availability of the facilities for this purpose.

Interested persons were given 30 days within which to submit written comments, suggestions, or objections with respect to the proposed amendment. No comments, suggestions, or objections have been received, and the proposed amendment is hereby adopted without change and is set forth below. This amendment shall become effective at the beginning of the 30th calendar day following the date of this publication in the FEDERAL REGISTER.

(60 Stat. 238; 5 U.S.C. 1003; 39 Stat. 535; 16 U.S.C. 3)

A new § 7.76 is added to Part 7 to read as follows:

§ 7.76 Wright Brothers National Memorial.

(a) Designated airstrip. Wright Brothers National Memorial Airstrip, located at Kill Devil Hills, N.C.

(b) Use of airstrip. Except in emergencies, no aircraft may be parked, stopped, or left unattended at the designated airstrip for more than 24 consecutive hours, or for more than a total of 48 hours during any 30-day period.

KARL T. GILBERT, Superintendent, Wright Brothers National Memorial.

[P.R. Doc. 67-1398; Filed, Feb. 6, 1967; 8;46 a.m.]

Proposed Rule Making

DEPARTMENT OF THE TREASURY

Internal Revenue Service

1 26 CFR Parts 31, 46, 48, 49 1

FILING OF CERTAIN EMPLOYMENT AND EXCISE TAX RETURNS WITH SERVICE CENTERS AND SEMI-MONTHLY RETURNS FOR CERTAIN EXCISE TAXES

Notice of Proposed Rule Making

Notice is hereby given, pursuant to the Administrative Procedure Act, approved June 11, 1946, that the regulations set forth in tentative form below are proposed to be prescribed by the Commissioner of Internal Revenue, with the approval of the Secretary of the Treasury or his delegate. Prior to the final adoption of such regulations, consideration will be given to any comments or suggestions pertaining thereto which are submitted in writing, in duplicate, to the Commissioner of Internal Revenue, Attention: CC: LR: T. Washington, D.C. 20224, within the period of 30 days from the date of publication of this notice in the FEDERAL REGISTER. Any person submitting written comments or suggestions who desires an opportunity to comment orally at a public hearing on these proposed regulations should submit his request, in writing, to the Commissioner within the 30-day period. In such case, a public hearing will be held, and notice of the time, place, and date will be published in a subsequent issue of the Feb-ERAL REGISTER. The proposed regulations are to be issued under the authority contained in section 7805 of the Internal Revenue Code of 1954 (68A Stat. 917; 26 U.S.C. 7805).

[SEAL] SHELDON S. COHEN, Commissioner of Internal Revenue.

In order to provide for the filing of certain employment and excise tax returns with service centers, to conform the regulations to the amendments made by section 1 of the Act of November 2, 1966 (Pub. Law 89-713, 80 Stat. 1107), and to provide for semimonthly returns for certain excise taxes, the following regulations are amended as follows:

PARAGRAPH 1. Section 31.6091 is amended to read as follows:

§ 31.6091 Statutory provisions; place for filing returns,

Szc. 6001. Place for filing returns or other documents.—(a) General rule. When not otherwise provided for by this title, the Secretary or his delegate shall by regulations prescribe the place for the filing of any return, declaration, statement, or other document, or copies thereof, required by this title or by regulations.

(b) Tax returns. In the case of returns of tax required under authority of part II of this subchapter(1) Persons other than corporations—
(A) General rule. Except as provided in subparagraph (B), a return (other than a corporation return) shall be made to the Secretary or his delegate—

(i) In the internal revenus district in which is located the legal residence or principal place of business or the person making the return or

(ii) At a service center serving the internal revenue district referred to in clause(i).

as the Secretary or his delegate may by regulations designate.

(B) Exception. Returns of-

 Persons who have no legal residence or principal place of business in any internal revenue district.

(ii) Citizens of the United States whose principal place of abode for the period with respect to which the return is filed is outside the United States,

(iii) Persons who claim the benefits of section 911 (relating to earned income from sources without the United States), section 931 (relating to income from sources within possessions of the United States), or section 933 (relating to income from sources within Puerto Rico), and

(iv) Nonresident alien persons,

shall be made at such place as the Secretary or his delegate may by regulations designate.

(2) Corporations—(A) General rule. Except as provided in subparagraph (B), a return of a corporation shall be made to the Secretary or his delegate—

 In the internal revenue district in which is located the principal place of business or principal office or agency of the corporation, or

(ii) At a service center serving the internal revenue district referred to in clause (i), as the Secretary or his delegate may by regulations designate.

(B) Exception. Returns of-

 Corporations which have no principal place of business or principal office or agency in any internal revenue district,

(ii) Corporations which claim the benefits of section 922 (relating to special deduction for Western Hemisphere trade corporations), section 931 (relating to income from sources within possessions of the United States), or section 941 (relating to the special deduction for China Trade Act corporations), and

(iii) Foreign corporations,

shall be made at such place as the Secretary or his delegate may by regulations designate.

(4) Hand-carried returns. Notwithstanding paragraph (1) (A) or (2), a return to which paragraph (1) (A) or (2) (A) would apply, but for this paragraph, which is made to the Secretary or his delegate by hand carrying shall, under regulations prescribed by the Secretary or his delegate, be made in the internal revenue district referred to in paragraph (1) (A) (I) or (2) (A) (I), as the case may be.

(5) Exceptional cases. Notwithstanding paragraph (1), (2), * * * or (4) of this subsection, the Secretary or his delegate may permit a return to be filed in any internal revenue district, and may require the return of any officer or employee of the Treasury Department to be filed in any internal rev-

enue district selected by the Secretary or his delegate.

[Sec. 6091 as amended by sec. 1(a), Act of November 2, 1966 (Pub. Law 89-713, 80 Stat. 1107)]

PAR. 2. Section 31.6091-1 is amended by revising paragraphs (c) and (d) and adding paragraphs (e), (f), and (g) to read as follows:

§ 31.6091-1 Place for filing returns.

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(c) Returns of taxpayers outside the United States. The return of a person (other than a corporation) outside the United States having no legal residence or principal place of business in any internal revenue district, or the return of a corporation having no principal place of business or principal office or agency in any internal revenue district, shall be filed with the Director of International Operations, Internal Revenue Service, Washington, D.C. 20225, unless the principal place of business or legal residence such person, or the principal place of business or principal office or agency of such corporation, is located in the Virgin Islands or Puerto Rico, in which case the return shall be filed with the Director of International Operations. U.S. Internal Revenue Service, Hato Rey, Puerto Rico 00917.

(d) Returns filed with service centers. Notwithstanding paragraphs (a), (b), and (c) of this section, whenever instructions applicable to such returns provide that the returns shall be filed with a service center, such returns shall be so filed in accordance with such instructions.

(e) Hand-carried returns. Except as provided in subparagraph (3) of this paragraph, and notwithstanding paragraphs (1) and (2) of section 6091(b) and paragraph (d) of this section—

(1) Persons other than corporations. Returns of persons other than corporations which are filed by hand carrying shall be filed with the district director as provided in paragraph (a) of this section.

(2) Corporations. Returns of corporations which are filed by hand carrying shall be filed with the district director as provided in paragraph (b) of this section.

(3) Exceptions. This paragraph shall not apply to returns of—

 Persons who have no legal residence, no principal place of business, nor principal office or agency in any internal revenue district,

(ii) Citizens of the United States whose principal place of abode for the period with respect to which the return is filed is outside the United States

(iii) Persons who claim the benefits of section 911 (relating to earned income from sources without the United States), section 922 (relating to special deduction for Western Hemisphere trade corpora-

tions), section 931 (relating to income from sources within possessions of the United States), section 933 (relating to income from sources within Puerto Rico), or section 941 (relating to the special deduction for China Trade Act corporations), and

(iv) Nonresident alien persons and

foreign corporations.

(f) Permission to file in district other than required district. The Commissioner may permit the filing of any return required to be made under the regulations in this subpart in any internal revenue district, notwithstanding the provisions of paragraphs (1), (2), and (4) of section 6091(b) and paragraphs (a), (b), (c), (d), and (e) of this section.

(a), (b), (c), (d), and (e) of this section.

(g) Returns of officers and employees of the Internal Revenue Service. The Commissioner may require any officer or employee of the Internal Revenue Service to file any return required of him under the regulations in this subpart in any internal revenue district selected by the Commissioner, notwithstanding the provisions of paragraphs (1), (2), and (4) of section 6091(b) and paragraphs (a), (b), (c), (d), and (e) of this section.

Pag. 3. Section 31.6151 is amended by revising section 6151(a) and adding a historical note to read as follows:

§ 31.6151 Statutory provisions; time and place for paying tax shown on returns.

SEC. 6151. Time and place for paying tax shown on returns—(a) General rule. Except as otherwise provided in this section, when a return of tax is required under this title or regulations, the person required to make such return shall, without assessment or notice and demand from the Secretary or his delegate, pay such tax to the internal revenue officer with whom the return is filed, and shall pay such tax at the time and place fixed for filing the return (determined without regard to any extension of time for filing the return).

[Sec. 6151 as amended by sec. 1(b), Act of November 2, 1966 (Pub. Law 89-713, 80 Stat. 1108) |

Par. 4. Paragraph (a) of § 31.6151-1 is amended to read as follows:

§ 31.6151-1 Time for paying tax.

(a) In general. The tax required to be reported on each tax return required under this subpart is due and payable to the internal revenue officer with whom the return is filed at the time prescribed in § 31.6071(a)-1 for filing such return. See the applicable sections in Part 301 of this chapter (Regulations on Procedure and Administration), for provisions relating to interest on underpayments, additions to tax, and penalties.

Par. 5. Paragraph (a)(3) of § 31.6302 (c)-1 is amended to read as follows:

§ 31.6302(c)-1 Use of Government depositaries in connection with taxes under Federal Insurance Contributions Act and income tax withheld.

(a) Requirement. . . .

(3) Depositary receipts. Any deposit required to be made by an employer

under subparagraph (1) of this paragraph shall be made separately from any deposit required to be made by him under subparagraph (2) of this paragraph. An employer required to make deposits under subparagraph (1) or subparagraph (2) may make one, or more than one, remittance of the amount required by such subparagraph to be deposited for a calendar month or a semimonthly period, as the case may be. However, a deposit for a period in one calendar quarter shall be made separately from any deposit for a period in another cal-Each remittance shall endar quarter. be accompanied by a Federal Depositary Receipt (Form 450) which shall be prepared in accordance with the instructions applicable thereto. The employer shall forward such remittance, together with such depositary receipt, to a Federal Reserve bank or, at his election, to a commercial bank authorized in accordance with Treasury Department Circular No. 848 to accept remittances of the taxes for transmission to a Federal Reserve bank. After the Federal Reserve bank has validated the depositary receipt, such depositary receipt will be returned to the employer. Every employer making deposits pursuant to this section shall attach to his return for the period with respect to which such deposits are made, in part or in full payment of the taxes shown thereon, depositary receipts so validated, and shall pay the balance, if any, of the taxes due for such period. An amount of tax which is not required to be deposited may nevertheless be deposited if the employer so desires. If such a voluntary deposit is made, the employer shall make it in ample time to enable the Federal Reserve bank to return the validated receipt to the employer so that it can be attached to and filed with the employer's

Par. 6. Section 46.6011(a)-1 is amended by revising paragraphs (a) and (b) to read as follows:

§ 46.6011(a)-1 Returns.

(a) In General. Liability for tax imposed under section 4501(a) or 4511 shall be reported on Form 720. Except as provided in paragraph (b) of this section, a return on Form 720 shall be filed for a period of one calendar quarter. Every person required to make a return on Form 720 for a return period ended December 31, 1954, shall make a return for each subsequent calendar quarter, month, or semimonthly period (whether or not liability was incurred for any tax reportable on such return for such return period) until he has filed a final return in accordance with \$46,6011 (a)-2. Every person not required to make a return on Form 720 for a return period ended December 31, 1954, shall make a return for the first calendar quarter thereafter in which he incurs liability for tax imposed under section 4501(a) or 4511, and shall make a return for each subsequent calendar quarter, menth, or semimonthly period until he has filed a final return in accordance with § 46,6011(a)-2.

(b) Monthly and semimonthly returns-(1) Requirement. If the district director determines that any taxpaver who is required to make deposit of taxes under the provisions of § 46.6302(c)-1 has failed to make deposits of such taxes, such taxpayer shall be required, if so notified in writing by the district director, to file a monthly or semimonthly return on Form 720, except that, if some other form is furnished by the district director for use in lieu of Form 720, the return shall be made on such other form. Every person so notified by the district director shall make a return for the calendar month or semimonthly period (as defined in § 46.6302(c)-1(b)(1)) in which the notice is received and for each calendar month or semimonthly period thereafter until he has filed a final return or is required to make returns on the basis of a different return period pursuant to notification as provided in subparagraph (2) of this paragraph.

(2) Change of requirement. The district director, in his discretion, may notify the taxpayer in writing that he is required to make a quarterly or monthly return, if he has been filling returns for a semimonthly period, or is required to make a quarterly or semimonthly return, if he has been filling

monthly returns.

(3) Return for period change takes effect. If a taxpayer who has been filing quarterly returns receives notice to file a monthly or semimonthly return or a taxpayer who has been filing monthly returns receives notice to file a semimonthly return, the first return required pursuant to the notice shall be made for the month or semimonthly period in which the notice is received and all prior months or semimonthly periods which are not includible in a prior period for which the taxpayer is required to file a return. If a taxpayer who has been filing monthly or semimonthly returns receives notice to file a quarterly return, the last month or semimonthly period for which a return shall be made is the last month or semimonthly period of the calendar quarter in which such notice is received. If a taxpayer who has been filing semimonthly returns receives notice to file a monthly return, the last semimonthly period for which a return shall be made is the last semimonthly period of the month in which such notice is received.

PAR. 7. Section 46.6071(a)-1 is amended by revising paragraphs (a) and (b) to read as follows:

§ 46.6071(a)-1 Time for filing returns.

(a) Quarterly returns. Each return required to be made under paragraph (a) of § 46.6011(a)-1 for a return period of not less than one calendar quarter shall be filed on or before the last day of the first calendar month following the period for which it is made. However, if, and only if, the return is accompanied by depositary receipts (Form 537, Depositary Receipt for Federal Excise Taxes), showing timely deposits, in full payment of the taxes due for the entire calendar quarter, the return may be filed

on or before the 10th day of the second calendar month following the period for which it is made. For the purpose of the preceding sentence, a deposit which is not required to be made in respect of such return period may be made on or before the last day of the first calendar month following the close of such period, and the timeliness of the deposit will be determined by the earliest date stamped on the validated Form 537 by an authorized commercial bank or by a Federal Reserve bank.

(b) Monthly and semimonthly returns-(1) Monthly returns. Each return required to be made for a monthly period under paragraph (b) of § 46.6011 (a)-1 shall be filed not later than the 15th day of the month following the pe-

riod for which it is made.

(2) Semimonthly returns. Each return required to be made for a semimonthly period under paragraph (b) of 46.6011(a)-1 shall be filed not later than the 10th day of the semimonthly period following the period for which it is made.

PAR. 8. Section 46.6091 is amended to read as follows:

§ 46.6091 Statutory provisions; place for filing returns.

Ssc. 6091. Place for filing returns or other documents—(a) General rule. When not otherwise provided for by this title, the Secretary or his delegate shall by regulations prescribe the place for the filing of any return, declaration, statement, or other document, or copies thereof, required by this title or by regulations.

(b) Tax refurns. In the case of returns of tax required under authority of part II of

this subchapter-

(1) Persons other than corporations-(A) General rule. Except as provided in sub-paragraph (B), a return (other than a corporation return) shall be made to the Secretary or his delegate-

(i) In the internal revenue district in which is located the legal residence or prin-cipal place of business of the person making

(ii) At a service center serving the internal revenue district referred to in clause (1).

as the Secretary or his delegate may by regulations designate.
(B) Exception. Returns of-

(i) Persons who have no legal residence or principal place of business in any internal revenue district,

(ii) Citizens of the United States whose principal place of abode for the period with respect to which the return is filed is outside the United States,

(iii) Persons who claim the benefits of section 311 (relating to earned income from sources without the United States), section \$31 (relating to income from sources within possessions of the United States), or section 33 (relating to income from sources within Puerto Rico), and

(lv) Nonresident allen persons,

shall be made at such place as the Secretary or his delegate may by regulations designate.

(2) Corporations—(A) General rule. Except as provided in subparagraph (B), a return of a corporation shall be made to the Secretary or his delegate-

(i) In the internal revenue district in which is located the principal place of busihesa or principal office or agency of the

corporation, or

(ii) At a service center serving the internal revenue district referred to in clause (i),

as the Secretary or his delegate may by regulations designate.

(B) Exception. Returns of— (i) Corporations which have no principal place of business or principal office or agency

in any internal revenue district,
(ii) Corporations which claim the benefits of section 922 (relating to special deduction for Western Hemisphere trade corporations), section 931 (relating to income from sources within possessions of the United States), or section 941 (relating to the special deduction for China Trade Act corporations), and

(iii) Foreign corporations,

shall be made at such place as the Secretary or his delegate may by regulations designate.

(4) Hand-carried returns. Notwithstanding paragraph (1) or (2), a return to which paragraph (1)(A) or (2)(A) would apply, but for this paragraph, which is made to the Secretary or his delegate by hand carrying shall, under regulations prescribed by the Secretary or his delegate, be made in the internal revenue district referred to in paragraph (1)(A)(i) or (2)(A)(i), as the case

(5) Exceptional cases. Notwithstanding paragraph (1), (2), * * * or (4) of this subsection, the Secretary or his delegate may permit a return to be filed in any internal revenue district * * *.

[Sec. 8091 as amended by sec. 1(a). Act of November 2, 1986 (Pub. Law 89-713, 80 Stat.

PAR. 9. Section 46.6091-1 is amended by revising paragraphs (c) and (d), redesignating paragraph (e) as paragraph (g) and adding paragraphs (e) and (f). The revised, added and redesignated provisions read as follows:

§ 46.6091-1 Place for filing returns.

(c) Returns of taxpayers outside the United States. The return of a person (other than a corporation) outside the United States having no legal residence or principal place of business in any internal revenue district, or the return of a corporation having no principal place of business or principal office or agency in any internal revenue district, shall be filed with the Director of International Operations, Internal Revenue Service, Washington, D.C. 20225, unless the principal place of business or legal residence of such person, or the principal place of business or principal office or agency of such corporation, is located in the Virgin Islands or Puerto Rico, in which case the return shall be filed with the Director of International Operations, U.S. Internal Revenue Service, Hato Rey, Puerto Rico

(d) Returns filed with service centers, Notwithstanding paragraphs (a), (b), and (c) of this section, whenever instructions applicable to such returns provide that the returns shall be filed with a service center, such returns shall be so filed in accordance with such instructions.

(e) Hand-carried returns. Except as provided in subparagraph (3) of this paragraph, and notwithstanding paragraphs (1) and (2) of section 6091(b) and paragraph (d) of this section-

(1) Persons other than corporations. Returns of persons other than corporations which are filed by hand carrying shall be filed with the district director as provided in paragraph (a) of this section.

(2) Corporations. Returns of corporations which are filed by hand carrying shall be filed with the district director as provided in paragraph (b) of this section.

(3) Exceptions. This paragraph shall

not apply to returns of-

(i) Persons who have no legal residence, no principal place of business, nor principal office or agency in any internal

revenue district,
(ii) Citizens of the United States
whose principal place of abode for the period with respect to which the return is filed is outside the United States,

(iii) Persons who claim the benefits of section 911 (relating to earned income from sources without the United States). section 922 (relating to special deduction for Western Hemisphere trade corporations), section 931 (relating to income from sources within possessions of the United States), section 933 (relating to income from sources within Puerto Rico), or section 941 (relating to the special deduction for China Trade Act corporations), and

(iv) Nonresident alien persons and

foreign corporations.

(f) Permission to file in district other than required district. The Commissioner may permit the filing of any return required to be made under the regulations in this part in any internal revenue district, notwithstanding the provisions of paragraphs (1), (2), and (4) of section 6091(b) and paragraphs (a), (b), (c), (d) and (e) of this section.

(g) Cross references. For provisions relating to the place for filing returns with respect to the taxes on circulation other than of national banks, see

5 46.4884-1.

Par. 10. Section 46.6101-1 is amended to read as follows:

§ 46.6101-1 Period covered by returns or other documents.

The normal period for which returns are ordinarily required is a calendar quarter. Under certain circumstances, the district director may require returns to be filed monthly or semimonthly. For provisions relating to quarterly returns, see paragraph (a) of § 46.6011 (a)-1. For provisions relating to monthly and semimonthly returns, see paragraph (b) of § 46.6011(a)-1.

PAR. 11. Section 46.6151 is amended by revising section 6151(a) and adding a historical note to read as follows:

§ 46.6151 Statutory provisions; time and place for paying tax shown on returns.

SEC. 5151. Time and place for paying tax shown on returns—(a) General rule. Except as otherwise provided in this section, when a return of tax is required under this title or regulations, the person required to make such return shall, without assessment or notice and demand from the Secretary or his delegate, pay such tax to the internal

revenue officer with whom the return is filed, and shall pay such tax at the time and place fixed for filing the return (determined without regard to any extension of time for filing the return).

[Sec. 6151 as amended by sec. 1(b), Act of November 2, 1988 (Pub. Law 89-713, 80 Stat.

Par. 12. Section 46.6151-1 is amended to read as follows:

§ 46.6151-1 Time and place for paying tax shown on return.

The tax required to be reported on each tax return required under this subpart is due and payable to the internal revenue officer with whom the return is filed, at the time prescribed in § 46.6071(a)-1 for filling such return. For provisions with respect to the time and place for payment of taxes imposed on circulation other than of national banks, see § 46 .-4884-1. See the applicable sections in Part 301 of this chapter (Regulations on Procedure and Administration), for provisions relating to interest on underpayments, additions to tax, and penalties. For provisions relating to the use of Federal Reserve banks and authorized commercial banks in depositing the taxes, see \$\$ 46.6302(c)-1 and 46.6302(c)-2.

PAR. 13. Section 46.6302(c) is amended to read as follows:

Statutory provisions; § 46.6302(c) mode or time of collection.

SEC. 6302. Mode or time of collection. * * * (c) Use of Government depositaries. The Secretary or his delegate may authorize Federal Reserve banks, and incorporated banks or trust companies which are depositaries or financial agents of the United States, to receive any tax imposed under the internal revenue laws, in such manner, at such times, and under such conditions as he may prescribe; and he shall prescribe the manner, times, and conditions under which the receipt of such tax by such banks and trust companies is to be treated as payment of such tax to the Secretary or his delegate.

Par. 14. Section 46.6302(c)-1 is amended by revising subdivision (1) of paragraph (a) (1) and by adding a new subdivision (iii) to paragraph (a) (1) to read as follows:

§ 46.6302(c)-1 Use of Government depositaries.

(a) Requirements—(1) In general. (i) Except as provided in subdivision (ii) of this subparagraph, if for any calendar month, other than the last month of a calendar quarter, any person required to file a quarterly excise tax return on Form 720 has a total liability of more than \$100 for all excise taxes reportable on such form, the amount of such liability for taxes (to which this part relates) shall be deposited by him with a Federal Reserve bank on or before the last day of the month following such month.

(iii) The provisions of this section shall not apply with respect to taxes for the month or the semimonthly period in which the taxpayer receives notice from the district director that returns are required under paragraph (b) of § 46.6011(a)-1, or for any subsequent month or semimonthly period for which such a return is required.

Par. 15. Section 48.0-4 is amended to read as follows:

§ 48.0-4 Extent to which the regulations in this part supersede prior regula-

The regulations in this part, with respect to the subject matter within the scope thereof, supersede the Manufacturers and Retailers Excise Tax Regulations contained in Part 40 of this chapter and, to the extent not superseded by the regulations contained in such Part 40, the following regulations and such regulations as prescribed and made applicable to the Internal Revenue Code of 1954 by Treasury Decision 6091, signed August 16, 1954 (19 F.R. 5167, Aug. 17,

Taxes on gasoline, lubricating oil and matches—Regulations 44 (1944 Edition, as amended), 26 CFR (1939) Part 314.

Excise taxes on sales by the manufacturer—Regulations 46 (1940 Edition, as

amended), 26 CFR (1939) Part 316.

Excise tax on sale of pistols and revolvers-Regulations 47 (Revised October 1928, as amended), 26 CFR (1939) Part 302. Retailers excise taxes—Regulations

(1941 Edition, as amended), 26 CFR (1939) Part 320.

Excise tax on diesel fuel-Regulations 119, 26 CFR (1939) Part 324.

The regulations in this part, with respect to the subject matter within the scope thereof, also supersede the Regulations on Monthly Returns and Payment of Excise Taxes (Part 149 of this chapter) and the Regulations on Return and Payment of Certain Excise Taxes (Part 477 of this chapter (1939)).

Par. 16. There are added immediately before § 48.6011(c) the following new sections:

§ 48.6011(a) Statutory provisions; gen-eral requirement of return, statement, or list.

Sec. 6011. General requirement of return, statement, or list-(a) General rule. When required by regulations prescribed by the Secretary or his delegate any person liable for any tax imposed by this title, or for the collection thereof, shall make a return or statement according to the forms and regulations prescribed by the Secretary or his delegate. Every person required to make a return or statement shall include therein the information required by such forms or regulations.

[Sec. 6011(a) as originally enacted and in effect Jan. 1, 1959]

§ 48.6011(a)-1 Returns.

(a) In general. Liability for tax imposed under chapter 31 or 32 of the Code shall be reported on Form 720. Except as provided in paragraph (b) of this section, a return on Form 720 shall be filed for a period of one calendar quarter. Every person required to make a return on Form 720 for the return period ended December 31, 1958, shall make a return for each subsequent calendar quarter, month, or semimonthly period (whether or not liability was incurred for any tax reportable on the return for such return period) until he has filed a final return in accordance with § 48.6011(a)-2. Every person not required to make a return on Form 720 for the return period ended December 31, 1958, shall make a return for the first calendar quarter thereafter in which he incurs liability for tax imposed under chapter 31 or 32. and shall make a return for each subsequent calendar quarter, month, or semi-monthly period until he has filed a final return in accordance with \$ 48,6011 (a)-2. Each return required under the regulations in this part, together with any prescribed copies, records, or supporting data, shall be filled in and disposed of in accordance with the forms, instructions, and regulations applicable thereto.

(b) Monthly and semimonthly returns—(1) Requirement. If the district director determines that any taxpayer who is required to make deposit of taxes under the provisions of § 48.6302(c)-1 has failed to make deposits of such taxes, such taxpayer shall be required, if so notified in writing by the district director, to file a monthly or semimonthly return on Form 720, except that, if some other form is furnished by the district director for use in lieu of Form 720, the return shall be made on such other form. Every person so notified by the district director shall make a return for the calendar month or semimonthly period (as defined in § 48.6302(c)-1(b)) in which the notice is received and for each calendar month or semimonthly period thereafter until he has filed a final return or is required to make returns on the basis of a different return period pursuant to notification as provided in subparagraph (2) of this paragraph.

(2) Change of requirement. trict director, in his discretion, may notify the taxpayer in writing that he is required to make a quarterly or monthly return, if he has been filing returns for a semimonthly period, or is required to make a quarterly or semimonthly return, if he has been filing monthly returns.

(3) Return for period change takes effect. If a taxpayer who has been filling quarterly returns receives notice to file a monthly or semimonthly return or a taxpayer who has been filing monthly returns receives notice to file a semimonthly return, the first return required pursuant to the notice shall be made for the month or semimonthly period in which the notice is received and all prior months or semimonthly periods which are not includible in a prior period for which the taxpayer is required to file a return. If a taxpayer who has been filing monthly or semimonthly returns receives notice to file a quarterly return, the last month or semimonthly period for which a return shall be made is the last month or semimonthly period of the calendar quarter in which such notice is received. If a taxpayer who has been filing semimonthly returns receives no-tice to file a monthly return, the last semimonthly period for which a return shall be made is the last semimonthly period of the month in which such notice is received.

\$ 48,6011(a)-2 Final returns.

(a) In general. Any person who is reguired to make a return on Form 720 pursuant to § 48.6011(a)-1, and who in any return period ceases operations in respect of which he is required to make a return on such form, shall make his return for that period as a final return. Each return made as a final return shall be marked "Final Return" by the person filing the return. A person who has only temporarily ceased to incur liability for tax required to be reported on Form 720. because of temporary or seasonal suspension of his business or for other reasons. shall not make a final return but shall continue to file returns.

(b) Statement to accompany final return. There shall be executed as a part of each final return a statement showing the address at which the records required by the regulations in this part will be kept, and the name of the person keeping such records, and, if the business of a taxpayer has been sold or otherwise transferred to another person, the name

and address of such person and the date on which the sale or transfer took place. If no sale or transfer occurred or the taxpayer does not know the name of the person to whom the business was sold or transferred, that fact should be included in the statement.

PAR. 17. There are added immediately after § 48.6011(c)-1 the following new sections:

§ 43,6071(a) Statutory provisions; time for filing returns and other documents.

Sec. 6071. Time for filing returns and other documents-(n) General rule. When not otherwise provided for by this title, Secretary or his delegate shall by regulations prescribe the time for filing any return, statement, or other document required by this title or by regulations.

(Sec. 6071(a) as originally enacted and in effect Jan. 1, 1959]

§ 48.6071(a)-1 Time for filing returns.

(a) Quarterly returns. Each return required to be made under paragraph (a) of {48.6011(a)-1 for a return period of not less than one calendar quarter shall be filed on or before the last day of the first calendar month following the period for which it is made. However, if, and only if, the return is accompanied by depositary receipts (Form 537, Depositary Receipt for Federal Excise Taxes). showing timely deposits, in full payment of the taxes due for the entire calendar quarter, the return may be filed on or before the 10th day of the second calendar month following the period for which it is made. For the purpose of the preceding sentence, a deposit which is not required to be made in respect of such return period may be made on or before the last day of the first calendar month following the close of such period, and the timeliness of a deposit will be determined by the earliest date stamped on the validated Form 537 by an authorzed commercial bank or by a Federal Reserve bank.

(b) Monthly and semimonthly rereturns—(1) Monthly returns. Each return required to be made for a monthly period under paragraph (b) of § 48.6011 (a)-1 shall be filed not later than the 15th day of the month following the period for which it is made.

(2) Semimonthly returns. Each return required to be made for a semimonthly period under paragraph (b) of § 48.6011(a)-1 shall be filed not later than the 10th day of the semimonthly period following the period for which it is made.

(c) Last day for filing. For provisions relating to the time for filing a return when the prescribed due date falls on Saturday, Sunday, or a legal holiday, see § 301.7503-1 of this chapter (Regulations on Procedure and Administration)

(d) Late filing. For additions to the tax in case of failure to file a return within the prescribed time. § 301.6651-1 of this chapter (Regulations on Procedure and Administration).

§ 48.6091 Statutory provisions; place for filing returns.

Sec. 6091. Place for filing returns or other documents—(a) General rule. When not otherwise provided for by this title, the Secretary or his delegate shall by regulations prescribe the place for the filing of any return, declaration, statement, or other document, or copies thereof, required by this title or by regulations.

(b) Tax returns, In the case of returns of tax required under authority of part II

of this subchapter-

(1) Persons other than corporations-General rule. General rule. Except as provided in sub-paragraph (B), a return (other than a corporation return) shall be made to the Secretary or his delegate-

(i) In the internal revenue district in which is located the legal residence or prin-cipal place of business of the person making

(ii) At a service center serving the internal revenue district referred to in clause (1),

as the Secretary or his delegate may by regulations designate.

(B) Exception. Returns of-

(i) Persons who have no legal residence or principal place of business in any internal revenue district.

(ii) Citizens of the United States whose principal place of abode for the period with espect to which the return is filed is outside the United States.

(iii) Persons who claim the benefits of section 911 (relating to earned income from sources without the United States), section 931 (relating to income from sources within possessions of the United States), or section 933 (relating to income from sources within Puerto Rico), and

(iv) Nonresident alien persons,

shall be made at such place as the Secretary or his delegate may by regulations designate.

(2) Corporations-(A) General rule. Except as provided in subparagraph (B), a return of a corporation shall be made to the Secretary or his delegate-

(1) In the internal revenue district in which is located the principal place of busi-ness or principal office or agency of the corporation, or

(ii) At a service center serving the internal revenue district referred to in clause (i).

as the Secretary or his delegate may by regulations designate.

(B) Exception. Returns of-

(1) Corporations which have no principal place of business or principal office or agency in any internal revenue district.

(ii) Corporations which claim the benefits of section 922 (relating to special deduction for Western Hemisphere trade corporations), section 931 (relating to income from sources within possessions of the United States), or section 941 (relating to the special deduction for China Trade Act corporations), and

(iii) Foreign corporations,

shall be made at such place as the Secretary or his delegate may by regulations designate.

. (4) Hand-carried returns. Notwithstanding paragraph (1) or (2), a return to which paragraph (1)(A) or (2)(A) would apply, but for this paragraph, which is made to the Secretary or his delegate by hand carrying shall, under regulations prescribed by the Secretary or his delegate, be made in the in-ternal revenue district referred to in paragraph (1)(A)(1) or (2)(A)(1), as the case may be

(5) Exceptional cases. Notwithstanding paragraph (1). (2). * * or (4) of this subsection, the Secretary or his delegate may permit a return to be filed in any internal revenue district * * *.

[Sec. 6091 as amended by sec. 1(a), Act of Nov. 2, 1966 (Pub. Law 89-713, 80 Stat. 1107)]

§ 48.6091-1 Place for filing returns.

(a) Persons other than corporations. The return of a person other than a corporation shall be filed with the district director for the internal revenue district in which is located the principal place of business or legal residence of such person. If such person has no principal place of business or legal residence in any internal revenue district, the return shall be filed with the District Director at Baltimore, Md. 21202, except as provided in paragraph (c) of this section.

(b) Corporations. The return of a corporation shall be filed with the district director for the district in which is located the principal place of business or principal office or agency of the corporation, except as provided in paragraph

(c) of this section.

(c) Returns of taxpayers outside the United States. The return of a person (other than a corporation) outside the United States having no legal residence or principal place of business in any internal revenue district, or the return of a corporation having no principal place of business or principal office or agency in any internal revenue district, shall be filed with the Director of International Operations, Internal Revenue Service. Washington, D.C. 20225, unless the principal place of business or legal residence of such person, or the principal place of business or principal office or agency of such corporation, is located in the Virgin Islands or Puerto Rico, in which case the return shall be filed with the Director of International Operations, U.S. Internal Revenue Service, Hato Rey, Puerto Rico 00917.

(d) Returns filed with service centers. Notwithstanding paragraphs (a), (b), and (c) of this section, whenever instructions applicable to such returns provide that the returns shall be filed with a service center, such returns shall be so filed in accordance with such instruc(e) Hand-carried returns. Except as provided in subparagraph (3) of this paragraph, and notwithstanding paragraphs (1) and (2) of section 6091(b) and paragraph (d) of this section—

(1) Persons other than corporations. Returns of persons other than corporations which are filed by hand carrying shall be filed with the district director as provided in paragraph (a) of this section.

(2) Corporations. Returns of corporations which are filed by hand carrying shall be filed with the district director as provided in paragraph (b) of this section.

(3) Exceptions. This paragraph shall not apply to returns of—

Persons who have no legal residence, no principal place of business, nor principal office or agency in any internal revenue district.

(ii) Citizens of the United States whose principal place of abode for the period with respect to which the return is filed is outside the United States.

(iii) Persons who claim the benefits of section 911 (relating to earned income from sources without the United States), section 922 (relating to special deduction for Western Hemisphere trade corporations), section 931 (relating to income from sources within possessions of the United States), section 933 (relating to income from sources within Puerto Rico), or section 941 (relating to the special deduction for China Trade Act corporations), and

(iv) Nonresident alien persons and foreign corporations.

(f) Permission to file in district other than required district. The Commissioner may permit the filing of any return required to be made under the regulations in this part in any internal revenue district, notwithstanding the provisions of paragraphs (1), (2), and (4) of section 6091(b) and paragraphs (a), (b), (c), (d), and (e) of this section.

Par. 18. There are added immediately after \$48.6109-1 the following new sections:

§ 48.6151 Statutory provisions; time and place for paying tax shown on re-

SEC. 6151. Time and place for paying tex shown on returns—(a) General rule. Except as otherwise provided in this section, when a return of tax is required under this title or regulations, the person required to make such return shall, without assessment or notice and demand from the Secretary or his delegate, pay such tax to the internal revenue officer with whom the return is filed, and shall pay such tax at the time and place fixed for filing the return (determined without regard to any extension of time for filing the return).

(b) Exceptions. * * *

(2) Use of Government depositaries. For authority of the Secretary or his delegate to require payments to Government depositaries, see section 6302(c).

(c) Date fixed for payment of tax. In any case in which a tax is required to be paid on or before a certain date, or within a certain period, any reference in this title to the date fixed for payment of such tax shall be deemed a reference to the last day fixed for such pay-

ment (determined without regard to any extension of time for paying the tax).

[Sec. 6151 as amended by sec. 1(b), Act of Nov. 2, 1966 (Pub. Law 89-713, 80 Stat. 1108)]

§ 48.6151-1 Time and place for paying tax shown on return.

The tax required to be reported on each tax return required under this subpart is due and payable to the internal revenue officer with whom the return is filed at the time prescribed in § 48.6071(a)-1 for filing such return. See the applicable sections in Part 301 of this chapter (Regulations on Procedure and Administration), for provisions relating to interest on underpayments, additions to tax, and penalties. For provisions relating to the use of Federal Reserve banks and authorized commercial banks in depositing the taxes, see § 48.6302(c)-1.

Par. 19. Section 48.6302(c)-1 is amended by adding a new subdivision (iii) to paragraph (a)(1) to read as follows:

§ 48,6302(c)-1 Use of Government depositaries.

(a) Requirement—(1) In general.

(iii) The provisions of this section shall not apply with respect to taxes for the month or the semimonthly period in which the taxpayer receives notice from the district director that returns are required under paragraph (b) of § 48.6011 (a)-1, or for any subsequent month or semimonthly period for which such a return is required.

Par. 20. Section 49.0-4 is amended to read as follows:

§ 49.0-4 Extent to which the regulations in this part supersede prior regula-

The regulations in this part, with respect to the subject matter within the scope thereof, supersede the Facilities and Services Excise Tax Regulations contained in Part 42 of this chapter and, to the extent not superseded by the regulations contained in such Part 42, the following regulations and such regulations as prescribed and made applicable to the Internal Revenue Code of 1954 by Treasury Decision 6091, signed August 16, 1954 (19 F.R. 5167, Aug. 17, 1954):

Safe deposit boxes, transportation of oil by pipeline, telephone, telegraph, radio and cable messages and services, and transportation of persons.

Admissions, dues, and initiation fees. Regulations 42 (1942 edition, as a mended), 26 CFR (1939) Part 130.

Regulations 43 (1941 edition, as amended), 26 CFR (1939) Part 101.

The regulations in this part, with respect to the subject matter within the scope thereof, also supersede the Regulations on Monthly Returns and Payment of Excise Taxes (Part 149 of this chapter), the Regulations on Return and Payment of Certain Excise Taxes (Part 477 of this chapter (1939)), and Treasury Decision

6131, signed April 29, 1955 (20 F.R. 3024, May 5, 1955).

PAR. 21. There are added immediately before § 49.6071(a) the following new sections:

§ 49,6011(a) Statutory provisions; general requirement of return, statement, or list.

SEC 6011. General requirement of return, statement, or list—(a) General rule. When required by regulations prescribed by the Secretary or his delegate any person made liable for any tax imposed by this title, or for the collection thereof, shall make a return or statement according to the forms and regulations prescribed by the Secretary or his delegate. Every person required to make a return or statement shall include therein the information required by such forms or regulations.

[Sec. 6011(a) as originally enacted and in effect Jan. 1, 1959]

§ 49.6011(a)-1 Returns.

(a) In general. Liability for tax imposed under chapter 33 of the Code shall be reported on Form 720. Except as provided in paragraph (b) of this section, a return on Form 720 shall be filed for a period of one calendar quarter. Every person required to make a return on Form 720 for the return period ended December 31, 1958, shall make a return for each subsequent calendar quarter, month, or semimonthly period (whether or not liability was incurred for any tax reportable on the return for such return period) until he has filed a final return in accordance with § 49.6011(a)-2 Every person not required to make a return on Form 720 for the return period ended December 31, 1958, shall make a return for the first calendar quarter thereafter in which he incurs liability for tax imposed under chapter 33, and shall make a return for each subsequent calendar quarter, month, or semimonthly period until he has filed a final return in accordance with § 49.6011(a)-2. Each return required under the regulations in this part, together with any prescribed copies, records, or supporting data, shall be filled in and disposed of in accordance with the forms, instructions, and regulations applicable thereto.

(b) Monthly and semimonthly returns-(1) Requirement. If the district director determines that any person who is required to make deposit of taxes under the provisions of § 49.6302(c)-1 has failed to make deposits of such taxes, such person shall be required, if so notified in writing by the district director, to file a monthly or semimonthly return on Form 720, except that, if some other form is furnished by the district director for use in lieu of Form 720, the return shall be made on such other form. Every person so notified by the district director shall make a return for the calendar month or semimonthly period (as defined in § 49.6302(c)-1(b)) in which the notice is received and for each calendar month or semimonthly period thereafter until he has filed a final return or is required to make returns on the basis of a different return period pursuant to notification as provided in subparagraph

(2) of this paragraph.

(2) Change of requirement. The district director, in his discretion, may notify the person in writing that he is required to make a quarterly or monthly return, if he has been filing returns for a semimonthly period, or is required to make a quarterly or semimonthly return, If he has been filing monthly returns.

(3) Return for period change takes effect. If a person who has been filing quarterly returns receives notice to file a monthly or semimonthly return or a person who has been filing monthly returns receives notice to file a semimonthly return, the first return required pursuant to the notice shall be made for the month or semimonthly period in which the notice is received and all prior months or semimonthly periods which are not includible in a prior period for which the person is required to file a re-If a person who has been filing monthly or semimonthly returns receives notice to file a quarterly return, the last month or semimonthly period for which a return shall be made is the last month or semimonthly period of the calendar quarter in which such notice is received. If a person who has been filing semimonthly returns receives notice to file a monthly return, the last semimonthly period for which a return shall be made is the last semimonthly period of the month in which such notice is received.

§ 49.6011(a)-2 Final returns.

(a) In general. Any person who is required to make a return on Form 720 pursuant to § 49.6011(a)-1, and who in any return period ceases operations in respect of which he is required to make a return on such form, shall make his return for that period as a final return. Each return made as a final return shall be marked "Final Return" by the person filing the return. A person who has only temporarily ceased to incur liability for tax required to be reported on Form 720, because of temporary or seasonal suspension of his business or for other reasons, shall not make a final return but shall continue to file returns.

(b) Statement to accompany final return. There shall be executed as a part of each final return a statement showing the address at which the records required by the regulations in this part will be kept, the name of the person keeping such records, and, if the business of a person required to make a return on Form 720 has been sold or otherwise transferred to another person, the name and address of such other person and the date on which the sale or transfer took place. If no sale or transfer occurred or the person required to make a return on Form 720 does not know the name of the person to whom the business was sold or transferred, that fact should be included in the statement.

22. Section 49.6071(a)-1 is amended by revising the heading and paragraph (b), and by adding immediately after paragraph (b), paragraphs (c), (d) and (e). The revised heading, revised paragraph and added paragraphs read as follows: § 49.6071(a)-1 Time for filing returns.

(b) Monthly and semimonthly returns-(1) Monthly returns. Each return required to be made with respect to the excise taxes (to which this part relates) for a monthly period ended after March 31, 1967, under paragraph (b) of § 49.6011(a)-1 shall be filed on or before the 15th day of the calendar month following the month for which it is made, except that in the case of a return filed by a person who computes amounts of tax required to be paid over on the basis of amounts billed (in the case of the tax imposed by section 4251) or tickets sold (in the case of the tax imposed by section 4261), the return shall be filed on or before the 15th day of the second calendar month following the month for which it is made. For rules relating to the time for filing monthly returns for return periods ended before April 1, 1966, see paragraph (a) (3) of § 149.1-2 of this chapter (Regulations relating Monthly Returns and Payment of Excise Taxes)

(2) Semimonthly returns. Each return required to be made with respect to the excise taxes (to which this part relates) for a semimonthly period under paragraph (b) of § 49.6011(a)-1 shall be filed on or before the 2d day of the semimonthly period following the semimonthly period for which it is made, except that in the case of a return filed by a person who computes amounts of tax required to be paid over on the basis of amounts billed (in the case of the tax imposed by section 4251) or tickets sold (in the case of the tax imposed by section 4261), the return shall be filed on or before the 2d day of the third semimonthly period following the period for which it is made.

(c) Termination of special due date. No special due date for filing a return obtained under the Internal Code of 1939 (made applicable to the 1954 Code by Treasury Decision 6131, signed April 29, 1955 (20 F.R. 3024, May 5, 1955)) shall apply in the case of the return for any calendar quarter ended after December 31, 1966, or the return for any monthly or semimonthly period ended after March 31, 1967.

(d) Last day for filing. For provisions relating to the time for filing a return when the prescribed due date falls on Saturday, Sunday, or a legal holiday, see § 301.7503-1 of this chapter (Regulations on Procedure and Administration).

(e) Late filing. For additions to the tax in case of failure to file a return within the prescribed time, see § 301.6651-1 of this chapter (Regulations on Procedure and Administration).

Par. 23. There are added immediately after § 49.6071(a)-1, the following new sections:

§ 49.6091 Statutory provisions; place for filing returns.

SEC. 6091. Place for filing returns or other documents—(a) General rule. When not otherwise provided for by this title, the Secretary or his delegate shall by regulations prescribe the place for the filing of any return, declaration, statement, or other document, or copies thereof, required by this title or by regulations.

(b) Tax returns. In the case of returns of tax required under authority of part II of this

subchapter-

(1) Persons other than corporations-General rule. Except as provided in subpara-graph (B), a return (other than a corporation return) shall be made to the Secretary or his delegate-

(1) In the internal revenue district in which is located the legal residence or prin-cipal place of business of the person making

(ii) At a service center serving the internal revenue district referred to in clause (i).

as the Secretary or his delegate may by reg-

ulations designate.

(B) Exception. Returns of—

(I) Persons who have no legal residence or principal place of business in any internal revenue district.

(ii) Citizens of the United States whose principal place of abode for the period with respect to which the return is filed is out-

side the United States,

(iii) Persons who claim the benefits of section 911 (relating to earned income from sources without the United States), section 931 (relating to income from sources within possessions of the United States), or section 933 (relating to income from sources within Puerto Rico), and

(iv) Nonresident alien persons,

shall be made at such place as the Secretary

or his delegate may by regulations designate.

(2) Corporations—(A) General rule. Except as provided in subparagraph (B), a return of a corporation shall be made to the Secretary or his delegate-

(i) In the internal revenue district in which is located the principal place of business or principal office or agency of the corporation, or

(ii) At a service center serving the internal revenue district referred to in clause (i),

as the Secretary or his delegate may by regulations designate.
(B) Exception. Returns of-

(i) Corporations which have no principal place of business or principal office or agency in any internal revenue district,

(ii) Corporations which claim the benefits of section 922 (relating to special deduction for Western Hemisphere trade corporations) section 931 (relating to income from sources within possessions of the United States), or section 941 (relating to the special deduction for China Trade Act corporations), and

(iii) Foreign corporations.

shall be made at such place as the Secretary or his delegate may by regulations designate.

(4) Hand-carried returns. Notwithstanding paragraph (1) or (2), a return to which paragraph (1) (A) or (2) (A) would apply, but for this paragraph, which is made to the Secretary or his delegate by hand carrying shall, under regulations prescribed by the Secretary or his delegate, be made in the internal revenue district referred to in para-graph (1)(A)(i) or (2)(A)(i), as the case may be

(5) Exceptional cases. Nothwithstanding paragraph (1), (2), * * or (4) of this subsection, the Secretary or his delegate may permit a return to be filed in any internal revenue district * * *

[Sec. 6091 as amended by sec. 1(a), Act of Nov. 2, 1966 (Public Law 89-713, 80 Stat.

§ 49.6091-1 Place for filing returns.

- (a) Persons other than corporations. The return of a person other than a corporation shall be filed with the district director for the internal revenue district in which is located the principal place of business or legal residence of such person. If such person has no principal place of business or legal residence in any internal revenue district, the return shall be filed with the District Director at Baltimore, Md. 21202, except as provided in paragraph (c) of this section.
- (b) Corporations. The return of a corporation shall be filed with the district director for the district in which is located the principal place of business or principal office or agency of the corporation, except as provided in paragraph (c) of this section.
- (c) Returns of persons outside the United States. The return of a person (other than a corporation) outside the United States having no legal residence or principal place of business in any internal revenue district, or the return of a corporation having no principal place of business or principal office or agency in any internal revenue district, shall be filed with the Director of International Operations, Internal Revenue Service, Washington, D.C. 20225, unless the principal place of business or legal residence of such person, or the principal place of business or principal office or agency of such corporation, is located in the Virgin Islands or Puerto Rico, in which case the return shall be filed with the Director of International Operations, U.S. Internal Revenue Service, Hato Rey, Puerto Rico 00917.
- (d) Returns filed with service centers. Notwithstanding paragraphs (a), (b), and (c) of this section, whenever instructions applicable to such returns provide that the returns shall be filed with a service center, such returns shall be so filed in accordance with such instructions.
- (e) Hand-carried returns. Except as provided in subparagraph (3) of this paragraph, and notwithstanding paragraphs (1) and (2) of section 6091(b) and paragraph (d) of this section—
- (1) Persons other than corporations. Returns of persons other than corporations which are filed by hand carrying shall be filed with the district director as provided in paragraph (a) of this section.
- (2) Corporations. Returns of corporations which are filed by hand carrying shall be filed with the district director as provided in paragraph (b) of this section.
- (3) Exceptions. This paragraph shall not apply to returns of—
- Persons who have no legal residence, no principal place of business, nor principal office or agency in any internal revenue district,
- (ii) Citizens of the United States whose principal place of abode for the period with respect to which the return is filed is outside the United States,

(iii) Persons who claim the benefits of section 911 (relating to earned income from sources without the United States), section 922 (relating to special deduction for Western Hemisphere trade corporations), section 931 (relating to income from sources within possessions of the United States), section 933 (relating to income from sources within Puerto Rico), or section 941 (relating to the special deduction for China Trade Act corporations), and

(iv) Nonresident alien persons and foreign corporations.

(f) Permission to file in district other than required district. The Commissioner may permit the filing of any return required to be made under the regulations in this part in any internal revenue district, notwithstanding the provisions of paragraphs (1), (2), and (4) of section 6091(b) and paragraphs (a), (b), (c), (d) and (e) of this section.

Pas. 24. There are added immediately after § 49.6109-1 the following new sections:

§ 49.6151 Statutory provisions; time and place for paying tax shown on returns.

SEC. 6151. Time and place for paying tax shown on returns—(a) General rule. Except as otherwise provided in this section, when a return of tax is required under this title or regulations, the person required to make such return shall, without assessment or notice and demand from the Secretary or his delegate, pay such tax to the internal revenue officer with whom the return is filed, and shall pay such tax at the time and place fixed for filing the return (determined without regard to any extension of time for filing the return).

(b) Exceptions. * * *

(2) Use of Government depositaries. For authority of the Secretary or his delegate to require payments to Government depositaries, see section 6302(c).

(c) Date fixed for payment of tax. In any case in which a tax is required to be paid on or before a certain date, or within a certain period, any reference in this title to the date fixed for payment of such tax shall be deemed a reference to the last day fixed for such payment (determined without regard

to any extension of time for paying the tax). [Sec. 6151 as amended by sec. 1(b), Act of Nov. 2, 1966 (Pub. Law 89-713, 80 Stat. 1108)]

§ 49.6151-1 Time and place for paying tax shown on return.

(a) In general. The tax required to be reported on each tax return required under this subpart is due and payable to the internal revenue officer with whom the return is filed at the time prescribed in § 49.6071(a)-1 for filing such return. See the applicable sections in Part 301 of this chapter (Regulations on Procedure and Administration), for provisions relating to interest on underpayments, additions to tax, and penalties. For provisions relating to the use of Federal Reserve banks and authorized commercial banks in depositing the taxes, see § 49.6302(c)-1.

(b) Termination of special due date. No special due date for paying the tax obtained under the Internal Revenue Code of 1939 (made applicable to the 1954 Code by Treasury Decision 6131, signed April 29, 1955 (20 F.R. 3024, May 5, 1955)) shall apply in the case of the tax for any calendar quarter ended after December 31, 1966, or the tax for any monthly or semimonthly period ended after March 31, 1967.

Par. 25. Section 49.6302(c)-1 is amended by revising paragraphs (a) (1) (iii) and (d) and by adding a new subdivision (iv) to paragraph (a) (1). These revised and added provisions read as follows:

§ 49.6302(c)-1 Use of Government depositaries.

- (a) Requirement—(1) In general.
- (iii) For purposes of applying this subparagraph to a person who computes amounts of tax required to be paid over on the basis of amounts billed (in the case of the tax imposed by section 4251) or tickets sold (in the case of the tax imposed by section 4261), the tax so computed for a monthly period ended after March 31, 1967, shall be considered as collected during the succeeding monthly period and the tax so computed for a semimonthly period shall be considered as collected during the second succeeding semimonthly period. A person must notify the Commissioner before changing from one method of computing the tax to another, so that proper adjustments may be made in order to properly reflect the person's excise tax liability.
- (iv) The provisions of this section shall not apply with respect to taxes for the month or the semimonthly period in which the person receives notice from the district director that returns are required under paragraph (b) of § 46.6011(a)-1 of this chapter, or for any subsequent month or semimonthly period for which such a return is required.

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*

(d) Termination of special deposit date. No special deposit date, obtained under the Internal Revenue Code of 1939 (made applicable to the 1954 Code by Treasury Decision 6131, signed April 29, 1955 (20 F.R. 3024, May 5, 1955)) shall apply in the case of a deposit required by paragraph (a) (1) of this section for any monthly period ended after March 31, 1967, or for any semimonthly period.

[F.R. Doc. 67-1466; Filed, Peb. 6, 1967; 8:49 a.m.]

DEPARTMENT OF AGRICULTURE

Agricultural Stabilization and Conservation Service

[7 CFR Part 814]

MAINLAND CANE SUGAR AREA

Notice of Hearing on Proposed Allotment of 1967 Sugar Quota

Pursuant to the authority contained in the Sugar Act of 1948, as amended (61 Stat. 922, as amended), and in accordance with the applicable rules of practice and procedure (7 CFR 801.1 et seq.) the Secretary of Agriculture has, after due notice (31 F.R. 14457) and hearing, found that allotment of the 1967 sugar quota for the Mainland Cane Sugar Area is necessary to prevent disorderly marketing and to afford all interested persons an equitable opportunity to market sugar, and has established preliminary allotments of a portion of such quota, until the date allotments of the 1967 calendar year sugar quota for the Mainland Cane Sugar Area are prescribed on the basis of a subsequent hearing.

Notice is hereby given that a public hearing will be held in New Orleans, La., at the Monteleone Hotel on February 28. 1967, at 10 a.m., c.s.t., for the purpose of receiving evidence to enable the Secretary of Agriculture to make a fair. efficient and equitable distribution of the above-mentioned quota for the entire calendar year 1967 among persons who process and market sugar produced from sugarcane grown in the Mainland Cane Sugar Area. It will be appropriate at the hearing to present evidence on the basis of which the Secretary may affirm. modify, or change the finding which has been made with respect to necessity for allotment and make or withhold allotment of any such quota in accordance therewith.

In addition, the subjects and issues of this hearing include (1) the manner in which consideration should be given to the statutory factors as well as the need for establishing allotments as may be necessary to avoid unreasonable carry-over of sugar, as provided in section 205 (a) of the Act; (2) the manner in which marketings within allotments shall be restricted; and (3) a provision for the transfer of allotments under circumstances of a succession of interest.

Notice also is given hereby that it will be appropriate at the hearing to present evidence on the basis of which the secretary may revise or amend the allotment of the quota or proration thereof for the purposes of (1) allotting any increase or decrease in the quota; (2) prorating any deficit in the allotment for any allottee; and (3) substituting revised estimates or final data for estimates of such data wherever estimates are used in the formulation of an allotment of the quota.

Signed this 2d day of February 1967.

ORVILLE L. FREEMAN, Secretary,

[P.R. Doc. 67-1432; Filed, Feb. 6, 1967; 8:48 a.m.] [7 CFR Parts 1031, 1032, 1038, 1039, 1044, 1045, 1050, 1051, 1062–1064, 1067, 1068, 1070, 1071, 1078, 1079, 1097–1099, 1102, 1104, 1106, 1108, 1120, 1126–1130, 1132, 1138]

MILK IN KANSAS CITY AND CERTAIN OTHER MARKETING AREAS

Supplemental Notice Reopening Hearing on Proposed Amendments to Tentative Marketing Agreements and Orders

CFR part	Marketing area	Docket No.
1031	Northwestern Indiana	AO 170-A23-R0
1032	Southern Illinois	AO 313-A13-R0
1038	Rock River Valley	AO 194-A16-R0
1039	Milwaukee	AO 212-A21-R0
1044	Michigan Upper Penin- sula.	AO 299-A12-R00
1045	Northeastern Wisconsin	AO 334-A11-R0
1050	Central Illinois	AO 355-A2-R0L
1051	Madison	AO 329-A7-R0L
1062	St. Louis	AO 10-A38-R0L
1063	Quad Cities-Dubuque	AO 105-A26-R0
1064	Kansas City	AO 23-A32-R01.
1067	Ozarks.	AO 222-A22-R0
1068	Minneapolis-St. Paul	AO 178-A20-R0
1070	Cedar Rapids-Iowa City.	AO 229-A17-R0
1071	Neosho Valley	AO 227-A20-R0
1078	North Central Iowa	AO 272-A12-R0
1007	Des Moines	AO 205-A14-R0
1008	Memphis	AO 219-A20-R0
1009	Nashville	AO 184-A25-R0
1102	Paducah	AO 183-A18-R0
1104	Fort Smith Red River Valley	AO 237-A15-R0
1106	Oklahoma Metropolitan	AO 298-A10-R0
1108	Central Arkansas	AO 210-A23-R0 AO 243-A17-R0
1120	Lubbock-Plainview.	AO 238-A7-R0L
1126	North Texas	AO 231-A30-R0
1127	San Antonio	AO 232-A17-R0
1128	Central West Texas	AO 238-A19-R0
1129	Austin-Waco	
1130	Corpus Christi	AO 250-A16-R0
1132	Texas Panhandle	AO 262-A14-R0
1138	Rio Grande Valley	AO 335-A10-R0

This notice is supplemental to the notice of hearing which was published in the Federal Register of January 19, 1967 (32 F.R. 613), with respect to proposed amendments to the tentative marketing agreements and to the orders regulating the handling of milk in the respective marketing areas designated hereinbefore.

Further notice is hereby given pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), and the applicable rules of practice and procedure governing the formulation of marketing agreements and marketing orders (7 CFR Part 900), that the aforesaid hearing will be reopened at President Hotel, 14th and Baltimore, Kansas City, Mo., beginning at 10 a.m., local time, February 13, 1967.

This reopened hearing is for the purpose of receiving evidence with respect to an appropriate single Class I price differential to be specified in each order in an amount not lower with respect to each order than the lowest seasonal differential provided by such order nor higher

than the highest differential specified in such order.

Signed at Washington, D.C., on February 3, 1967.

CLARENCE H. GIRARD, Deputy Administrator, Regulatory Programs.

[F.R. Doc. 67-1454; Filed, Feb. 6, 1967; 8:49 a.m.]

Consumer and Marketing Service [7 CFR Part 1034]

[Docket No. AO-175-A25]

MILK IN DAYTON-SPRINGFIELD, OHIO, MARKETING AREA

Notice of Recommended Decision and Opportunity To File Written Exceptions on Proposed Amendments to Tentative Marketing Agreement and to Order

Pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.) and the applicable rules of practice and procedure governing the formulation of marketing agreements and marketing orders (7 CFR Part 900), notice is hereby given of the filing with the Hearing Clerk of this recommended decision with respect to proposed amendments to the tentative marketing agreement and order regulating the handling of milk in the Dayton-Springfield, Ohio, marketing area. Interested parties may file written exceptions to this decision with the Hearing Clerk, U.S. Department of Agriculture, Washington, D.C. 20250, by the third day after publication of this decision in the FEDERAL REGISTER. The exceptions should be filed 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)).

Preliminary statement. The hearing on the record of which the proposed amendments, as hereinafter set forth, to the tentative marketing agreement and to the order as amended, were formulated, was conducted at Dayton, Ohio, on January 10–12, 1967, pursuant to notice thereof which was issued December 14, 1966 (31 F.R. 16204).

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

- 1. Equivalent prices;
- 2. Expanding the marketing area;
- 3. Milk to be priced and pooled;
- Classification and allocation;
 Class prices and location differen-
- tials; and
 6. Revising and reissuing the entire
- 6. Revising and reissuing the entire order and incorporating a number of

other clarifying and conforming changes in the administrative provisions of the order.

This decision covers only issue No. 1, with respect to the addition of an "equivalent prices" provision to the order. Other issues of the hearing will be considered in a further decision.

 Equivalent prices. An "equivalent prices" provision should be incorporated

in the order.

Producer representatives requesting the addition of this provision expressed concern over the limited number of prices being reported recently for roller process nonfat dry milk (for human consumption) on the Chicago market. They expect no increase in the number of such reported prices for roller process nonfat dry milk. Rather they expect that in the very near future there will be insufficient transactions on the market to make price reporting with respect to this product possible.

Such roller process nonfat dry milk prices are an integral part of the Class II pricing formula of the order. If no price quotation were available and no appropriate substitute provided, there would be a substantial but unwarranted decrease in the Class II price. It is for this reason that the association requested immediate action to incorporate an "equivalent prices" provision in the present order pending consideration of a new formula for pricing Class II milk and an enlargement of the order pricing scheme to apply throughout a proposed expanded marketing area.

There have been previous instances when price quotations used for pricing purposes under Federal orders have been discontinued or otherwise have been monexistent. Provisions have been incorporated in most orders to meet such emergency situations and thus make it possible for the market administrator to compute formula prices. In such cases, the Secretary determines and publishes a price equivalent to the price quotation specified by the order.

Some provision of this type is necessary to meet such situations since normally there could be little or no advance notice of the occurrence. Consequently, the required administrative procedure involved might not permit timely consideration and issuance of an order amendment. The proposed provision would remove uncertainty as to the procedure to be followed in the absence of any price quotation specified in the order and thus would prevent unnecessary interruption in the operation of the order and its important pricing function.

Rulings on proposed findings and conclusions. The period from the close of the hearing through January 23, 1967, was allowed for the filing of briefs. None were filed.

General findings. The findings and determinations hereinafter set forth are supplementary and in addition to the findings and determinations previously made in connection with the issuance of the aforesaid order and of the previously issued amendments thereto; and all of said previous findings and determina-

tions are hereby ratified and affirmed, except insofar as such findings and determinations may be in conflict with the findings and determinations set forth herein.

(a) The tentative marketing agreement and the order, as hereby proposed to be amended, and all of the terms and conditions thereof, will tend to effectuate the declared policy of the Act;

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

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

Recommended marketing agreement and order amending the order. The following order amending the order as amended regulating the handling of milk in the Dayton-Springfield, Ohio, marketing area is recommended as the detailed and appropriate means by which the foregoing conclusions may be carried out. The recommended marketing agreement is not included in this decision because the regulatory provisions thereof would be the same as those contained in the order, as hereby proposed to be amended:

A new § 1034.55 is added to read as follows:

§ 1034.55 Use of equivalent prices.

If for any reason a price quotation required by this part for computing class prices or for other purposes is not available in the manner described, the market administrator shall use a price determined by the Secretary to be equivalent to the price which is required.

Signed at Washington, D.C., on February 2, 1967.

CLARENCE H. GIRARD, Deputy Administrator, Regulatory Programs.

[F.R. Doc. 67-1434; Filed, Feb. 6, 1967; 8:49 a.m.]

[7 CFR Parts 1106, 1126]

MILK IN OKLAHOMA METROPOLITAN AND NORTH TEXAS MARKETING AREAS

Notice of Proposed Suspension of Certain Provisions of Orders

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 orders regulating the handling of milk in the Oklahoma Metropolitan and North Texas marketing areas is being considered for the month of April 1967.

The provisions proposed to be suspended are:

(1) In § 1106.51(a) of the order regulating the handling of milk in the Oklahoma Metropolitan marketing area, the last sentence of the introductory text reading as follows: "To this price add or subtract a 'supply-demand adjustment' of not more than 50 cents (no supply-demand adjustment shall apply for each of the months of January through March 1967), computed as follows:" and subparagraphs (1), (2), and (3), relating to supply-demand adjustment of the Class I price of the Oklahoma Metropolitan order.

(2) In § 1126.51(a) of the order regulating the handling of milk in the North Texas marketing area, that portion of the last sentence of the introductory text reading as follows: "and subject to a supply-demand adjustment of not more than 50 cents (no supply-demand adjustment shall apply for each of the months of January through March 1967) computed as follows:" and subparagraphs (1), (2), (3), (4), (5), and (6), relating to supply-demand adjustment of the Class I price of the North Texas order.

The effect of the suspensions under consideration would be to continue for the month of April 1967 the elimination of the effect of supply-demand adjustors in the Oklahoma Metropolitan and North Texas orders now provided for the months of January through March by amendment issued December 28, 1966. This amendment was based on the record of a public hearing held November 9, 1966, on the basis of which it was concluded that such elimination would facilitate the development and adoption of any improvements that an industry group studying the supply-demand needs of the markets could develop. The industry group reports that completion of its study will require approximately one month longer than was contemplated at the hearing and requests that elimination of effects of supply-demand adjustment in the orders be continued through April 1967 to provide opportunity for completion of the study and timely consideration of any recommendations developed thereby.

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 5 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 February 2, 1967.

CLARENCE H. GIRARD, Deputy Administrator, Regulatory Programs.

[F.R. Doc. 67-1433; Filed, Feb. 6, 1967; 8:49 a.m.]

[9 CFR Part 203]

STATEMENTS OF POLICY AND IN-TERPRETATION UNDER PACKERS AND STOCKYARDS ACT

Insolvency; Definition of Current Assets and Current Liabilities

Notice is hereby given that, pursuant to section 407(a) of the Packers and Stockyards Act, 1921 (7 U.S.C. section 228(a)), and 5 U.S.C. section 552(b) (1966), the Consumer and Marketing Service proposes to promulgate as § 203.10 of Part 203, Chapter II, Title 9, Code of Federal Regulations, the following statement of interpretation concerning insolvency and the definition of current assets and current liabilities.

§ 203.10 Insolvency; definition of current assets and current liabilities.

- (a) Under the Packers and Stockyards Act, 1921, as amended and supplemented (7 U.S.C. section 181 et seq.), the principal test of insolvency is to determine whether a person's current liabilities exceed his current assets. This current ratio test of insolvency under the Act has been reviewed and affirmed by a U.S. Court of Appeals. Bowman v. United States Department of Agriculture, 363 F. 2d 81 (5th Cir. 1966).
- (b) For the purposes of the administration of the Packers and Stockyards Act, 1921, the following terms shall be construed, respectively, to mean:
- (1) "Current assets" means cash and other assets or resources commonly identified as those which are reasonably expected to be realized in cash or sold or consumed during the normal operating cycle of the business, which is considered to be 1 year.
- (2) "Current liabilities" means obligations whose liquidation is reasonably expected to require the use of existing resources principally classifiable as current assets or the creation of other current liabilities during the 1-year operating cycle of the business.
- (c) The term current assets generally includes: (1) Cash in bank or on hand; (2) sums due a market agency from a custodial account for shippers' proceeds; (3) accounts receivable, if collectable; (4) notes receivable and portions of long-term notes receivable within 1 year from date of balance sheet, if collectable; (5) inventories of livestock acquired for purposes of resale or for purposes of market support; (6) feed inventories and other

inventories which are intended to be sold or consumed in the normal operating cycle of the business; (7) accounts due from employees, if collectable; (8) accounts due from officers of a corporation, if collectable; (9) accounts due from affiliates and subsidiaries of corporations if the financial position of such subsidiaries and affiliates justifies such classification; (10) marketable securities representing cash available for current operations and not otherwise pledged as security; (11) accrued interest receivable; and (12) prepaid expenses.

- (d) The term current assets generally excludes: (1) Cash and claims to cash which are restricted as to withdrawal, such as custodial funds for shippers' proceeds, current proceeds receivable from the sale of livestock sold on a commission basis, and cash advances received for the purchase of livestock or other commodities; (2) investments in securities (whether marketable or not) or advances which have been made for the purposes of control, affiliation, or other continuing business advantage; (3) receivables which are not expected to be collected within 12 months; (4) cash surrender value of life insurance policies; (5) land and other natural resources; and (6) depreciable assets.
- (e) The term current liabilities generally includes: (1) Bank overdrafts (per books); (2) amounts due a custodial account for shippers' proceeds; (3) accounts payable within 1 year from date of balance sheet; (4) notes payable or portions thereof due and payable within 1 year from date of balance sheet; (5) accruals such as taxes, wages, social security, unemployment compensation, etc., due and payable as of the date of the balance sheet; and (6) all other liabilities whose regular and ordinary liquidation is expected to occur within 1 year.

This notice of proposed rule making is for the purpose of obtaining the views of interested persons with respect to whether an interpretative statement regarding the above-stated subject matter should be issued, and, if so, whether the foregoing proposal should be adopted or changed in any respect.

Any person who wishes to submit written data, views, or arguments concerning the proposed statement may do so by filing them in duplicate with the Hearing Clerk, U.S. Department of Agriculture, Washington, D.C. 20250, on or before March 15, 1967.

All written statements made pursuant to this notice will be made available for public inspection at such times and places and in a manner convenient to the public business (7 CFR 1.27(b)).

Done at Washington, D.C., this 1st day of February 1967.

CLARENCE H. GIRARD, Deputy Administrator, Regulatory Programs.

[F.R. Doc. 67-1411; Filed, Feb. 6, 1967; 8:47 a.m.]

ATOMIC ENERGY COMMISSION

I 10 CFR Parts 30, 32 1 LICENSING OF BYPRODUCT MATERIAL

Proposed Exemption of Promethium 147 Contained in Spark Gap Tubes

By letter dated November 25, 1966, Siemens America, Inc., filed a petition with the Atomic Energy Commission requesting exemption from the licensing requirements of 10 CFR Part 30, "Rules of General Applicability to Licensing of Byproduct Material," for surge voltage protectors (spark gap tubes) containing up to 30 microcuries of promethium 147 per tube, or if such exemption is not feasible, that such surge voltage protectors (spark gap tubes) be included as generally licensed items under § 31.3(b) of 10 CFR Part 31, "General Licenses for Certain Quantities of Byproduct Material and Byproduct Material Contained in Certain Items."

The Commission has given careful consideration to the petition and is considering a finding that exemption from licensing requirements for the receipt, use, transfer, export, ownership, and acquisition of spark gap tubes containing up to 30 microcuries of promethium 147 will not constitute an unreasonable risk to the common defense and security and to the health and safety of the public. The proposed amendment to 10 CFR Part 30 which follows would accomplish this by adding a subparagraph (8) to existing § 30.15(a), 10 CFR Part 30.

The exemption would not apply to the manufacture or import for sale or distribution of the spark gap tubes. Certain criteria for the issuance of a specific license to conduct such activities and certain reporting and quality control requirements are set forth in §§ 32.14. 32.15, 32.16, and 32.110, 10 CFR Part 32, "Specific Licenses to Manufacture, Distribute, or Import Exempted and Generally Licensed Items Containing Byproduct Material." As discussed below, the radiological hazard represented by a defective spark gap tube containing promethium 147 is so small that it is not considered necessary to impose the visual inspection requirement provided by § 32.-15, 10 CFR Part 32. Therefore, § 32.15 (c), 10 CFR Part 32, which presently exempts glow lamps containing tritium from the visual inspection requirement, would be amended to exempt spark gap tubes containing promethium 147 from that requirement.

Surge voltage protectors consist basically of two metallic elements (a discharge gap or spark gap) sealed inside a glass envelope containing a rare gas atmosphere. Various electrical characteristics can be achieved by varying the amount of promethium 147 activity incorporated in the tubes and by varying the pressure and composition of the rare

gas atmosphere. Surge voltage protectors are intended to protect communication systems, signaling systems, openwire lines and cables, as well as solid state components and other delicate electrical equipment against overvoltages to prevent damage to the equipment.

External overvoltages may be caused by electrical fields in the atmosphere, traveling waves initiated by lightning, short circuits, and direct contact with power lines. Internal overvoltages may be due to the switching of inductances and capacitances. Such overvoltages can be limited to a predetermined safe level by incorporating one or more surge voltage protectors into the electrical devices and equipment. The protectors are characterized by their short reaction time, small tolerances of striking voltage, high current carrying capacity, long life, absence of maintenance requirements, and small size. Promethium 147 is employed to maintain the gas in the tube in a preionized state, thus assuring a high breakdown speed and short reaction time of the tube when subjected to fast rising transient voltages.

There does not appear to be any significant hazard associated with the possession and use of spark gap tubes containing up to 30 microcuries of promethium 147 per tube. The maximum range of the low energy promethium 147 beta radiation is 50 milligrams per square centimeter. Beta exposure to the users of spark gap tubes containing promethium 147 would be prevented by the glass walls which exceed 50 milligrams per square centimeter of surface. A small amount of low-energy x-radiation is produced by the stopping of the promethium 147 beta particles. Evaluation of the potential exposure of individuals handling these tubes indicates that individuals would not receive more than a fraction of the radiation dose limits recommended by the Federal Radiation Council and the International Commission on Radiological Protection.

It is difficult to conceive of any circumstance in which a significant internal exposure could be received. The petitioner states that these tubes are extremely difficult to break or crush and that dropping a tube to a concrete floor from a height of 6 feet will not destroy or damage the tube. Promethium 147, in the form of a chloride, is contained in the tubes on the inside of the glass wall or on the surfaces of concentric electrodes.

It is estimated that the inhalation of 8 microcuries of soluble promethium 147 in an 8-hour period (a highly unlikely event) would result in a dose of 12 millirems to the skeleton in the week following the exposure. This corresponds to the limit recommended by the International Commission on Radiological Protection for the exposure of individuals of the population with bone as the critical organ. An individual would have to inhale over one-fourth of the promethium 147 in a spark gap tube to receive such a dose. Essentially no genetically significant exposure would result from the postulated inhalation.

The petitioner anticipates that a total of approximately 3 to 5 curies of promethium 147 would be distributed in Siemens-type spark gap tubes in the United States annually. The quantity of radioactive material involved and the nature of handling, use, and disposal of these spark gap tubes containing promethium 147 is such that no question of significant population exposure or contamination of the environment exists.

An exemption for spark gap tubes containing promethium 147 would be consistent with the consumer product criteria published in the FEDERAL REGISTER on March 16, 1965 (30 F.R. 3462), which set out the essential terms of the Commission's policy with respect to the approval of the use of byproduct and source material in products intended for use by the general public without the imposition of regulatory controls on the

The Commission has determined that spark gap tubes containing promethium 147 are products intended for use by the general public. Accordingly, pursuant to \$ 150.15(a) (6), 10 CFR Part 150, "Exemptions and Continued Regulatory Authority in Agreement States Under Section 274," the transfer of their possession or control by the manufacturer, processor, or producer, would be subject to the Commission's licensing and regulatory requirements even if the product were manufactured pursuant to an agreement State 1 license. A manufacturer, processor, or producer of spark gap tubes containing promethium 147, when located in an agreement State, would be required to file an application with the Commission for a specific license authorizing the transfer of such tubes. The application should meet the criteria of § 32.14a(b), (c), and (d), 10 CFR Part 32.

Pursuant to the Atomic Energy Act of 1954, as amended, and the Administra-tive Procedure Act of 1946, as amended, notice is hereby given that adoption of the following amendments to 10 CFR Part 30 and 10 CFR Part 32 is contemplated. All interested persons who desire to submit written comments or suggestions for consideration in connection with the proposed amendments should send them to the Secretary, U.S. Atomic Energy Commission, Washington, D.C. 20545, within 30 days after publication of this notice in the Federal Register. Comments received after that period will be considered if it is practical to do so, but assurance of consideration cannot be given except as to comments filed within the period specified.

Section 30.15(a) of 10 CFR Part 30
 s amended to add a new subparagraph
 to read as follows;

§ 30.15 Certain items containing tritium or promethium 147.

(a) Except for persons who apply tritium or promethium 147 to, or persons who incorporate tritium or promethium 147 into, the following products, or persons who import for sale or distribution the following products containing tritium or promethium 147, any person is exempt from the requirements for a license set forth in section 31 of the Act and from the regulations in Parts 20 and 30-36 of this chapter to the extent that such person receives, possesses, uses, transfers, exports, owns, or acquires the following products:

(8) Spark gap tubes containing not more than 30 microcuries of promethium 147. The levels of radiation from each spark gap tube containing promethium 147 will not exceed 0.5 millirad per hour at one centimeter from any surface when measured through 7 milligrams per square centimeter of absorber.

2. Section 32.15(c) of 10 CFR Part 32 is amended to read as follows:

§ 32.15 Same; quality control.

Each person licensed under § 32.14 shall:

(c) Visually inspect each device, except glow lamps containing tritium and spark gap tubes containing promethium 147, in production lots and reject any device which has an observable physical defect that could affect containment of the tritium or promethium 147.

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

Dated at Washington, D.C., this 26th day of January 1967.

For the Atomic Energy Commission.

W. B. McCool, Secretary.

[P.R. Doc. 67-1385; Filed, Feb. 6, 1967; 8:45 a.m.]

FEDERAL AVIATION AGENCY

[14 CFR Part 39]

[Docket No. 7932]

AIRWORTHINESS DIRECTIVES

Model BAC 1-11 200 and 400 Series Airplanes

The Federal Aviation Agency is considering amending Part 39 of the Federal Aviation Regulations by adding an airworthiness directive applicable to Model BAC 1-11 200 and 400 Series airplanes. Cracks in the Fin Top Actuator Fittings, P/N AB 21A 1009 (premodification PM 378) for 200 Series airplanes, and P/N AK 21A 6283 (postmodification PM 378) for 400 Series airplanes, have been discovered during structure rig tests conducted by the manufacturer. These cracks, if allowed to spread beyond the limits specified in BAC I-11 Alert Service Bulletin 55-A-PM 2707, can cause a failure of the fitting. Since this condition is likely to exist or develop in other airplanes of the same type design, the proposed AD would require inspection of

A State to which the Commission has transferred certain regulatory authority over radioactive material by formal agreement, pursuant to sec. 274 of the Atomic Energy Act of 1954, as amended.

the actuator fittings for cracks, and replacement of those fittings found cracked

beyond the specified limits.

Interested persons are invited to participate in the making of the proposed rule by submitting such written data, views, or arguments as they may desire. Communications should identify the docket number and be submitted in duplicate to the Federal Aviation Agency. Office of the General Counsel, Attention: Rules Docket, 800 Independence Avenue SW., Washington, D.C. 20553. All communications received on or before March 9, 1967, will be considered by the Administrator before taking action upon the proposed rule. The proposals contained in this notice may be changed in the light of comments received. All comments will be available, both before and after the closing date for comments, in the Rules Docket for examination by interested persons.

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

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

TISH AMCRAFT. Applies to Model BAC 1-11 200 and 400 Series airplanes. BRITISH ATROPAPT. Compliance required as indicated, unless

already accomplished.

To detect cracks in the Fin Top Actuator Pitting P/N AB 21A 1009 (premodification PM 378) for 200 Series airplanes and P/N AK 21A 6283 (postmodification PM 378) for 400 Series airplanes, accomplish the follow-

(a) Within 8,000 landings, or for aircraft which have exceeded 5,800 landings, within 200 landings after the effective date of this AD, visually inspect the actuator fitting P/N AB 21A 1009 or P/N AK 21A 6283 as appropriate, for cracks in accordance with BAC 1-11 Alert Service Bulletin 55-A-PM 2707, Issue 1, dated November 16, 1966, or later ARBapproved incue

(b) Repeat the visual inspections of para graph (a) at intervals not exceeding 600 hours time in service for aircraft which have no cracks, and at intervals of 100 hours' time in service for aircraft which have cracks that do not exceed either 0.30" for item (1), or 0.45" for item (2) of Figure 1, specified in BAC 1-11 Alert Service Bulletin 55-A-PM 2707, dated November 16, 1966, or later ARB-

approved issue.

(c) Actuator fittings which have cracks which exceed the acceptable limitations defined in BAC 1-11 Alert Service Bulletin 55-A-PM 2707 are unserviceable and must be replaced before further flight, in accordance with BAC 1-11 Service Bulletin 55-PM 2707, dated October 18, 1966, or later ARB-ap-proved issue, or FAA-approved equivalent. (d) Within 10,000 landings after the ef-

fective date of this AD, modify actuator fittings P/N AB 21A 1009 or P/N AK 21A 6283, in accordance with BAC 1-11 Service Bulletin 55-PM 2707, dated October 18, 1966, or later ARB-spproved issue or an equivalent approved by the Chief, Aircraft Certification Staff, Europe, Africa, Middle East Region.

(e) The repetitive inspections required by paragraphs (a) and (b) of this AD may be discontinued after the actuator fittings are modified in accordance with paragraph (c) or (d) of this AD.

(f) For the purpose of complying with this AD subject to acceptance by the as-

signed FAA maintenance inspector, the number of landings may be determined by dividing each airplane's hours' time in service by the operator's fleet average time from takeoff to landing for the airplane type.

Issued in Washington, D.C., on February 1, 1967.

> JAMES F. RUDOLPH. Acting Director, Flight Standards Service.

[F.R. Doc. 67-1387; Filed, Feb. 6, 1967; 8:45 a.m.]

[14 CFR Part 39]

[Docket No. 7933]

AIRWORTHINESS DIRECTIVES

BAC 1-11, 200 and 400 Series Airplanes

The Federal Aviation Agency is considering amending Part 39 of the Federal Aviation Regulations by adding an airworthiness directive applicable to BAC 1-11, 200 and 400 Series airplanes. There have been cracks found in the fin rib details and adjacent stringer cleats that could result in a failure of the fin rib assembly. Since this condition is likely to exist or develop in other airplanes of the same type design, the proposed airworthiness directive would require the inspection of the fin ribs Nos. 1 through 7 on these airplanes and the repair before further flight of any cracks found exceeding permissible limits.

Interested persons are invited to participate in the making of the proposed rule by submitting such written data, views, or arguments as they may desire. Communications should identify the docket number and be submitted in duplicate to the Federal Aviation Agency. Office of the General Counsel, Attention: Rules Docket, 800 Independence Avenue SW., Washington, D.C. 20553. All communications received on or before March 9, 1967, will be considered by the Administrator before taking action upon the proposed rule. The proposals contained in this notice may be changed in light of the comments received. All comments will be available, both before and after the closing date for comments, in the Rules Docket for examination by interested persons.

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

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

arrish Arrchaft. Applies to Model BAC 1-11, 200 and 400 Series airplanes. Compliance required as indicated. To prevent possible failure of the fin rib BRITISH AIRCRAFT.

assembly, accomplish the following:

(a) Within the next 200 hours' time in service on airplanes exceeding 3800 hours' time in service or before the completion of 4000 hours' time in service on all other airplanes and thereafter at intervals not to exceed 600 hours' time in service from the last inspection, conduct a visual or radiographic inspection of the fin ribs Nos. 1 through 7

for cracks in accordance with British Aircraft Corp. BAC One-Eleven Alert Service Bulletin No. 55-A-PM 2730, or later ARBapproved issue, or an FAA-approved equiv-

(b) If damage is found that is within the permissible limits specified in BAC 1-11 Alert Service Bulletin No. 55-A-PM 2730, or later ARB-approved issue, reinspect local areas of known damage, using the inspection procedures specified in paragraph (a), at tervals not to exceed 200 hours' time in service from the last inspection.

(c) If damage to the fin ribs is found that exceeds the permissible limits specified in the BAC 1-11 Alert Service Bulletin No. 55-A-PM 2730, or later ARB-approved issue, repair the damaged parts in accordance with BAC 1-11 Service Bulletin No. 55-PM 2730, or later ARB-approved issue, prior to further

Norz: The inspections required by paragraph (b) are in addition to the general inspections required by paragraph (a).

Issued in Washington, D.C., on February 1, 1967.

> JAMES F. RUDOLPH, Acting Director, Flight Standards Service.

[F.R. Doc. 67-1388; Filed, Feb. 6, 1967; 8:45 a.m.]

[14 CFR Part 39] [Docket No. 7934]

AIRWORTHINESS DIRECTIVES Model BAC 1-11 200 and 400 Series Airplanes

The Federal Aviation Agency is considering amending Part 39 of the Federal Aviation Regulations by adding an airworthiness directive applicable to Model BAC 1-11 200 and 400 Series airplanes. Service experience has disclosed failures of link pins, P/N AB 21-6503, installed between the stabilizer pivot lower link assembly and the fin, that could result in complete failure of the stabilizer, Since this condition is likely to exist or develop in other airplanes of the same type design, the proposed airworthiness directive would require replacement of P/N AB 21-6503, with a new P/N AB 21-6679, and adjustment of this replacement.

Interested persons are invited to participate in the making of the proposed rule by submitting such written data, views, or arguments as they may desire. Communications should identify the docket number and be submitted in duplicate to the Federal Aviation Agency, Office of the General Counsel, Attention: Rules Docket, 800 Independence Avenue SW., Washington, D.C. 20553. All communications received on or before March 9, 1967, will be considered by the Administrator before taking action upon the proposed rule. The proposals contained in this notice may be changed in the light of comments received. All comments will be available, both before and after the closing date for comments, in the Rules Docket for examination by interested persons.

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

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

BRITISH AIRCRAFT. Applies to Model BAC 1-11 200 and 400 Series airplanes. Compliance required as indicated, unless

already accomplished.

To prevent failure of the link pin, P/N AB 21-6503, installed between the stabilizer pivot lower link assembly and the fin, accomplish the following.

- (a) Within the next 200 landings for airplanes with 800 or more landings, and before the expiration of 1,000 landings for air-planes with less than 800 landings, remove P/N AB 21-6503 from service, and replace with a new P/N AB 21-6679.
- (b) After each installation of a new P/N AB 21-6679, conduct a check of the adjust ment and torque loading of the horizontal stabilizer side load transfer mechanism and stabilizer link assembly center pivot in ac-cordance with BAC One-Eleven Alert Service Bulletin 55-A-PM 2706, Issue 1, dated November 16, 1966, or later ARB-approved issue.
- (c) For the purpose of complying with this AD, subject to acceptance by the assigned FAA maintenance inspector, the number of landings may be determined by dividing each airplane's hours' time in service by the operator's fleet average time from takeoff to landing for the airplane type.

Issued in Washington, D.C., on February 1, 1967.

JAMES F. RUDOLPH, Acting Director. Flight Standards Service.

[F.R. Doc. 67-1389; Filed, Feb. 6, 1967; 8:45 a.m.]

I 14 CFR Part 71 1

[Airspace Docket No. 67-SW-4]

TRANSITION AREA

Proposed Alteration

The Federal Aviation Agency is considering an amendment to Part 71 of the Federal Aviation Regulations which would alter the transition area at Houma, La.

The Houma, La., transition area is presently designated as that airspace extending upward from 700 feet above the surface within a 5-mile radius of the Houma Municipal Airport (latitude 29°34'10" N., longitude 90°39'40" W.) and within 2 miles each side of the Tibby, La., VOR 123° radial, extending from the 5-mile radius area to the VOR.

It is proposed to redesignate the Houma, La., transition area as that airspace extending upward from 700 feet above the surface within a 5-mile radius of the Houma Municipal Airport (latitude 29°34'10" N., longitude 90°39'40" W.) and within 2 miles each side of the Tibby VORTAC 123° radial (117° magnetic), extending from the VORTAC to 27 miles SE of the VORTAC.

The proposed alteration will provide airspace protection for aircraft executing approach/departure procedures associated with the additional instrument approach proposed to serve the Houma, La., Municipal Airport.

Interested persons may submit such written data, views, or arguments as they may desire. Communications should be submitted in triplicate to the Chief, Air Traffic Division, Southwest Region, Federal Aviation Agency, Post Office Box 1689, Fort Worth, Tex. 76101. All communications received within 45 days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Agency officials may be made by contacting the Chief, Air Traffic Division. Any data, views, or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

The official Docket will be available for examination by interested persons at the Office of the Regional Counsel, Southwest Region, Federal Aviation Agency, Fort Worth, Tex. An informal Docket will also be available for examination at the Office of the Chief, Air Traffic Division.

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

Issued in Fort Worth, Tex., on January 27, 1967.

HENRY L. NEWMAN, Director, Southwest Region.

(F.R. Doc. 67-1390; Filed, Feb. 6, 1967; 8:45 a.m.]

[14 CFR Part 71]

[Airspace Docket No. 67-SW-3]

TRANSITION AREA

Proposed Alteration

The Federal Aviation Agency is considering an amendment to Part 71 of the Federal Aviation Regulations which would alter the transition area at Cotulla.

The Cotulla, Tex., transition area is presently designated as that airspace extending upward from 700 feet above the surface within a 5-mile radius of the Cotulia Municipal Airport (latitude 28"-27'15" N., longitude 99°13'05" W.) and within 8 miles north and 5 miles south of the Cotulla VOR 085° and 265° radials, extending to 5 miles west and 12 miles east of the VOR; and that airspace extending upward from 1,200 feet above the surface bounded by a line beginning at latitude 28°52'00" N., longitude 99°25'-00" W., to latitude 28°54'00" N., longitude 99°05'00" W., to latitude 28°19'00" N., longitude 98°37'00" W., to latitude 28°05'00" N., longitude 98°48'00" W., to latitude 28°06'00" N., longitude 99°08'-00" W., to latitude 28°08'20" N., longitude 99°18'20" W., to latitude 28°32'00" N., longitude 99°28'00" W., to point of beginning.

It is proposed to redesignate the Cotulla, Tex., transition area as that airspace extending upward from 700 feet

above the surface within a 5-mile radius of the Cotulla Municipal Airport (latitude 28°27'15" N., longitude 99°13'05" W.) and within 8 miles north and 5 miles south of the Cotulla VOR 085° (076° magnetic) and 265" (256" magnetic) radials, extending to 5 miles west and 12 miles east of the VOR; and that airspace extending upward from 1,200 feet above the surface bounded by a line beginning at latitude 28°52'00" N., longitude 99°25'00" W., to latitude 28°54'00 N., longitude 99°05'00" W., to latitude 28°19'00'' N., longitude 98°37'00'' W. to latitude 28°05'00'' N., longitude 98°48'00'' W., to latitude 28°06'00'' N. longitude 99°08'00" W., to latitude 28° 08'20" N., longitude 99°18'20" W., to latitude 28°32'00" N., longitude 99°23' 00" W., to point of beginning; and that airspace extending upward from 3,000 feet MSL bounded by a line beginning at latitude 28°54'00" N., longitude 99' 05'00" W., to latitude 28°43'30" N., longitude 98°17'30' W., to latitude 28' 34'00' N., longitude 98°23'00' W., to latitude 28°27'00' N., longitude 98°14' 00' W., to latitude 28°07'00' N., longitude 98°14' tude 98°27'00" W., to latitude 28°05'00" N., longitude 98°48'00" W., to latitude 28°19'00" N., longitude 98°37'00" W., thence to point of beginning.

The proposed alteration will afford additional controlled airspace necessary to provide a radar vector area for aircraft operating between San Antonio, Tex and Mexico.

Interested persons may submit such written data, views, or arguments as they may desire. Communications should be submitted in triplicate to the Chief, Air Traffic Division, Southwest Region, Federal Aviation Agency, Post Office Box 1689, Fort Worth, Tex. 76101. All communications received within 45 days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendment. No public hearing is contemplated at this time, but arrangements for informal conferences with Federal Aviation Agency officials may be made by contacting the Chief, Air Traffic Division. Any data, views, or arguments presented during such conferences must also be submitted in writing in accordance with this notice in order to become part of the record for consideration. The proposal contained in this notice may be changed in the light of comments received.

The official Docket will be available for examination by interested persons at the Office of the Regional Counsel, Southwest Region, Federal Aviation Agency, Fort Worth, Tex. An informal Docket will also be available for examination at the Office of the Chief, Air Traffic Division.

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

Issued in Fort Worth, Tex., on January 27, 1967.

HENRY L. NEWMAN, Director, Southwest Region.

[F.R. Doc. 67-1391; Filed, Feb. 6, 1967; 8:45 a.m.]

Notices

DEPARTMENT OF THE TREASURY

Bureau of Customs
[Antidumping—ATS 643.3-b]

ICE SKATE BLADES FROM JAPAN Withholding of Appraisement Notice

FEBRUARY 1, 1967.

Pursuant to section 201(b) of the Antidumping Act, 1921, as amended (19 U.S.C. 160(b)), notice is hereby given that there are reasonable grounds to believe or suspect, from information presented to me, that the purchase price of ice skate blades from Japan is less, or likely to be less, than the foreign market value as defined, respectively, in sections 203 and 205 of that Act, as amended (19 U.S.C. 162 and 164).

Customs officers are being directed to withhold appraisement of ice skate blades imported from Japan in accordance with the provisions of £14.9(a) of the Customs Regulations (19 CFR 14.9(a)). All importations entered, or withdrawn from warehouse, for consumption, after the date of publication of this notice in the PEDERAL REGISTER are subject to this order.

The information alleging that the merchandise under consideration was being sold at less than fair value within the meaning of the Antidumping Act was received in proper form on March 22, 1966. Pursuant to § 14.6(d), Customs Regulations (19 CFR 14.6(d)), an "Antidumping Proceeding Notice" pertaining to this merchandise was published on page 8599 of the Federal Register of June 21, 1966.

This notice is published pursuant to \$14.6(e) of the Customs Regulations (19 CFR 14.6(e)).

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

[F.R. Doc. 67-1417; Filed, Feb. 6, 1967; 8:47 a.m.]

[Antidumping-ATS 643.3-b]

THIOUREA FROM WEST GERMANY

Withholding of Appraisement Notice

FEBRUARY 1, 1967.

Pursuant to section 201(b) of the Antidumping Act, 1921, as amended (19 U.S.C. 160(b)), notice is hereby given that there are reasonable grounds to believe or suspect, from information presented to me, that the purchase price of thiourea from West Germany, manufactured by Degussa, A.G., Frankfurt/Main, West Germany, is less, or likely to be less, than the foreign market value as defined, respectively, in sections 203 and 205 of that Act, as amended (19 U.S.C. 162 and 164).

Customs officers are being directed to withhold appraisement of thiourea imported from West Germany, manufactured by Degussa, A.G., Frankfurt/ Main, West Germany, in accordance with the provisions of § 14.9(a) of the Customs Regulations (19 CFR 14.9(a)) This withholding order is limited to the importations from and transactions of and with Degussa, A.G., Frankfurt/ Main, West Germany. The investiga-tion will continue as to this firm only. unless information requiring that it be expanded is received before the final disposition of this case. All importations entered, or withdrawn from warehouse, for consumption, after the date of publication of this notice in the Fep-ERAL REGISTER are subject to this order.

The information alleging that the merchandise under consideration was being sold at less than fair value within the meaning of the Antidumping Act was received in proper form on May 11, 1966. Pursuant to § 14.6(d), Customs Regulations (19 CFR 14.6(d)), an "Antidumping Proceeding Notice" pertaining to this merchandise was published on page 8641 of the Federal Register of June 22, 1966.

This notice is published pursuant to \$14.6(e) of the Customs Regulations (19 CFR 14.6(e)).

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

[P.R. Doc. 67-1418; Filed, Feb. 6, 1967; 8:47 a.m.]

Office of the Secretary

[Antidumping-ATS 643.3-m]

ICE SKATE BLADES FROM JAPAN Notice of Tentative Determination

JANUARY 26, 1967.

Information was received on March 22, 1966, that ice skate blades imported from Japan were being sold at less than fair value within the meaning of the Antidumping Act, 1921, as amended (19 U.S.C. 160 et seq.). This information was the subject of an "Antidumping Proceeding Notice" which was published pursuant to section 14.6(d), Customs Regulations, in the Federal Register of June 21, 1966, on page 8599 thereof.

I hereby make a tentative determination that ice skate blades imported from Japan are being, and are likely to be, sold at less than fair value within the meaning of section 201(a) of the Antidumping Act, 1921, as amended (19 U.S.C. 160(a)),

Statement of reasons on which this tentative determination is based. Sales to the United States were made to persons not related to the exporter within the meaning of section 207 of the Antidumping Act (19 U.S.C. 166). Sales of identical or similar merchandise in the home market were insufficient upon which to base a comparison. Sales of similar merchandise were made to third countries. Therefore, purchase price has been compared with the third country price of similar merchandise for fair value purposes.

Purchase price was calculated by deducting inland freight from the f.c.b. port price for exportation to the United States.

Third country price was based on the f.o.b. price of similar merchandise for exportation to countries other than the United States. From this price were deducted the inland freight, and the difference in the packing costs incurred on the compared items. Further adjustments were made for differences in the cost of production of the higher quality lee skate blades sold to third countries as compared with the ice skate blades sold to the United States.

Comparison between purchase price and third country price calculated as above revealed that purchase price was lower than third country price.

Customs field officers are being instructed to withhold appraisement of the above-described merchandise from Japan.

Such written submissions as interested parties may care to make with respect to the contemplated action will be given appropriate consideration by the Secretary of the Treasury.

If any person believes that any information obtained by the Bureau of Customs in the course of this antidumping proceeding is inaccurate or that for any other reason the tentative determination is in error, he may request in writing that the Secretary of the Treasury afford him an opportunity to present his views in this regard.

Any such written submissions or requests should be addressed to the Commissioner of Customs, 2100 K Street NW.. Washington, D.C. 20226, in time to be received by his office not later than 30 days from the date of publication of this notice in the FEDERAL REGISTER.

This tentative determination and the statement of reasons therefor are published pursuant to § 14.8(a) of the Customs Regulations (19 CFR 14.8(a)).

[SEAL] TRUE DAVIS,
Assistant Secretary of the Treasury.
[F.R. Doc. 67-1419; Filed, Feb. 6, 1967;
8:47 a.m.]

DEPARTMENT OF THE INTERIOR

Bureau of Land Management [New Mexico 435]

NEW MEXICO

Notice of Classification of Lands

JANUARY 30, 1967.

Pursuant to the Act of September 19, 1964 (43 U.S.C. 1411-18) and the regulations in 43 CFR Parts 2410 and 2411,

T. 25 S., R. 17 W.,

Sec. 1; Secs. 3 to 31, inclusive;

the public lands within the areas described below, together with any lands therein that may become public lands in the future, are classified for multiple use management. The described public lands are segregated from appropriation under the Homestead, Desert Land, and Allotment laws (43 U.S.C. p. 7, 43 U.S.C. p. 9, and 25 U.S.C. 334), and from sale under 2455 of the Revised Statutes (43 U.S.C. 1171) and the lands shall remain open to all other applicable forms of appropriation, including the mining and mineral leasing laws.

There were no comments received following publication of the notice of proposed classification (31 F.R. 14656). No adverse comments received at the public hearing on the proposed classification which was held December 13, 1966. The record showing endorsements of the classification made by members of the public attending the hearing is on file and can be examined in the Las Cruces District Office and the Land Office, Santa Fe, N. Mex. The public lands affected by this classification are located within the following described area and are shown on maps on file in the Las Cruces District Office, Las Cruces, N. Mex., and on maps and records in the New Mexico Land Office, Bureau of Land Management, U.S. Post Office and Federal Building. South Federal Place, Santa Fe, N. Mex.

NEW MEXICO PRINCIPLE MERIDIAN T. 22 S., R. 16 W. Secs. 17, 18 and 19, T. 18 S., R. 17 W., Sec. 19, W1/2 T. 19 S., R. 17 W. Sec. 5, NW 4 and 81/2; Secs. 6, 7 and 8; Sec. 15: Secs. 17 to 22, inclusive; Sec. 27, NW48W4 and 848W4; Sec. 28, W4NE4, NW4 and 84; Secs. 29 to 34, inclusive; Sec. 35, W¼ NW¼ and NW¼ SW¼. T. 20 S., R. 17 W., Sec. 1, SW%NE%, S%NW%, SW%, and W%SE%; Secs. 4 to 24, inclusive; Secs. 26 to 35, inclusive. T. 21 S., R. 17 W Sec. 4, W1/4 NW1/4 and SW1/4; Secs. 5, 6 and 7; Sec. 8, SW1/4SW1/4; Secs. 18 and 19; Sec. 20, W%NE%, NW%, and S%; Sec. 21, 81/81/2: Sec. 22, 81/481/4 Secs. 27 to 31, inclusive; Sec. 33: Sec. 34, NW1/4. T. 22 S., R. 17 W., Sec. 5. SW1/4: Sec. 6: Sec. 10, S½SW¼, and SE¼; Sec. 13, N¼; Secs. 14 and 15; Sec. 19, NE1/4 and 81/2; Secs. 20 to 22, inclusive; Sec. 23, N½ and SW¼: Sec. 27, N½ and SW¼: Secs. 28 to 30, inclusive; Sec. 31, E% and E%W%; Sec. 33, N1/2. T. 24 S., R. 17 W.,

Sec. 7, SW1/4;

Sec. 19, NW14;

Sec. 18, W1/2

Sec. 31.

Secs. 33 to 35, inclusive. T. 30 S., R. 17 W., Secs. 4 to 9, inclusive; Secs. 17 to 21, inclusive; Sec. 30. T. 15 S., R. 18 W., Sec. 27: Sec. 28, 81/281/2; Sec. 33 Sec. 34, W1/ T. 16 S., R. 18 W. Secs. 1 to 5, inclusive; Secs. 8 to 24, inclusive; Sec. 27, SW¼NW¼ and SW¼; Secs. 28 to 33, inclusive. T. 17 S., R. 18 W., Secs. 3 to 36, inclusive. T. 18 S., R. 18 W, Secs. 1 to 24, inclusive; Sec. 25, N½; Secs. 25 to 35, inclusive. T. 19 S., R. 18 W. T. 20 S., R. 18 W., Secs. 1 to 28, inclusive; Sec. 29, SE% NE% and SE%; Secs. 35 and 36. T. 21 S., R. 18 W., Sec. 1; Sec. 11, SE4/SE4; Secs. 12 and 13; Sec. 14, NE¼ NE¼, S½ NE¼, and S½; Secs. 24 to 27, inclusive. Sec. 28, SE14; Sec. 30, W14; Sec. 31, W1/2; Sec. 33, NE 1/4; Sec. 34, N 1/2 and SE 1/4; Secs. 35 and 36, Sec. 30 and 30.
T. 22 S., R. 18 W.,
Sec. 1, E½ and E½ W½;
Sec. 3, NE¼ and NE½ SE¼;
Sec. 10, SE½ SW¼ and S½ SE¼; Sec. 11, 81/4 Sec. 12, NE14, E14NW14, SW14, and W14 SE'4; Sec. 13, W'₂NE'₄ and E'₂NW'₄; Sec. 14, NE'₄NE'₄, W'₂NE'₄, NW'₄, N'₂ SW'₃, and NW'₄SE'₄; Sec. 15, N'₂ and N'₂SE'₄; Sec. 25, SE¼. T. 23 S., R. 18 W., Sec. 6, S½NE¼, W½, and W½SE¼; Sec 7; Sec 14, SW¼NW¼, SW¼, and W½SE¼; Sec 14, SW¼SW¼; Sec 15, NE¼ and S½; Sec 17, NW¼NE¼, S½NE¼, NW¼, and S%; Secs. 18 to 21, inclusive; Sec. 26, S½N½ and S½; Secs. 27 to 35, inclusive. T. 24 S., R. 18 W. T. 25 S., R. 18 W. Secs. 1 to 31, inclusive; Secs. 33 to 35, inclusive, T. 26 S., R. 18 W., Secs. 7, 8, and 15; Secs. 17 to 22, inclusive; Sec. 27, W14: Secs. 28 to 35, inclusive. T. 27 S., R. 18 W., Secs. 3 to 10, inclusive; Sec. 11, N1/2 and N1/2 S1/2; Sec. 15: Sec. 17, N1/2: Secs. 18 and 19; Sec. 26, 81/2 Secs. 30 and 31; Sec. 33, 81/481/4; Sec. 34, 81/481/4; Sec. 35 T. 28 S., R. 18 W., Secs. 1 to 35, inclusive. T, 29 S., R, 18 W., Secs. 1 to 12, inclusive; Secs. 17 and 18;

Sec. 30, NW¼; Sec. 33, E½SW¼ and SE¼; Sec. 34, S½S½. T. 30 S., R. 18 W., Sec. 1, E½; Sec. 3, N½ and SW¼SW¼; Secs. 4 to 9, inclusive; Sec. 12, E½, E½NW¼, NE¼SW¼, and S½ Secs. 13 to 18, inclusive; Sec. 19, NW 1/4 NE 1/4; Sec. 21, E1/4; Secs. 22 to 24, inclusive; Sec. 25, SE% NE%; Secs. 26 and 27; Sec. 28, NE14, E14NW14, SW14NW14, and 814: Secs. 33 to 35, inclusive. T. 31 S., R. 18 W., Secs. 1 to 4, inclusive; Sec. 9, N½N½; Secs. 10 to 15, inclusive; Secs. 21 to 28, inclusive; Secs. 33 to 35, inclusive, Secs. 33 to 35, inclusive, T. 16 S., R. 19 W., Sec. 14, SW¼; Secs. 21 to 28, inclusive; Secs. 33 to 36, inclusive. T. 17 S., R. 19 W., Secs. 1 to 4, inclusive; Sec. 7, NW¼SW¼ and S½S½; Sec. 8, NE¼NE¼, S½NE¼, and S½; Secs. 9 to 36, inclusive. Tps. 18 and 19 S., R. 19 W. T. 20 S., R. 19 W., Secs. 1 to 31, inclusive; Secs. 33 to 36, inclusive. Secs. 33 to 35, inclusive.

T. 21 S., R. 19 W.,
Secs. 1 and 11 to 14, inclusive;
Sec. 23, N½;
Sec. 24, N½, E½SW¼, and SE¼;
Sec. 25, NE¼, E½NW¼, and S½.

T. 22 S., R. 19 W., Sec. 25, S1/2 SW1/4 and SW1/4 SE1/4; Sec. 26; Secs. 33 to 35, inclusive, T. 23 S., R. 19 W., Secs. 1 to 4, inclusive Sec. 5. E½. N½NW¼, SE¼NW½, NE¼ SW¼, and S½SW¼; Sec. 7. NE¼SE¼ and S½SE½; Secs. 8 to 17, inclusive; Sec. 18, NE¼NE½, S½N½, and S½. Sec. 20, E1/3: Secs. 21 to 29, inclusive: Sec. 30, E1/2 and S1/2SW1/4; Secs. 31 to 36, inclusive. T. 24 S., R. 19 W., Sec. 1. N½N½, S½NW¼, N½SW¼, and SW¼SW¼; Secs. 2 to 5, inclusive; Sec. 7, S%NE% and N%S%; Sec. 7, S½NE¼ and N½S½;
Secs. 8 and 10;
Sec. 11, N½N½, S½NW¼, and SW¼;
Sec. 12, NW¼NW¼;
Sec. 19, S½SW¼;
Sec. 20, S½SW¼;
Sec. 28, NE¼ and S½;
Sec. 29, NW¼NW¼, S½NW¾, and S½;
Sec. 30, N½ and N½S½;
Secs. 33 to 35, inclusive. T. 25 S., R. 19 W., Secs. 1 to 4, inclusive; Secs. 8 to 16, inclusive; Sec. 17, 5% NE%, SE% NW%, and S%; Sec. 18, E% SE%; Sec. 19, E%, NE% SW%, and S%SW%; Sec. 19, E½, NE½, SW¼, and S½, SW¼.

Secs. 20 to 35, inclusive.

T. 26 S., R. 19 W.,

Secs. 3 to 17, inclusive;

Sec. 18, N½, E½, SW¼, and SE¼;

Sec. 20, NE¼, E½, NW¼, and NW¼, SE¼;

Secs. 21 to 28, inclusive; Sec. 29, E1/2E1/4; Secs. 33 to 36, inclusive. T. 27 S., R. 19 W., Secs. 1 to 3, inclusive; Secs. 10 to 15, inclusive; Secs. 23 to 26, inclusive;

Sec. 27, E1/6: Secs. 35 and 36. Secs. 35 and 36. 7.28 S., R. 19 W., Secs. 1 to 3, inclusive; Sec. 4, SW4,NE¼, and SE¼; Sec. 9, N¼,NE¼; Sec. 10, N½, E½SW¼, and SE¼; Secs. 11 to 14, inclusive; Sec. 15, E%; Sec. 22, E% NE%; Secs. 23 to 25, inclusive; Sec. 28, N%, N%SW%, SE%SW%, and SE¼; Sec. 35, E½. T. 29 S., R. 19 W., Sec. 1: Sec. 10, SE%NW%, E%SW%, and SE%; Sec. 11, S½; Sec. 12, E½, E½NW¼, and SW¼; Secs. 13 to 15, inclusive; Secs. 22 to 24, inclusive; Sec. 25, N½ and SW¼; Secs. 26 to 28, inclusive; Secs. 33 to 36, inclusive. T. 30 S., R. 19 W. Secs. 1, 3, and 4; Sec. 5, E1/2, E1/2 W1/2, and SW1/4 SW1/4; Sec. 6, SE1/4 SW1/4 and S1/4 SE1/4; Secs. 12 and 13; Sec. 24, N%NE%, SW%NE%, and NW%. T.16 S. R. 20 W., 7, W%NW%, NW%SW%, and S% SW14; Sec. 18, W14, NW14SE14; and S14SE14; Sec. 19, NW14NE14 and W14; Sec. 22, NW 14 and S14; Sec. 24, N%NE%, SW%NE%, and NW%; Sec. 27, N/2; Secs. 28 to 33, inclusive. T.18 S., R. 20 W., Sec. 1, E/2; Secs, 3 to 11, inclusive; Sec. 12, NE 1/4 and S1/4; Secs. 13 to 36. T. 19 S., R. 20 W. T. 20 S., R. 20 W. Secs. 1 to 35, inclusive. T. 21 S., R. 20 W., Secs. 3 to 35, inclusive. T. 22 S., R. 20 W., Secs. 3 to 10, inclusive; Secs. 15 to 21, inclusive; Sec. 22, SW14: Sec. 27, W14: Secs. 28 to 35, inclusive. T. 23 S. R. 20 W., Secs. 3 to 10, inclusive; Sec. 11, W4; Sec. 13, SE4,NE4, SW4,NW4, SW4, and S48E4 Secs. 14 to 23, inclusive; Sec. 24, W 1/2 W 1/4; Sec. 26, N 1/4; Secs, 27 to 33, inclusive: Sec. 34, W1/4 T. 24 S., R. 20 W. Sec. 5, N14, N148W14, SW14SW14, and N14 SEM: Sec. 7: Sec. 7: N\(\frac{1}{2}\) N\(\frac{1}{2}\) Sec. 7: N\(\frac{1}{2}\) N\(\frac{1}{2}\) Sec. 7: N\(\frac{1}{2}\) N\(\frac{1}2\) N\(\frac{1}2\) N\(\frac{1}2\) N\(\frac{1}2\) N\(\frac{1}2\) N Sec. 31 Sec. 31.

1.25 S., 20 W.,

Sec. 8, N.4., SW4, and W4. SE4;

Sec. 7, NW4. NE4, S4. NE4, W4, and SE4;

Sec. 8, SW4. SW4;

Sec. 18, NM4. NW4, and SW4;

Sec. 18 and 19;

Sec. 20, W4. NW4, and SW4;

Sec. 20, W 1/2 NW 1/4, and SW 1/4; Sec. 29, W 1/4, and SW 1/4 SE 1/4;

Secs. 30 and 31.

T. 26 S., R. 20 W., Secs. 1, 6 and 7; Sec. 11, E%E%; Sec. 123/ Sec. 13, N%; Sec. 18, N%; and SW%; Sec. 19, 81/4; Sec. 27; Secs. 30 and 31: Sec. 34. T. 27 S., R. 20 W., Sec. 3; Sec. 5, W1/4; Secs. 6, and 7; Sec. 8, W1/4 E1/4, and W1/4; Sec. 10; Sec. 11, W1/4W1/4; Sec. 13, E14; Sec. 15, W14; Sec. 15; Secs. 17 to 23, inclusive; Sec. 24, N/2, and SW/4; Sec. 25, NW/4, and N/4 SW/4. Sec. 26, NE/4, N/4 NW/4, SE/4 NW/4, and NEWSEW Secs. 27 to 29, inclusive; Sec. 30, NW¼ NE¼ and N½ NW¼; Sec. 32, NW¼ NE¼ and NE¾ NW¼; Sec. 33: Sec. 34, W%NE%, W%, NW%SE%, and S14SE14 T. 16 S., R. 21 W., Sec. 3, N½, N½, S½, and SE¼, SE¼; Sec. 7, Fractional; Sec. 10, E1/2; Sec. 11, N1/2NW1/4, SW1/4NW1/4, NW1/4SW1/4, and S%SW14: Sec. 12, NE 4 and 8 4; Secs. 13 to 15, inclusive; Secs. 17 to 36, inclusive. Tps. 17, 18, 19, 20, 21, 22, and 23 S., R. 21 W. T. 24 S., R. 21 W. Secs. 1 to 24, inclusive; Sec. 25, S14; Secs. 26 to 36, inclusive. T. 25 S., R. 21 W. 1.26 S., R. 21 W., Secs. 1 to 17, inclusive; Sec. 18, N½, N½ SW¼, and SE¼; Sec. 19, N½ NE¼, SE¼ NE¼, and SE¼; Secs. 20 to 29, inclusive; Sec. 30, NE¼, N½SE¼, and SW¼SE¼; Secs. 33 to 36, inclusive. T. 27 S., R. 21 W., Secs. 1 to 4, inclusive; Sec. 5, E1/2, E1/2 W1/4, and SW1/4 SW1/4; Sec. 8, NE1/4 and E1/2 NW1/4; Secs. 9 to 15, inclusive; Sec. 22, E14 Secs. 23 and 24: Sec. 25, N1/2 N1/2 Sec. 26, N1/2NE1/4, SW1/4NE1/4, W1/2, and SE14; Sec. 34, NE¼ NE¼, S¼ NE¼, and N½ SE¼; Sec. 35, NW¼. T. 26 S., R. 22 W., Secs. 1 and 12; Sec. 13, NE 1/4. T.278, R.8 W., Secs. 17 to 20, inclusive; Sec. 21, SW4NE4, W4, W4SE4, and SE4SE4; Secs. 28 to 30, inclusive; Sec. 31, N½N½, S½NW¼, and W½SW¼; Sec. 33, N½ and SW¼; Sec. 34. T. 28 S., R. 8 W., Sec. 4, NW14; Sec. 5, S14SW14; Sec. 6, W14 and SE14; Sec. 8, W1/ Sec. 17, SW¼; Secs. 18, 19, and 20; Sec. 21. N1/4:

T. 29 S., R. 8 W., Sec. 5, W.M., SE.M.; Sec. 6, N.M. and N.M. SE.M., T. 27 S., R. 9 W., Sec. 4, SW14; Secs. 5 to 10, inclusive; Sec. 11, SW¼ and S½SE¼; Sec. 12, S½S½; Secs. 13 to 36, inclusive. T. 28 S., R. 9 W., Secs. 1 to 31, inclusive; Secs. 34 to 36, inclusive, T. 29 S., R. 9 W., Secs. 1, 2, 3, and 6; Secs. 9 to 15, inclusive. T. 25 S., R. 10 W., Sec. 18, SW¼; Sec. 19, NW¼. T. 26 S., R. 10 W., Sec. 17, S1/2: Secs. 18 to 20, inclusive; Sec. 21, S½; Sec. 27, W½; Secs. 28 to 33, inclusive; Sec. 34, W1/2 and SE1/4. Tps. 27 and 28 S., R. 10 W. T. 29 S., R. 10 W., Secs 1 to 6, inclusive; Sec. 7, N½ and NW¼SW¼; Secs. 8 and 9; Secs. 8 and 9; Sec. 10, NE¼ and NE¼ NW¼. T. 24 S., R. 11 W., Sec. 7, S½SW¼; Sec. 18, W¼ and S½SE¼; Secs. 19 and 20; Secs. 19 and 20; Sec. 21, W½; Sec. 27, SW¼, W½SE¼, and SE¼SE¼; Secs. 28 to 35, inclusive, T. 25 S., R. 11 W., Secs. 2 to 11, inclusive; Sec. 12, 514 Secs. 13 to 24, inclusive; Secs. 26 to 35, inclusive. T. 26 S., R. 11 W., Secs. 3 to 36, inclusive. Tps. 27 and 28 S., R. 11 W. T. 29 S., R. 11 W. Secs. 1 to 11, inclusive; Sec. 12, N½SW¼ and N½SE¼; Sec. 13, W½; Secs. 14 to 18, inclusive. T. 24 S., R. 12 W., Secs. 13 and 14; Sec. 15, E½ SE¼; Secs. 19 to 36, inclusive. Tps. 25, 26, 27, and 28 S., R. 12 W. T. 29 S., R. 12 W., Secs. 1 to 18, inclusive, T. 25 S., R. 13 W., Secs. 12 to 36, inclusive, Tps. 26, 27, and 28 S., R. 13 W. T. 29 S., R. 13 W Secs. 1 to 18, inclusive.
T. 25 S., R. 14 W.,
Sec. 31, SE¹/₄.
Tps. 26, 27, 28, 29, 30, 31, and 32 S., R. 14 W. T. 33 S., R. 14, W. Sec. 17, SE 1/4 SE 1/4; Sec. 18, S 1/4 NW 1/4 and SW 1/4; Secs. 19 and 20; Sec. 28, SW 1/4 NW 1/4, SW 1/4, and S1/4 SE 1/4: Secs. 29, 30, and 31. T. 34 S., R. 14 W., Sec. 5, N½NW¼ and SW¼NW¼; Sec. 6, N½. Tps. 26, 27, 28, 29, 30, and 31 S., R. 15 W. T. 32 S., R. 15 W. Secs. 1 to 33, inclusive. T. 33 S., R. 15 W., Secs. 4, 5, and 6; Sec. 7, NW 1/4 NE 1/4; Secs. 8, 9, and 10; Sec. 11, S½N½ and S½; Sec. 12, SW¼NW¼, SW¼, and W½SE½; Sec. 13, W½NE¼, W½, and SE½; Secs. 14 to 17, inclusive; Sec. 18, NE 14 SE 14; Secs. 20 to 29, inclusive:

Sec. 30;

Sec. 31, W14W14.

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Sec. 30, SW%, W%SE%, and SE%SE%;	T. 10 S., R. 8 W.,	T. 15 S., R. 7 W.,
Sec. 31, SE1/4;	Secs. 3, 4, 9, and 10;	Sec. 13, S%SW% and SE%;
Secs. 33 to 36, inclusive. T. 34 S., R. 15 W.,	Sec. 11, W½; Secs. 13 to 15, inclusive;	Sec. 14, S½S½; Secs. 23 to 26, inclusive;
Secs. 1 to 6, inclusive;	Secs. 22 to 27, inclusive;	Sec. 27, S¼NE¼ and SE¼;
Sec. 7, N¼ and SE¼;	Sec. 33, E1/2 NE1/4, SW1/4 NE1/4, SE1/4 NW1/4,	Sec. 33, S14NW 14 and S1/4;
Secs. 8 to 12, inclusive;	E%SW%, and SE%; Sec. 34, NE% NE%, W%NE%, W%, and W%	Sec. 34, NE14 and S14; Secs. 35 and 36.
Sec. 14, W1/2E1/2 and W1/2; Secs. 15 to 17, inclusive;	SE14.	T. 16 S., R. 7 W.,
Sec. 18, E1/2;	SE¼. T.11 S., R. 8 W.,	Secs. 1 to 3, inclusive;
Sec. 19, E1/2;	Sec. 1, S%NE% and N%SE%;	Sec. 4, N\\\ N\\\ SW\\\ , and SE\\\;
Secs. 20, 21, and 22; Sec. 23, W1/2E1/2 and W1/2.	Sec. 3, NWMNEM and NMNWM; Sec. 4, NEMNEM;	Sec. 9, NEW, SEWNWW, NEWSWW, and
T. 26 S., R. 16 W.,	Sec. 25, SE 4 NE 4 and E 4 SE 4.	N¼ SE¼; Sec. 10, N½, N½SW¼, and SE¼;
Sec. 11. SW 1/4 SW 1/4;	T 125 R 8 W	Secs, 11 and 12.
Secs. 12 to 30, inclusive;	Sec. 21, W%SW% and SE%SW%; Sec. 24, SE%SW% and SW%SE%;	Sec. 18, N14NE14, SW14NE14, and NW14; Sec. 14, NE14, E14NW14, NW14NW14, and
Sec. 31, NE34; Sec. 32, N34;	Sec. 25, NE14, E14 NW 14, and S1/4;	NW4SE4;
Secs, 33 to 36, inclusive.	Sec. 25, NE%, E%NW%, and S%; Sec. 26, SW%NE%, S%NW%, N%SW%.	Sec. 15, N%NE%.
T. 27 S., R. 16 W.,	SE¼SW¼, and SE¼; Sec. 27, S½N½;	T. 18 S., R. 7 W.,
Sec. 1; Sec. 10, SE14;	Sec. 28, S1/2NE1/4, W1/2, and W1/2SE1/4;	Sec. 12, E%SE%; Sec. 13, NE%, E%NW%, SW%NW%, and
Sec. 11. S¼:	Sec. 33, N1/2 N1/2.	8%:
Secs. 12 to 14, inclusive; Sec. 15, E½ and E½NW¼; Secs. 21 to 36, inclusive.	T. 20 S., R. 8 W.,	Sec. 14, SE%NE%, SE%SW%, SW%SE%
Sec. 15, E½ and E½NW¼;	Sec. 7, NE4/SW4, S%SW4, and SW4/SE4;	and EWSEK:
T. 28 S., R. 16 W.	Sec. 18. W 1/4 and S 1/4 SE 1/4;	Sec. 17, SW4SW4, E4SW4, and SW4 SE4;
T. 29 S., R. 16 W.,	Secs. 19 and 20;	Sec. 19, SW 1/4 and S1/4 SE 1/4;
Secs. 1 to 6, inclusive;	Sec. 25, SE¼NE¼ and NE¼SE¼;	Secs. 20 to 24, inclusive;
Sec. 7, E1/4; Secs. 8 to 17, inclusive;	Secs. 29 to 32, inclusive. T. 21 S., R. 8 W.,	Sec. 25, N½N½; Sec. 26;
Secs. 21 to 27, inclusive;	Dec. 1, D/2;	Sec. 27, N1/4, N1/4 SW1/4, and SE1/4;
Sec. 33, E1/2;	Sec. 3, 91/4;	Sec. 28, N1/2 and N1/2 SW1/4;
Secs. 34 to 36, inclusive.	Sec. 4, 8½; Secs. 5 to 36, inclusive.	Sec. 29;
T. 30 S., R. 16 W., Sec. 3, N¼;	T. 22 S., R. 8 W.,	Sec. 35, NE¼, E½NW¼, and NW¼NW¼ Sec. 35, NE¼, E½NW¼, and NW¼NW¼
Sec. 4, NE 1/4;	Secs. 1 to 18, inclusive;	T. 20 S., R. 7 W.,
Sec. 12, 8½ SE¼; Sec. 13, NE¼, E½NW¼, and 8½;	Sec. 19, N¼ and SW¼; Secs. 20 to 29, inclusive;	Sec. 7, SW1/4;
Sec. 14, SE%;	Sec. 30, NW ¼;	Sec. 8, NE%NW%, S%NW%, NW%SW%
Sec. 23, NE 1/4 and S1/4;	Sec. 35, N1/2 and SW1/4.	and S1/2SW; Sec. 17, W1/2;
Secs. 24 to 26, inclusive;	T. 25 S., R. 8 W.,	Secs. 18 to 20, inclusive:
Sec. 27, E1/2 E1/2; Sec. 35, N 1/2 and SE1/4.	Secs. 1 to 3, inclusive; Sec. 4, E4/SW4/4 and SE4/4;	Sec. 21, W1/2;
T. 31 S., R. 16 W.,	Sec. 8, SE1/4;	Secs. 28 to 33, inclusive.
Sec. 1, E1/2 and E1/2NW1/4;	Sec. 9, NE1/4, E1/4, NW1/4, and S1/4;	T. 21 S., R. 7 W., Sec. 1, SE ¼ NE ¼ and SE ¼;
Sec. 11;	Secs. 10 to 16, inclusive; Sec. 17, NE1/4, E1/2 NW1/4, and S1/2;	Sec. 3, NE 1/4 NE 1/4, W 1/2 E 1/2, and W 1/2;
Secs. 12 and 13; Sec. 14, E½, E½NW¼, and SW¼;	Sec. 18, E1/2 SE1/4;	Secs. 4 to 7, inclusive;
Secs. 23 to 26, inclusive;	Sec. 19, E1/2; Secs. 20 to 29, inclusive;	Sec. 8, NW¼ and S½; Sec. 9, SW¼SW¼;
Sec. 27, E1/4;	Secs. 20 to 29, inclusive;	
Sec. 25, N1/4 and SE1/4.	Sec. 30, N½ and SE¼; Secs. 31 to 36, inclusive.	Sec. 11, NE1/4; Secs. 12 to 14, inclusive;
T. 33 S., R. 16 W., Sec. 1, N½ and N½S½,	T. 26 S., R. 8 W.,	Secs. 17 to 20, inclusive;
T. 34 S., R. 16 W.,	Secs. 1 to 18, inclusive;	Sec. 21, N\\(\frac{1}{2}\); Sec. 23, NE\(\frac{1}{2}\) NE\(\frac{1}{2}\), W\(\frac{1}{2}\) NE\(\frac{1}{2}\), and W\(\frac{1}{2}\);
Sec. 1;	Sec. 19, E¼; Secs. 20 to 29, inclusive;	Sec. 24, NE 1/4 and SE 1/4 SE 1/4;
Sec. 12, E½NE¼, NW¼,NE¼, and N½	Sec. 30, E1/2 E1/2;	Sec. 25, E1/2E1/2;
NW¼;	Secs. 33 to 36, inclusive.	Sec. 26, NW14NW14; Sec. 27, NE14 and N14SE14;
T. 26 S., R. 17 W., Sec. 1:	T. 27 S., R. 8 W.,	Secs. 29 to 31, inclusive.
Secs. 11 to 13, inclusive;	Secs. 1 to 3, inclusive; Sec. 10, N¼ and SE¼;	T. 22 S., R. 7 W.,
Sec. 14, S1/4 SE1/4;	Secs. 11 to 14, inclusive;	Sec. 5. W%NW%, NW%SW%, and S%
Sec. 24;	Sec. 15, E½E½.	SW14;
Sec. 25, E1/4.	T. 11 S., R. 7 W., Secs. 1 to 30, inclusive;	Sec. 6; Sec. 7, W½;
T. 28 S., R. 17 W., Secs. 12 to 14, inclusive;	Secs. 32 to 36, inclusive.	Sec. 18, SW 1/4 and SE 1/4 SE 1/4;
Secs. 23 to 26, inclusive;	T. 12 S., R. 7 W.,	Sec. 19.
Sec. 35, E1/2;	Secs. 1 to 4, inclusive;	T. 25 S., R. 7 W.,
Sec. 36.	Sec. 5, E1/4 and N/4NW 1/4;	Secs. 3 to 10, inclusive; Sec. 11, NW¼ and S½;
T. 22 S., R. 10 W., Sec. 13, E½, NE¼NW¼, and W¼W¼;	Sec. 8, N½ NE¼; Sec. 9, N½N½, SE¼ NE¼, and SE¼;	Secs. 14 to 23, inclusive;
Sec. 14, N\\ NE\\ , SE\\ NE\\ , and SE\\ .	Secs. 10 to 14, inclusive;	Secs. 26 to 35, inclusive.
T. 20 S., R. 9 W.,	Sec. 15, N%NE% and NE%NW%;	T. 26 S., R. 7 W.,
Sec. 10, 8½;	Secs. 23 to 26, inclusive;	Secs. 3 to 11, inclusive;
Sec. 11, S½; Secs. 13 to 15, inclusive;	Sec. 27, S%NE%, NW%NW%, S%NW%, and S%;	Secs. 14 to 23, inclusive; Secs. 26 to 35, inclusive;
Secs. 24 and 25;	Secs, 28 and 29;	T. 27 S., R. 7 W.,
Sec. 26, 81/2;	Sec. 30, NE%, E%NW%, SW%NW%, and	Secs. 3 to 10, inclusive;
Sec. 33, SW \(SE\(\), E\(\) SE\(\);	S½; Sec. 33, N½;	Secs. 15 to 18, Inclusive;
Secs. 34 to 36, inclusive. T. 21 S., R. 9 W.	Sec. 34, N½;	Sec. 20, E1/2; Secs. 21 and 22;
T. 22 S., R. 9 W.	T. 13 S., R. 7 W.,	Sec. 26, 81/2;
Secs. 1 to 26, inclusive;	Secs. 1 and 10 to 14, inclusive:	Secs. 27 and 28;
Sec. 27, E¼NE¼ and W¼NW¼;	Sec. 15, E%NE%, NW%NE%, and N%	Sec. 29, E1/2;
Sec. 28, N½;	NW14;	Sec. 33, NW1/4:
Sec. 29. W 1/4 NW 1/4:	DOUBLES MILLIAMS	
Sec. 29, W ½ NW ¼; Sec. 30, N ½;	Secs. 23 and 24; Sec. 25, W1/2;	Sec. 34, N¼; Sec. 35, S¼.

Case Sand C. T. 10 C. D. S. W.	
T. 28 S., R. 7 W., Secs. 5 and 6; T. 19 S., R. 5 W., Sec. 12; Sec. 7, E½ and E½ W½; Secs. 1 to 28, inclusive;	
Sec. 13, NW1/4; Secs. 8 to 17, inclusive; Secs. 30 and 31;	
Sec. 14, NE ¹ / ₄ ; Sec. 34 and 35.	
Sec. 24. Sec. 19, N½NE¼, SE¼NE¾, NE¼NW¼, T. 20 S., R. 5 W., and E½SE¾; Sec. 3, E½;	
Sec. 1, N/2 and SE 1/4. Secs. 20 to 27, inclusive; Secs. 6 and 7;	
T. 11 S., R. 6 W., Sec. 28, N\\(\frac{1}{2}\), E\(\frac{1}{2}\)SW\\(\frac{1}{4}\), and SE\(\frac{1}{4}\); Sec. 8, N\\(\frac{1}{4}\) and S\(\frac{1}{4}\);	
Sec. 1, E%; Sec. 29, N½, NE½, SW¼, NE½, NW¼, N½ Secs. 17 and 18;	
Sec. 6, W½ W½; Sw¼, and NW¼ SE¼; Sec. 20, NW½; Sec. 7, W½ W½; Sec. 30, E½ NE¼ and NE¼ SE¼; Sec. 30, NW¼ SW¼.	
Sec. 12, NE 4 NE 4; Sec. 33, NE 4 and E 5 NW 4; T. 21 S., R. 5 W.	
Sec. 13, S½; Sec. 34, N½, E½SW¼, and SW¼SE¼; Sec. 11, NE¾;	and there
Sec. 14, S½; Sec. 15, SW¼ NW¼ and S½; Sec. 35, N½, NE¼ SW¼, and SE¼; Sec. 12, N½, SW¼ SW¼, E½S Sec. 36. SE¼;	Wis. and
Sec. 18, 81/4 SW1/4; T. 20 S., R. 6 W., Sec. 13, N1/4 and SE1/4 SE1/4;	
Sec. 19 to 36, inclusive. Sec. 1; Sec. 14, E½NE½ and SW½NE½;	
T. 12 S., R. 6 W. Sec. 10, SE1/4; Sec. 18, W1/2;	
T. 13 S., R. 6 W., Sec. 19; Sec. 19; Sec. 1, E½ ½, and NW½ NE½; Secs. 12 to 15, inclusive; Sec. 20, W½ SW¼ and SE½ SW½;	
Sec. 8, N 1/2, N 1/2 SW 1/4, and SW 1/4 SW 1/4; Sec. 19, E 1/2 E 1/2 and NW 1/4 NE 1/4; Sec. 24, NE 1/4 and E 1/2 NW 1/4;	
Sec. 11, 8½ 8½; Secs. 20 to 28, inclusive; Secs. 25 and 26;	
Sec. 12, E½, E½ W½, and SW¼ SW¼; Sec. 29, E½, E½ W½, and NW¼ NW¼; Sec. 27, E½ NE½ and SE¼; Secs. 13 and 14; Sec. 28, SW¼ SW¼;	
Sec. 15, E1/4 SE1/4; T. 21 S., R. 6 W., Sec. 29, SW1/4 NE1/4, W1/2, and SE1/4	
Sec. 21; Secs. 1 to 30 inclusive; Secs. 30 to 32, inclusive;	
Sec. 22, NE 1/4, NE 1/4, Sec. 31, NE 1/4, E 1/4, NW 1/4, NW 1/4, NE 1/4 Sec. 33, SW 1/4, NE 1/4 Sec. 34, SW 1/4, SW 1/	
Secs. 23 to 28, inclusive; SW14, N14SE14, and SE14SE14; Sec. 34, N14NE14; Sec. 32, S14SE14; Sec. 35, N14N14.	
Sec. 30, 8½; T. 22 S., R. 6 W., T. 22 S., R. 5 W.,	
Secs. 31 to 36, inclusive. Secs. 1 and 2; Sec. 1:	
T.14 S., R. 6 W., Sec. 3, N½, N½S½, and S½SE½; Secs. 4 to 36, inclusive.	
Secs. 1 to 5, inclusive; Secs. 10, E½; T. 23 S. R. 5 W., Secs. 3 to 10, inclusive; Secs. 3 to 10, inclusive; Secs. 3 to 10, inclusive;	
Secs. 8 to 10, inclusive; Secs. 11 to 14, inclusive; Sec. 3 to 10, inclusive; Sec. 15, \mathbb{N}_2 ; Sec. 15, \mathbb{N}_2 ;	
Sec. 12, N ½, N ½ SW ¼, and SE ¼; Sec. 22, E ½; Secs. 17 and 18.	
Sec. 13, N½ NE¼; Secs. 23 to 26, Inclusive. 1, 24 S., R. 5 W.,	
Sec. 17, N½N½; T. 23 S., R. 6 W., Sec. 3, W½; T. 15 S. R. 6 W., Sec. 1; Secs. 4 and 9;	
T. 15 S., R. 6, W., Sec. 1, E1/4 SW 4 and SE 4; Sec. 3, N ½ and SE ½; Sec. 10, W ½ and SW ½ SE ½;	
Sec. 12, S14; Sec. 13, S14; Sec. 13, S14;	
Sec. 13; Sec. 10, NE/4, E/2NW/4, and NW/4NW/4; Secs. 14 and 15;	
Con 10:	
Sec. 24: Sec. 13, NE¼, Secs. 26 to 35, inclusive.	
Sec. 25; Tps. 25, 26, and 27 S., R. 5 W.	
Sec. 25, NE34; E½NW34, SW34NW34, and Sec. 23, S32SE34; T. 28 S., R. 5 W., Sec. 24, NE34, E32NW34, and S32. Secs. 1 to 3, inclusive;	
Sec. 27 S1/ S1/. Sec. 4, N1/2;	
Sec. 28. St. SEM: Sec. 5, N1/2;	
Sec. 31; Sec. 11, 37, and 55 %; Sec. 6, N 2, and 58 %;	
San 19:	
T. 16 S., R. 6 W., Sec. 14, E½; Sec. 14, E½; Sec. 17 to 7, inclusive: Sec. 18, W.72; Sec. 19, W.72;	
Sec. 8, N14N14:	
Sec. 9, N½, N½; Sec. 11, SW¼; Sec. 12, SW¼; Sec. 12, SW¼; Sec. 23 to 26, inclusive; Sec. 10, NE¼, E½, NW¼, and NW¼, NW¼; Sec. 27, SW¼; Sec. 21, SW¼; Sec. 21	
Sec. 10, NE%, EUNW %, and NW % NW %: Sec. 27, St2; Secs. 1 to 18, inclusive.	
Secs. 28 to 36, inclusive. T. 10 S., R. 4 W.,	
Sec. 20, SEVANEVA, SWV4SEVA, and EVASEVA:	
Sec. 21. Signey. NWW. NWW. SignWW	
and S½: Sec. 22, S½ N½ and S½: Sec. 23, S½ N½ and S½: Sec. 24, N½ and S½: Sec. 25, S½ N½ and S½: Sec. 25, S½ N½ and S½: Sec. 26, NS	
Secs. 23 to 28, inclusive:	
Sec. 29, N 1/2, E1/2 SW 1/4, and SE 1/4: Sage 1 to 25 traditions	
Secs. 33 to 36, inclusive.	
Sec. 3 to 10, inclusive; Sec. 14, N/2;	
Sec. 1 to 4, inclusive; Sec. 11, W ₄ ; Secs. 15 to 22, inclusive; Sec. 7, NE¼SW¼ and N½SE¼; Secs. 13 to 17, inclusive; Secs. 27 to 34, inclusive.	
Sec. 18 EL/ EL/NW14 and NW14 NW14 T 12 G D 4 W	
Secs. 9 to 17, inclusive: Sec. 10 NEW NEW.	
Sec. 20, N1/2, NW1/4SW1/4, E1/2SW1/4, and Sec. 17, W1/2NW1/4, NW1/4SW1/4	, and S1/2
Sec. 20 NEW and WILGELL	
000, 8, N14 N14, SW14 NW14, and W14 SW14 + Sees 33 to 36 inclusive. Sees 30 and 31	The same of
Sec. 9, AW 4, NW 4; T. 15 S., R. 5 W., T. 14 S., R. 4 W.,	
Sec. 7 St.: Sace 8 to 36 inclusive	
Sec. 14, N14: Sec. 8, St4: The 15 16 17 and 18 S. D. 4 W.	
Sec. 17, W½ W½; Secs. 9 to 36, inclusive. T. 19 S., R. 4 W.	
Secs. 18 and 19; Tps. 16 and 17 S., R. 5 W. Secs. 1 to 14, inclusive: Sec. 20, W1/4 W1/4; T. 18 S., R. 5 W. Sec. 15, N1/4, N1/4 SW1/4, and SE1/4;	17.11
Sec. 31. Sec. 1 to 16 inclusive: Sec. 17 NL/NEL/ and NWL/	
T. 19 S. R. 6 W Ster. 17 NIL.	
Sec. 18, N½; Sec. 19, NW¼ and W½SW¼;	
Sec. 3, SE¼; Sec. 21 to 28, inclusive; Sec. 22, E½NE¼; Sec. 4, W¼ and SW¼SE¼; Secs. 33 to 36, inclusive. Sec. 23, N½;	

		and the same of th
Sec. 24, N¼ and SE¼;	T.9 S., R. 1 E.,	T. 16 S., R. 2 E.,
Sec. 25, E1/2;	Sec. 13, 5½;	Secs. 5 to 8, inclusive;
Sec. 33, NE ¼, SE ¼ NW ¼, and S½;	Sec. 14, 81/2;	Secs. 17 to 20, inclusive;
Secs. 34 to 36, inclusive.	Sec. 15, 8½;	Sec. 21, W½; Secs. 29 to 32, inclusive.
T. 20 S., R. 4 W.,	Secs. 21 to 28, inclusive;	T. 17 S., R. 2 E.,
Secs. 1 to 4, inclusive;	Secs. 33 to 36, inclusive.	Secs. 5 to 8, inclusive;
Sec. 5, E½; Sec. 8, E½ and SE¼SW¼;	T. 10 S., R. 1 E., Secs. 1 to 3, inclusive;	Secs. 17 to 21, inclusive;
Sec. 0, E /2 and OE /40 W /4,	Secs. 10 to 15, inclusive;	Secs. 28 to 33, inclusive.
Sec. 9 to 16, inclusive; Sec. 17, E¼ and E½W½;	Secs. 22 to 26, inclusive;	T. 18 S., R. 2 E.,
Sec. 20, E1/2, E1/2 W1/2, and SW1/4 SW1/4;	Secs. 35 and 36.	Secs. 3 to 10, inclusive.
Secs. 21 to 29, inclusive;	T. 11 S., R. 1 E.,	T. 21 S., R. 2 E.,
Sec. 30, NE 14, SE 14 NW 14, and S14;	Secs. 1 and 2;	Sec. 19;
Secs. 31 to 36, inclusive.	Secs. 11 to 14, inclusive;	Sec. 20, S1/2;
T. 21 S., R. 4 W.	Secs. 24 and 25;	Sec. 21, 81/4;
T. 22 S., R. 4 W.	Secs. 31 to 36, inclusive.	Sec. 24, E1/2;
T. 23 S., R. 4 W.,	Tps. 12, 13, 14, 15, 16, and 17 S., R. 1 E.	Sec. 25, NE%, SE%NW%, NE%SW%, and
Secs. 1 to 5, inclusive;	T. 18 S., R. 1 E.,	N%SE%;
Secs. 8 to 17, inclusive;	Secs. 1 to 12, inclusive;	Sec. 27, S½;
Secs. 20 to 29, inclusive;	Secs. 17 to 19, inclusive;	Sec. 28, 8½;
Sec. 33, N 1/2;	Sec. 20, NW1/4;	Secs. 29 to 32, inclusive.
Sec. 34, N 1/4 and SE 1/4;	Secs. 30 and 31.	T. 22 S., R. 2 E.,
Secs. 35 and 36.	T. 19 S., R. 1 E.,	Secs. 5 to 8, inclusive:
T. 24 S., R. 4 W.,	Secs. 6, 7, 18, 19, 30, and 31.	Sec. 12;
Sec. 1;	T. 21 S., R. 1 E.,	Sec. 17, W½; Secs. 18 to 20, inclusive;
Sec. 3, N/2;	Secs. 24, 25, and 36.	Sec. 23, S1/2 N1/2 and S1/2;
Secs. 12 and 13;	T. 22 S., R. 1 E.,	Sec. 24, 814;
Sec. 19, N½;	Secs. 1 to 3, inclusive;	Secs. 25 to 29, inclusive;
Sec. 24;	Sec. 4, E1/2;	Secs. 33 to 36, inclusive.
Sec. 25, N½NE¼; Secs. 31, 33, and 34.	Sec. 5, W1/4SW1/4;	T. 23 S., R. 2 E.,
Tps. 25, 26, 27, and 28 S., R. 4 W.	Sec. 6, S1/2;	Secs. 1 to 4, inclusive;
T. 29 S., R. 4 W.,	Sec. 7;	Secs. 9 to 15, inclusive;
Secs. 1 to 18, inclusive.	Sec. 8, SW1/4SW1/4;	Secs. 22 to 26, inclusive;
T. 10 S., R. 3 W.,	Sec. 12;	Secs. 35 and 36.
Secs. 16, E1/2;	Sec. 17, W\\\ NW\\\ and NW\\\ SW\\\;	T. 24 S., R. 2 E.,
Secs. 21 and 28;	Secs. 18 and 19;	Sec. 1;
Secs. 31 to 33, inclusive.	Sec. 20; Sec. 29, NW 1/4 NE 1/4, NW 1/4, SW 1/4, and SW 1/4	Secs. 11 to 14, inclusive;
T. 11 S., R. 3 W.,		Sec. 24;
Secs. 4 to 9, inclusive;	SE14; Secs. 30 and 31.	Secs. 30 to 32, inclusive.
Secs. 16 to 21, inclusive;		T. 25 S., R. 2 E.,
Secs. 28 to 33, inclusive.	T. 23 S., R. 1 E., Sec. 5, NW 4 NE 14 and N 1/2 NW 1/4;	Secs. 5 to 9, inclusive;
T. 12 S., R. 3 W.,	Sec. 6;	Secs. 17 to 21, inclusive;
Secs. 4 to 9, inclusive;	Secs. 18 and 19;	Sec. 27, W½ and W½SE¼; Secs. 28 to 34, inclusive;
Secs. 16 to 18, inclusive.	Sec. 20, S\%SW\% and SW\%SE\%;	Sec. 35, W%SW%, and SE%SW%.
Tps. 14, 15, 16, 17, 18, 19, 20, 21, 22, and 23 S.,	Sec. 28, SW 1/4 NW 1/4 and SW 1/4;	T. 26 S., R. 2 E.,
R. 3 W.	Secs. 29 to 32, inclusive;	Secs. 3 to 11, inclusive;
T. 24 S., R. 3 W.,	Sec. 33, NW 1/4 and NW 1/4 SW 1/4;	Sec. 12, SW1/4NW1/4:
Secs. 1 to 29, inclusive;	Sec. 34.	Secs. 14 to 23, inclusive:
Sec. 30, N ½; Sec. 31, S ½;	T. 24 S., R. 1 E.,	Sec. 24, W%SW%, SE%SW%, and E
Secs. 32 to 36, inclusive.	Secs. 2 to 22, Inclusive;	SE%:
Tps, 25, 26, 27, and 28 S., R. 3 W.	Secs. 25 to 36, inclusive.	Secs. 25 to 36, inclusive.
T. 29 S., R. 3 W.,	Tps. 25, 26, 27, and 28 S., R. 1 E.	Tps. 27 and 28 S., R. 2 E.
Secs. 1 to 18, inclusive.	T. 29 S., R. 1 E.,	T. 29 S., R. 2 E.,
T. 13 S., R. 2 W.,	Secs. 1 to 18, inclusive.	Secs. 1 to 18, inclusive.
Secs. 1, 12, 13, 14, 23, 24, 25, 26, and 27;	T. 9 S., R. 2 E.,	T. 20 S., R. 3 E.,
Secs. 34 to 36, inclusive.	Sec. 17, 8½;	Sec. 28, 51/4;
Tps. 14, 15, 16, 17, 18, and 19 S., R. 2 W.	Sec. 18, 8½;	Secs. 31 to 34, inclusive.
T. 20 S., R. 2 W.,	Secs. 19 and 20;	T. 21 S., R. 3 E.,
Sec. 3, NEWNEW, WWNEW, WW, and WW	Secs. 29 to 32, inclusive.	Secs, 3 to 10, inclusive;
SE1/4:	T. 10 S., R. 2 E.,	Secs. 14 to 23, inclusive;
Secs. 4 to 9, inclusive;	Secs. 5 to 8, inclusive;	Sec. 25, 8½8½;
Sec. 10, NW 1/NE 1/4, S1/2 NE 1/4, NW 1/4, and	Secs. 17 to 20, inclusive;	Secs. 26 to 30, inclusive;
81/4:	Secs. 29 to 32, inclusive.	Sec. 34; Sec. 35, N½, W½SW¼, and E½SE¼;
Sec. 11, S1/2;	T. 11 S., R. 2 E.,	Sec. 36.
Secs. 14 to 23, inclusive;	Secs. 5 to 8, inclusive;	
Sec. 24, SW 4, SW 4;	Secs. 17 to 20, inclusive;	T. 22 S., R. 3 E.,
Sec. 25, SE¼NW¼, W¼NW¼, SW¼, and	Secs. 29 to 32, inclusive.	Sec. 1, 6, and 7; Sec. 10, SE¼SE¼;
W14SE14;	T. 12 S., R. 2 E.,	Sec. 11, E½;
Secs. 26 to 35, inclusive.	Secs. 5 to 8, inclusive;	Secs. 12 to 16, Inclusive;
Tps. 21, 22, 23, 24, 25, 26, 27, and 28 S., R. 2 W.	Secs. 17 to 20, inclusive;	Sec. 17, 816;
T. 29 S., R. 2 W.,	Sec. 28, W1/2;	Secs. 18 to 36, inclusive.
Secs. 1 to 18, inclusive.	Secs. 29 to 32, inclusive.	T. 23 S., R. 3 E.
Tps. 13, 14, 15, 16, 17, 18, and 19 S., R. 1 W.	T. 13 S., R. 2 E.,	T. 24 S., R. 3 E.,
T. 21 S., R. 1 W.,	Secs. 5 to 8, inclusive;	Secs. 1 to 30, inclusive;
Sec. 3, N½ and N½S½;	Secs. 17 to 20, inclusive;	Secs. 33 to 35, inclusive.
Sec. 4. N%, N%SW%, and SE%;	Secs. 29 to 32, inclusive.	T. 25 S., R. 3 E.,
Sec. 5 to 8, inclusive; Sec. 9, SW14NW14, W14SW14, SE14SW14.	T. 14 S., R. 2 E.,	Secs. 2 to 5, inclusive;
and SW4SE4;	Secs. 5 to 8, inclusive;	Secs. 8 to 11, inclusive;
Sec. 15, W 1/2 NW 1/4 and SW 1/4;	Secs. 17 to 20, inclusive;	Sec. 13, 81/2;
Secs. 16 to 22, inclusive;	Secs. 29 to 32, inclusive.	Secs. 14 and 15;
Sec. 23, S\4NE\4 and S\4;	T. 15 S., R. 2 E.,	Sec. 21, E½SE¼;
Secs. 26 to 35, inclusive.	Secs. 5 to 8, inclusive;	Sec. 22, NE 1/4 and S1/4;
Tps. 22, 23, 24, 25, 26, 27, and 28 S., R. 1 W.	Sec. 9, SW1/4;	Secs. 23 to 27, inclusive;
T. 29 S., R. 1 W.,	Secs. 17 to 20, inclusive;	Sec. 28, E1/4E1/4;
Secs. 1 to 18, inclusive.	Secs. 29 to 32, inclusive.	Secs. 34 to 36, inclusive.

T. 26 S., R. 3 E., Sec. 11, E1/2 and E1/2 W1/4; Secs. 12 and 13; Sec. 14, NE¼, E½NW¼, and SW¼NW¼; T. 27 S., R. 3 E., T.27 S., R. 3 E., Secs. 6, 7, 18, 30, and 31. T.28 S., R. 3 E., Secs. 6 to 8, inclusive; Secs. 17 to 21, inclusive; Secs. 28 to 33, inclusive; Sec. 34. SW1/4. T. 29 S., R. 3 E., Sec. 2, SW1/4; 3. NWWNEW, SWNEW, WW, and Sec. Secs. 4 to 11, inclusive; Sec. 12, NW¼SW¼; Sec. 13, W½NE½, S½NW¼, and S½; Secs. 14 to 18, inclusive. T. 22 S., R. 4 E., Sec. 6, S\\ SW\\\ and SE\\\; Secs. 7 and 8; Secs. 17 to 20, inclusive; Secs. 29 to 34, inclusive. T. 26 S., R. 4 E. T. 4 S., R. 6 E., Secs. 25, 26, 35, and 36, T. 4 S., R. 7 E., Secs. 30 and 31. T. 5 S., R. 7 E. Secs. 5 and 6; Sec. 7, NE1/4, W1/2NW1/4, and N1/2SE1/4; Secs. 8 and 9; Sec. 10, SW14: Sec. 15: Sec. 21, SE14: Sec. 22: Sec. 23, 81/4: Sec. 24, 81/2: Secs. 25 to 27, inclusive; Sec. 28, E.4; Secs. 33 to 36, inclusive. T. 6 S., R. 7 E., Secs. 1 to 3, inclusive; Sec. 4, E1/4; Sec. 9, NE% and NE%SE%: Secs. 10, 11, and 12; Sec. 13, N%, N%SE%, and SE%SE%; Sec. 14 N1 Sec. 15, NE 1/4 and N1/4 NW 1/4. T. 3 S., R. 8 E., Secs. 31 to 28, inclusive; Secs. 33 to 36, inclusive. T. 5 S., R. 8 E. Secs. 7 and 8; Sec. 11, 81/8E1/4: Secs. 13 to 36, inclusive. T. 6 S., R. 8 E., Secs. 1 to 18, inclusive; Sec. 19, NE14, NE14NW14, N1/2SE1/4, and SE1/4SE1/4; Secs. 20 to 27, inclusive; Sec. 28, N½ and N½SE½: Secs. 34 to 36, inclusive. T. 7 S., R. BE., Secs. 1 to 3, inclusive; Secs. 10 to 15, inclusive; Secs. 22 to 27, inclusive; Secs. 34 to 36, inclusive. T. 8 S., R. BE., Seca. 1 to 3, inclusive; Secs. 10 to 15, inclusive; Secs. 22 to 27, inclusive; Secs. 34 to 36, inclusive. T.98., R.8E., Secs. 1 to 3, inclusive; Sec. 4, E14; Secs. 10 to 15, inclusive; Secs. 22 to 27, inclusive; Secs. 33 to 36, inclusive.

T. 10 S., R. 8 E.,

Secs. 1 to 3, inclusive; Secs. 10 to 15, inclusive; Secs. 22 to 27, inclusive; Secs. 34 to 36, inclusive.

T. 17 S., R. 8 E. Secs. 21 and 22; Secs. 25 to 28, inclusive; Secs. 33 to 36, inclusive. T. 18 S., R. 8 E., Secs. 1 to 4, inclusive; Sec. 8, SE14: Secs. 9 to 16, inclusive; Sec. 17, E1/2; Secs. 21 to 28, inclusive; Secs. 33 to 36, inclusive. T. 19 S., R. 8 E., Secs. 1 to 4, inclusive; Secs. 9 to 16, inclusive; Secs. 21 to 28, inclusive; Secs. 33 to 36, inclusive. T. 20 S., R. 8 E., Secs. 1 to 4, inclusive; Secs. 9 to 16, inclusive; Secs. 21 to 28, inclusive; Secs. 33 to 36, inclusive. T. 21 S., R. 8 E., Secs. 1 to 4, inclusive.; Secs. 9 to 16, inclusive; Secs. 21 to 28, inclusive; Secs. 33 to 36, inclusive. T. 22 S., R. 8 E., Secs. 1 to 4, inclusive; Secs. 9 to 16, inclusive; Secs. 21 and 22; Secs. 27 and 28; Secs. 33 and 34; Sec. 35, W%NW%. T. 3 S., R. 9 E. Secs. 9 to 15, inclusive; Secs. 19 to 23, inclusive; Sec. 24, N1/2 and SW1/4: Sec. 25, NW¼, N¼SW¼, and SW¼SW¼; Secs. 26 to 35, inclusive. T. 4 S., R. 9 E., Secs. 1 to 6, inclusive; Sec. 1 to 6, inclusive; Sec. 7, N½; Sec. 8, N½, E½SW¼, and SE¼; Secs. 9 to 16, inclusive; Sec. 17, E½ and E½W½; Sec. 20, E½ and E½W½; Secs. 21 to 25, inclusive; Sec. 26, N1/4 and SE1/4; Sec. 27, N1/2; Sec. 28, N. Sec. 29, E% NE%. Tps. 6 and 7 S., R. 9 E. T. 8 S., R. 9 E., Sec. 1, N. 9, SW 14, and N 1/2 SE 1/4; Secs. 2 to 11, inclusive; Sec. 12, W1/2 Sec. 13, NW 14 NW 14; Sec. 8, S14 Secs. 17 to 20, inclusive; Sec. 21, W%NE%, NW%, and S%; Secs. 28 to 32, inclusive; Sec. 33. N ½ NE ¼ and W ½. T. 11 S., R. 9 E., Secs. 1 to 4, inclusive: Secs. 9 to 16, inclusive; Secs. 21 to 24, inclusive; Sec. 25, N½ NE¼ and NW¼; Sec. 26, N½ and NW¼SW¼; Sec. 27, N½ and N½S½; Sec. 28, N1 T. 12 S., R. 9 E., Sec. 13, E14: Secs. 24, 25, and 36. T. 13 S., R. 9 E., Secs. 1 and 12. T. 14 S., R. 9 E., Sec. 33, SW1/4.

Secs. 21 to 28, inclusive; Secs. 33 to 36, inclusive. T. 17 S., R. 9 E., Sec. 18, E1/2; Sec. 19, NE1/4 and S1/2; Sec. 20: Sec. 28, W½E½ and W½; Secs. 29 to 32, inclusive; Sec. 33, W½E½ and W½. T. 18 S., R. 9 E. Secs. 4 to 9, inclusive; Secs. 18 and 19; Sec. 22, 81/2 Sec. 23, W½SW¼; Sec. 27, W½E½ and W½; Secs. 28 to 33, inclusive. T. 19 S., R. 9 E., Secs. 3 to 9, inclusive; Sec. 10, NE¼, W½, and W½SE¼; Sec. 15, W½E½ and W½; Secs. 16 to 21, inclusive; Sec. 22, W½NE¼ and W½; Sec. 27, W½: Sec. 27, W½;
Secs. 28 to 33, inclusive;
Sec. 34, NW¼ and W½SW¼.
T. 20 S., R. 9 E.,
Sec. 3, NW¼ and W½SW¼;
Secs. 4 to 9, inclusive;
Sec. 10, W½ W½;
Secs. 16 to 21, inclusive;
Sec. 28, W½NE¼ and W½;
Secs. 29 to 32, inclusive;
Secs. 29 to 32, inclusive; Sec. 33, NW1/4 and W1/48W1/4. T. 21 S., R. 9 E., Sec. 4, W½ W½; Secs. 5 to 8, inclusive; Sec. 9, W1/2 W1/2; Secs. 17 to 20, inclusive; Sec. 21, W½ W½; Sec. 28, W½ W½; Secs. 29 to 32, inclusive. T. 22 S., R. 9 E., Sec. 5, N½NE¼, SW½NE¼, and W½; Secs. 6 and 7; Sec. 8, NW¼ and W¼SW¼; Sec. 18, N½NE¼, SW¼NE¼, NW¼, N½ SW¼, and SW¼SW¼. T. 11 S., R. 91/2 E., Secs. 3 to 5, inclusive; Secs. 8 to 10, inclusive; Sec. 11, W½E¼ and W½; Sec. 13, SW¼NW¼ and W½SW¼; Sec. 14, NW¼NE¼, S½NE¼, NW¼, and Secs. 16 to 17, inclusive: Secs. 20 to 23, inclusive: Sec. 24, S½NE½, NW¼NW¼, S½NW¼, and S½; Secs, 25 to 28, inclusive; Secs. 33 to 36, inclusive. T. 3 S., R. 10 E., Secs. 7 and 8; Secs. 17 to 20, inclusive. T. 48., R. 10 E., Secs. 5 to 8, inclusive; Secs. 17 to 20, inclusive; Sec. 30. T. 6 S., R. 10 E., Sec. 6, S½; Secs. 7 and 8; Secs. 17 to 21, inclusive; Secs. 28 to 34, inclusive. T. 7 S., R. 10 E. Sec. 3, N14NE14, SW14NE14, and W14; Sec. 4 to 9, inclusive; Sec. 10, W½ W½; Sec. 15, W½ W½; Secs. 16 to 20, inclusive; Sec. 21, N½, SW¼, and N½ SE¼; Sec. 30, N½, SW¼, and N½ SE¼; Sec. 31, NW¼ and W½SW¼. T. 12 S., R. 10 E., Sec. 2; Secs. 6 to 8, inclusive; Secs. 17 to 20, inclusive; Secs. 29 to 32, inclusive.

T. 15 S. R. 9 E., Secs. 1 to 4, inclusive;

Secs. 9 to 16, inclusive;

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THE STATE OF THE S
T. 13 S., R. 10 E.,
Secs. 5 to 8, inclusive;
Secs. 13 and 14;
Secs. 17 to 20, inclusive;
Secs. 29 to 35, inclusive.
T. 14 S. R. 10 E.
T. 14 S., R. 10 E., Secs. 1 to 6, inclusive;
Secs. 8 to 16, inclusive;
Sec. 17, NEW;
Secs. 21 to 28, inclusive;
Secs. 33 to 36, inclusive.
T. 15 S., R. 10 E., Secs. 1 to 20, inclusive;
Secs. 1 to 20, inclusive;
Secs. 23 and 24;
Sec. 25, N1/2 N1/2;
Sec. 25, N½N½; Sec. 26, N½N½.
T. 25 S., R. 10 E.,
Sec. 24, SE 1/4;
Secs. 25 and 36.
T. 26 S., R. 10 E.,
Sec. 1;
Sec. 10, NE 1/4 and 8 1/4;
Secs. 11 to 15, inclusive;
Sec. 21, NE% and S%;
Secs. 22 to 28, inclusive;
Sec. 29, SE1/4;
Secs. 33 to 36, inclusive.
T. 13 S., R. 11 B. T. 14 S., R. 11 E., Secs. 4 to 9, inclusive:
T. 14 S., R. 11 E.,
Secs. 4 to 9, Inclusive;
Secs. 16 to 21, inclusive;
Secs. 28 to 33, inclusive.
T. 15 S., R. 11 E.,
Secs. 4 to 8, Inclusive;
Sec. 9, N1/2 and N1/2S1/2;
Secs. 17 to 20, inclusive;
Sec. 9, N½ and N½S½; Secs, 17 to 20, inclusive; Sec. 21, N½NW¼.
T. 24 S., R. 11 E.,
Sec. 12, NE¼ and S½;
Sec. 13;
Sec. 14, NE¼ and S½;
Sec. 22, E1/2;
Secs. 23 to 27, inclusive; Sec. 28, SE¼;
Secs. 33 to 36, inclusive.
TORE DATE
T. 25 S., R. 11 E., Secs. 1 to 4, inclusive;
Sec. 5, E14;
Con 2 DW1/+
Sec. 7, SE¼; Secs. 8 to 17, inclusive;
Sec 18 NEW and SIA
Sec. 18, NE ¼ and S ½; Secs. 19 to 36, inclusive.
T 28 S D 11 F
T. 26 S., R. 11 E. T. 23 S., R. 12 E.,
Sec. 13;
Sec 14 S14:
Sec. 14, S½; Sec. 22, SE¼;
Secs. 23 to 27, inclusive:
Secs. 23 to 27, inclusive; Sec. 28, NE 1/4 and S 1/2;
Sec. 32. NEW and SW:
Sec. 32, NE ¼ and S½; Secs. 33 to 36, inclusive.
T. 24 S., R. 12 E.,
T. 24 S., R. 12 E., Secs. 1 to 5, inclusive; Sec. 6, NE ¹ / ₄ , E ¹ / ₂ NW ¹ / ₄ , and S Secs. 7 to 36, inclusive.
Sec. 6, NE14, E14 NW14, and S
Secs, 7 to 36, inclusive.
Tps. 25 and 26 S., R. 12 E.
T. 21 S., R. 13 E.,
Sec 24 RELA
Sec. 25, NE1/4 and S1/2; Sec. 35, SE1/4;
Sec. 35, SE1/4;
Sec. 36
T. 22 S., R. 13 E., Secs. 1 and 2;
Secs. 1 and 2;
Sec. 10, E1/2; Secs. 11 to 15, inclusive:
Secs. 11 to 15, inclusive;
Sec. 16, E½; Sec. 21, NE¼ and S½;
Sec. 21, NE 1/4 and S1/4;
Secs. 22 to 28, inclusive;
Sec. 29, SE14:
Sec. 32, NE 1/4 and S1/4;
Secs. 33 to 36, inclusive.
T. 23 S., R. 13 E., Secs. 1 to 5, inclusive; Sec. 6, SE¼;
Secs. 1 to 5, inclusive;
Sec. 6, SE1/4;
Secs. 7 to 36 Inclusive.
Tps. 24, 25, and 26 S., R. 13 E.
T. 21 S., R. 14 E., Secs. 1 to 4, inclusive;
Secs. 1 to 4, inclusive;
Sec. 5, SE14;

Sec. 5, SE14;

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Sec. 7, SE%;
Secs. 8 to 17, inclusive;
   Sec. 18, NE 1/4 and 81/4:
   Secs. 19 to 36, inclusive.
Tps. 22, 23, 24, 25, and 26 S., R. 14 E.
Tpe. 21, 22, 23, 24, 25, and 26 S., R. 15 E.
Tps. 21, 22, 23, 24, 25, and 26 S., R. 16 E.
Tps. 21, 22, 23, 24, 25, and 26 S., R. 17 E.
T. 21 S., R. 18 E.,
  Sec. 6, W1/4;
Sec. 7, W1/4;
   Secs. 18 and 19;
   Sec. 20, W1/2:
   Secs. 29 to 32, inclusive;
   Sec. 33, W1/
T. 22 S., R. 18 E.,
  Secs. 4 to 10, inclusive:
   Secs. 15 to 23, inclusive;
   Secs. 25 to 36, inclusive.
Tps. 23, 24, 25, and 26 S., R. 18 E.
T. 22 S., R. 19 E.,
   Sec. 31.
T. 23 S., R. 19 E.,
   Secs. 5 to 10, inclusive;
   Secs. 14 to 36, inclusive.
Tps. 24, 25, and 26 S., R. 19 E.
T. 23 S., R. 20 E.,
   Sec. 29, W1/2;
   Secs. 30 to 32, inclusive.
T. 24 S., R. 20 E.,
  Secs. 5 to 9, inclusive:
  Secs. 16 to 21, inclusive;
   Sec. 22, W1/4;
   Sec. 27, W1
   Secs. 28 to 34, inclusive.
T. 25 S., R. 20 E.,
   Secs. 2 to 36, inclusive.
T. 26 S., R. 20 E.
T. 25 S., R. 21 E.,
  Secs. 18 to 20, inclusive:
  Secs. 29 to 32, inclusive.
aggregate 4,365,000 acres, more or less.
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The public lands in the areas described

For a period of 30 days from date of this notice in the FEDERAL REGISTER, this classification shall be subject to the exercise of administrative review and modification by the Secretary of the Interior as provided for in 43 CFR 2411.2c.

> W. J. ANDERSON, State Director.

[F.R. Doc. 67-1425; Filed, Feb. 6, 1967; 8:45 a.m.)

UTAH

Notice of Filing of Plats of Survey Providing for Opening of Public Lands

1. Plats of survey of the lands described below will be officially filed in the Land Office, Salt Lake City, Utah, effective at 10 a.m., on March 6, 1967:

SALT LAKE MERIDIAN

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Plats of survey accepted October 7, 1966:
T. 6 N., R. 12 W.,
   Sec. 2, Lots 1 to 12 inclusive, S\\N\\\4, S\\\4;
   Sec. 16:
   Sec. 32;
   Sec. 38:
T. 21 S., R. 21 E.
   Sec. 1, Lots 1 to 4 inclusive, S%N%, S%;
   Sec. 3, Lots 1 to 4 inclusive, S\frac{1}{2}N\frac{1}{2}, S\frac{1}{2}; Sec. 4, Lots 1 to 4 inclusive, S\frac{1}{2}N\frac{1}{2}, S\frac{1}{2}; Sec. 5, Lots 1 to 4 inclusive, S\frac{1}{2}N\frac{1}{2}, S\frac{1}{2};
      ec. 6, Lots 1 to 11 inclusive, S%NE%, SE%NW%, E%SW%, SE%;
   Sec. 7, Lots 1 to 8 inclusive, E14, E14W14;
   Sec. 8:
   Sec. 9;
   Sec. 10;
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Sec. 12:
   Sec. 13;
   Sec. 15;
   Sec. 17:
   Sec. 18, Lots 1 to 8 inclusive, E14, E14 W4;
   Sec. 19, Lots 1 to 8 inclusive, E14, E1/2 W14;
   Sec. 21;
   Sec. 22:
   Sec. 23:
   Sec. 24;
   Sec. 27;
   Sec. 28:
   Sec. 29:
   Sec. 30, Lots 1 to 8 inclusive, E½, E½W½;
Sec. 31, Lots 1 to 8 inclusive, E½, E½W½;
   Sec. 33:
   Sec. 34:
   Sec. 35.
   Plats of survey accepted November 9, 1966:
T. 22 S., R. 26 E.,
Sec. 5, Lots 1 to 11 inclusive, SW4 NE4,
S½ NW4, SW4, W½ SE4;
Sec. 6, Lots 1 to 4 inclusive, S½ N4, S½:
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Sec. 7; Sec. 8, Lots 1 to 8 inclusive, W1/2E1/4, W1/2; Sec. 17, Lots 1 to 8 inclusive, W1/2E1/2, W1/2; Sec. 18: Sec. 19:

Sec. 20, Lots 1 to 4 inclusive, W1/2E1/2, W1/2; Sec. 29, Lots 1 to 4 inclusive, W1/2E1/2, W1/2; Sec. 30; Sec. 31;

Sec. 32, Lots 1 to 3 inclusive, SE\(\se\). W1/2. W1/2E1/4.

The area described aggregates 31,513.85 acres.

2. Except for and subject to valid existing rights, it is presumed that title to the following lands passed to the State of Utah upon the acceptance of plats of survey:

SALT LAKE MERIDIAN

T. 6 N., R. 12 W., Sec. 2, Lots 1 to 12 inclusive, S\\N\\\. S\\: Sec. 16: Sec. 32: Sec. 36. T. 22 S., R. 26 E.,

Sec. 32, Lots 1 to 3 inclusive, SE\\SE\\.
W\\\2, W\\2\E\\2.

3. Except for the lands shown in paragraph 2, the lands listed in paragraph 1 of this order are open to application, selection and petition as outlined in paragraph 4 below. No application for these lands will be allowed under the Homestead, Desert Land, Small Tract. or any other nonmineral public land law unless the lands have already been classifled as valuable, or suitable for such type of application, or shall be so classified upon consideration of an application. Any application that is filed will be considered on its merits. The lands will not be subject to occupancy or disposition until they have been classified.

4. Subject to any existing valid rights and the requirements of applicable law. the lands referred to in paragraph 3 hereof are hereby opened to filing of applications and selections, in accordance with the following:

a. Applications and selections under the nonmineral public land laws, ex-cept applications for Small Tracts, may be presented to the Manager mentioned below, beginning on the date of this order. Such applications and selections will be

Sec. 11:

considered as filed on the hour and respective dates shown for the various classes enumerated in the following paragraphs.

(1) Applications by persons having prior existing valid settlement rights, preference rights conferred by existing laws, or equitable claims subject to allowance and confirmation will be adjudicated on the facts presented in support of each claim or rights. All applications presented by persons other than those referred to in this paragraph, will be subject to the applications and claims mentioned in this paragraph.

(2) All valid applications and selections under the nonmineral public land laws presented prior to 10 a.m., on March 6, 1967, will be considered as simultaneously filed at that hour. Rights under such applications and selections and offers filed after that hour will be governed by the time of

5. Persons claiming preference rights based upon valid settlement, statutory preference, or equitable claims must enclose properly corroborated statements in support of their applications, setting forth all facts relevant to their claims. Detailed rules and regulations governing applications which may be filed pursuant to this notice can be found in Title 43 of the Code of Federal Regulations.

6. Available data indicates T. 6 N., R. 12 W. is barren, alkali clay desert. The vegetation in T. 21 S., R. 21 E. is principally shadscale with scattered sagebrush. T. 22 S., R. 26 E. is broken and mountainous, covered with a dense growth of pinon and juniper timber, with sagebrush and oak brush undergrowth. The soil is rocky loam and shallow.

7. Inquiries concerning the lands should be addressed to the Manager, Utah Land Office, Post Office Box 11505, Salt Lake City, Utah 84111.

> J. E. KEOGH. Manager, Utah Land Office.

JANUARY 27, 1967.

[F.R. Doc. 67-1426; Filed, Feb. 6, 1967; 8:48 n.m.]

[Grazing Districts No. 4 and 5]

WYOMING

Modification of Certain Grazing Districts

Under and pursuant to the authority vested in the Secretary of the Interior by the Act of June 28, 1934 (48 Stat. 1269; 43 U.S.C. 315, et seq.), as amended, known as the Taylor Grazing Act, and in accordance with the authority delegated in 235 DM 1.1, it is ordered as follows:

The exterior boundaries of Grazing District No. 4 established by Departmental Order approved October 31, 1936, are hereby extended to include the following described lands, which lands are hereby excluded from Wyoming Grazing District No. 5, established October 31, 1936:

SIXTH PHINCIPAL MERIDIAN

T. 30 N. R. 105 W., Secs. 4 and 5: Secs. 8 and 9; Secs. 16 to 21, inclusive: Secs. 28 to 33, inclusive. T. 29 N., R. 106 W., Secs. 4 to 9, inclusive.

T. 30 N., R. 106 W. Sec. 13, SEMNEM, EMSWM, SWMSWM, and SEV Sec. 23, SEWNEW, EWSWW. SWWSWW. and SEW:

Secs. 24 to 27, inclusive;

Sec. 31, SW4SW4: Sec. 33, E1/2; Secs. 34 to 36, inclusive. T. 29 N., R. 107 W.

Sec. 1, lots 1, 2, and 3, S%NE%, S%NW%,

and Si₄; Sec. 2. SE | SE | S₄; Sec. 11, E | S₂ E | S₄; Secs. 12 and 13;

Sec. 14, E1/2, E1/2 NW 1/4, and SW 1/4; Sec. 22, E1/2 E1/4; Secs. 23 to 26, inclusive

Secs. 23 to 26, inclusive; Sec. 27, S½, and S½8½N½; Sec. 28, S½, snd S½8½N½; Sec. 29, S½, S½NE½, and S½S½NW¼; Sec. 30, lot 4, SE½SW¼, and SE½; Secs. 31 to 36, inclusive. 30 N., R. 107 W.,

Sec. 36, SE%SW4, and SE%.

Sec. 36, SENOW, 29 N. R. 108 W. Sec. 25, S1/85%; Sec. 26, S1/85%; and SE1/8W1/4; Sec. 34, E1/85E1/4, and SW1/8E1/4; Secs. 35 and 36.

Secs. 35 and 36.
T. 27 N., R. 109 W.,
Secs. 1 to 36, inclusive.
T. 27 N., R. 110 W.,
Secs. 1 to 36 inclusive.

T. 25 N., R. 111 W.,

Secs. 5 to 8, inclusive; Secs. 17 to 20, inclusive; Secs. 29 to 32, inclusive. T. 27 N., R. 111 W.

Secs. 1 to 36, inclusive. 28 N., R. 111 W.,

Sec. 19, 81/81/4; Sec. 20, 8148W14;

22, SE%SW%, NE%SE%, and S%SE%

Sec. 23. 81/2 NE1/4, SE1/4 NW1/4, and S1/4; Sec. 24, 814 Secs. 25 to 27, inclusive:

Sec. 28, 8½, 8½N½, and NE¼NE¼; Secs. 29 to 36, inclusive.

T. 25 N., R. 112 W., Secs. 1 to 3, inclusive;

4, lots 1 and 3, NE14, NE14NW14,

SEKNW4, and S½; Sec. 5, lots 1, 6, 7, 8, 9, and 13, SE¼; Sec. 8, lots 1, 4, 5, and 8, NE¼NW¼, and

Secs. 9 to 16, inclusive;

Sec. 17, lots 1, 4, 5, and 8, E½E½, and NW½NE½;
Sec. 20, lots 1, 4, 5, 9, and 10, NE¼SW¼, E½NE¼, and NE¼SE¼;
Sec. 21, all except lot 2;

Sec. 22 to 25, inclusive;

Sec. 25, lots 1, 2, and 4, E½, N½NW¼, SE½NW¼ and NE¼SE¼; Sec. 27, lots 1, 2, 3, and 6, NE¼NE¼ and

NWWNWW:

Sec. 28, lots 1, 5, 6, 7, 11, and 12, N\(\frac{1}{2}\) NE\(\frac{1}{2}\); Sec. 35, lots 1, 4, 5, 8, 9, and 10, NE\(\frac{1}{2}\) and N\(\frac{1}{2}\)SE\(\frac{1}{2}\); Sec. 36.

T. 26 N., R. 112 W.

Secs. 1 to 4, inclusive; Sec. 5, lots 1, 2, 3, 4, 7, 8, 9, and 14, S½ NE¼ and SE¼; Sec. 8, lots 1, 6, 7, and 11, NE¼ and

E%SE%:

Secs. 9 to 15, inclusive;

Sec. 16, lots 1, 3, 4, and 7, E14 and NEWNWW:

Sec. 17, lot 1;

Sec. 17, 101 1; Secs. 21, E1/2, lots 1, 4, 5, and 8; Secs. 22 to 27, inclusive; Sec. 28, lots 1, 5, 6, 7, and 10, NE1/4, NE1/4; Sec. 33, lots 1, 2, 6, 7, and 11, SE1/4 and SE% NE%: Secs. 34 to 36 Inclusive.

T. 27 N., R. 112 W., Sec. 1:

Sec. 2, lots 1, 2, 3, 4, 7, and 8, 8½NE½. E½SW¼, SW¼SW¼, SE¼, and SE¼ NW

Sec. 3, lots 7, 10, and 11; Sec. 10, lots 1, 2, 3, 4, 5, 6, and 8, E½NE¼, SW¼NE¼, E½SW¼, and SE¼; Secs. 11 to 14, inclusive;

Sec. 15, lot 1, NE%, E%NW%, SW%NW%, and S%

Sec. 16, lots 3, 4, and 7, SE14SE14;

Sec. 20, lots 3 and 4;

Sec. 21, lots 1, 7, 8, 9, 10, and 11, S\(\frac{1}{2}\)SW\(\frac{1}{4}\),

Swi₄SE₄, and E₂SE₄; Secs. 22 to 28, inclusive; Sec. 29, lots 1, 2, 3, 6, 7, 8, 11, and 12, 5½ NE½ and SE¼;

Sec. 30, lot 8; Sec. 31, lots 1, 6, 7, and 12;

Secs. 32 to 36, inclusive, T. 28 N., R. 112 W.,

Sec. 24, lot 12; Sec. 25, lots 1, 3, 4, and 7, W1/E1/4 and E%SW14:

Sec. 35, lots 1, 2, 6, 7, 10, and 11, SE% and SEWNEW:

T.25 N. R. 115 W., Sec. 6, lots 3, 4, 5, 6, and 7, SW 1/4 NE 1/4, SE 1/4 NW 1/4, E 1/2 SW 1/4, and SE 1/4;

Sec. 7; Sec. 8. SW\\\NW\\\\. SW\\\\, and SW\\\SE\\\\; Sec. 16. SW\\\NW\\\\ and W\\\SW\\\\;

Secs. 17 to 20, inclusive; Sec. 21, W1/2 W1/2; Sec. 28, W1/2; Secs. 29 to 33, inclusive; Sec. 34, W1/4SW1/4.

T. 251/2 N., R. 115 W Sec. 31, lots 1 to 4, inclusive. T. 25 N., R. 116 W.,

Secs. 1 and 2. T. 25 1/4 N., R. 116 W., Sec. 35, lots 1 to 4, inclusive;

Sec. 36, lots 1 to 4, inclusive,

The exterior boundaries of Grazing District No. 5, established by Departmental Order, approved October 31, 1936. are hereby extended to include the following described lands, which lands are hereby excluded from Wyoming Grazing District No. 4, established October 31, 1936:

SIXTH PHINCIPAL MERIDIAN

T. 24 N., R. 112 W., Sec. 5, lots 1 to 7, inclusive, SW 14 NW 14; Sec. 6, lots 1 to 6, inclusive, SE 14 NW 14 and SW4NE%

T. 24 N., R. 113 W. Sec. 1, lot 1, tract 43; Sec. 4, lots 1 to 4, Inclusive;

T. 24 N., R. 114 W.,

Sec. 2, lots 5 to 21, inclusive;

Sec. 2, lots 10 to 14, inclusive, tracts 50 to 54, inclusive.

T. 24 N., R. 115 W.,

Sec. 1, lots 1 to 6, inclusive:

Sec. 2, lots 1 to 8, inclusive; Sec. 3, lots 1 to 8, inclusive, 11 and 12;

Sec. 4, lots 1 to 8, inclusive; Sec. 5, lots 1 to 4, inclusive; Sec. 6, lots 1 and 2.

This boundary modification will become effective upon publication in the Federal Register.

John O. Chow, Associate Director.

JANUARY 31, 1967.

[F.R. Doc. 67-1397; Filed, Feb. 6, 1967; 8:46 a.m.]

ALL PUBLIC LAND STATES

Notice of Proposed Withdrawal and Reservation of Lands

The Bureau of Land Management has filed an application for withdrawal of the lands described below, from all appropriations under the public land laws, including, without limitation, the mining laws and the mineral leasing laws. The applicant desires the withdrawal for the protection and conservation of natural resources, including geothermal steam resources and the mineral and other resource values in the lands.

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, Washington, D.C. 20240.

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

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

The lands involved in the application are all public lands which are valuable or prospectively valuable for geothermal steam

> BOYD L. RASMUSSEN, Director

FEBRUARY 3, 1967.

[F.R. Doc. 67-1461; Filed, Feb 6, 1967; 8:49 a.m.]

FEDERAL DEPOSIT INSURANCE CORPORATION

AMERICAN BANK & TRUST CO.

Notice of Application for Exemption

Pursuant to authority granted the Corporation under sections 12(h) and 12(i) of the Securities Exchange Act of 1934, as amended, notice is hereby given to all interested parties that the American Bank & Trust Co., Opelousas, La., has applied to the Federal Deposit Insurance Corporation for exemption from certain provisions of that Act. The bank has asked the Corporation to exempt it, its officers, directors, and certain controlling persons from the requirements of sections 12, 13, 14, and 16 of the Act.

Notice is hereby given interested persons will have opportunity to present their written views or comments on this application within 20 days following the

date of publication of this notice in the Federal Register. Communications should be addressed to the Secretary, Federal Deposit Insurance Corporation, 550 17th Street NW., Washington, D.C. 20429.

NOTICES

Dated this 1st day of February 1967.

Federal Deposit Insurance Comporation,

[SEAL] E. F. DOWNEY, Secretary.

[F.R. Doc. 67-1424; Filed, Feb. 6, 1967; 8:48 a.m.]

FEDERAL MARITIME COMMISSION

[Docket No. 67-8; Agreement 9597]

FLOTA MERCANTE GRAN CENTRO-AMERICANA, S.A., ET AL.

Order of Investigation and Hearing

There has been filed in behalf of the parties thereto, for approval pursuant to section 15 of the Shipping Act, 1916 (46 U.S.C. 814) an agreement which has been assigned Federal Maritime Commission No. 9597, between Flota Mercante Gran Centroamericana, S.A. (Flomerca), Continental Lines, S.A. (Continental) and Jan C. Ulterwyk Co., Inc. (Ulterwyk) which provides, among other things, that the two latter parties will maintain a steamship service between U.S. Gulf ports and Guatemalan ports on the north coast of Guatemala, and vice versa, under the name "Flota Mercante Gran Centroamericana, S.A., Servicio Golfo." In accordance with the terms of the agreement and in return for the payment of a certain "Royalty" to Flomerca, the service is entitled to the same benefits as Flomerca under Guatemala Law. nex A to the agreement provides a similar service between the U.S. Gulf and Honduras. On January 26, 1967, the parties advised that they had decided to cancel and are terminating the arrangements outlined in the agreement and that the submission of the agreement to the Commission was withdrawn.

Protests to Agreement No. 9597 were submitted by Grace Line, Inc., a common carrier serving Guatemala and Honduras from U.S. ports, the American Steamship Traffic Executives Committee, some of whose member carriers provide a common carrier service between U.S. Atlantic and/or Gulf ports and Honduras and Guatemala, and United Fruit Co., which offers a common carrier service between U.S. Atlantic and Gulf ports and Guatemala and Honduras. Among other things it is alleged that (1) the agreement and predecessor arrangements have been carried out prior to approval by the Commission in violation of section 15 of the Shipping Act, 1916; (2) the filed agreement does not set forth all of the terms and conditions governing the operations which are the subject matter of the agreement for which approval is being sought; (3) Guatemalan laws, as implemented by the agreements confine shipments between Guatemala and the United States to the two Guatemalan

ports of Matias de Galvez and Champerico, restrict the transportation of cargo in the trade to Flomerca Line or Continental and Uiterwyk operating as Flota Mercante Gran Centroamericana, S.A., Servicio Golfo, to the exclusion of all other carriers, and are detrimental to shippers and to the commerce of the United States, and unjustly discriminatory as between carriers and contrary to the public interest. Information before the Commission indicates that the agreement, or other prior arrangements, may have been carried out without the approval required by section 15 of the Shipping Act, 1916, in at least one instance, viz., the transportation of one propane storage tank and accessories on or about August 26, 1965, on Flomerca Line bill of lading No. 23 from Houston to Matias de Galvez and further that said shipment may have been in violation of section 18(b) of the Shipping Act, 1916.

The Commission is of the opinion, that an investigation should be instituted in order to make a proper determination in the above matters and in order to provide an opportunity for the protestants to be heard.

Therefore, it is ordered, That, the Commission pursuant to section 15 and section 22 of the Shipping Act, 1916 (46 U.S.C. 814, 821) hereby institute an investigation to determine:

 Whether Jan C. Uiterwyk Co., Inc. and Continental Lines, S.A. are common carriers by water subject to the Commission's jurisdiction;

 Whether any agreement between the parties may have been carried out without Commission approval, in violation of section 15 of the Shipping Act, 1916:

3. Whether the parties to Agreement No. 9597, or any of them, have transported cargo between U.S. Gulf ports and Guatemala in violation of section 18(b) of the Shipping Act, 1916.

It is further ordered. That the parties listed in Appendix A hereto, are hereby made respondents in this proceeding:

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

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

It is further ordered, That any person other than respondents, who desires to become a party to this proceeding and participate therein, shall file a petition to intervene with the Secretary, Federal Maritime Commission, Washington, D.C. 20573, on or before February 17, 1967, with copy to parties;

And it is further ordered, That all future notices issued by or on behalf of the Commission in this proceeding, including notice of time and place of hearing or prehearing conference, shall be mailed directly to all parties of record.

[SEAL]

THOMAS LIST, Secretary.

APPENDIX A

Flota Mercante Gran Centroamericana, S.A. (Flomerca Line), c/o Chester, Blackburn and Roder, Inc., 1 Whitehall Street, New York, N.Y. 10004.

Jan C. Uiterwyk Co., Inc., 100 West Kennedy Boulevard, Tampa, Fla. 33602.

Continental Lines (Armement), S.A., Tavernierkaál 4, Antwerp, Belgium.

[F.R. Doc. 67-1421; Filed, Feb. 6, 1967; 8:48 a.m.]

PORTLAND PUBLIC DOCKS AND MATSON NAVIGATION CO.

Notice of Agreement Filed for Approval

Notice is hereby given that the following agreement has been filed with the Commission for approval pursuant to section 15 of the Shipping Act, 1916, as amended (39 Stat. 733, 75 Stat. 763, 48 U.S.C. 814).

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

Notice of agreement filed for approval by:

Thomas P. Guerin, General Manager, Portland Public Docks, 3070 Northwest Pront Avenue, Portland, Oreg. 97210.

Agreement No. 8965-4, between Portland Public Docks (City) and Matson Navigation Co. (Company), modifies the basic agreement of the parties which provides for the lease to Company of certain terminal properties in Portland, The modification provides for Company's subscription to City's Terminal Tariff No. 3-A, supplements thereto and reissues thereof, and allows Company to impose and retain service and facilities charges set forth in the tariff.

Dated: February 2, 1967.

By order of the Federal Maritime Commission.

THOMAS LISI, Secretary,

[F.R. Doc. 67-1422; Filed, Feb. 6, 1967; 8:48 a.m.]

PORTLAND PUBLIC DOCKS AND MATSON NAVIGATION CO.

Notice of Agreement Filed for Approval

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

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

Notice of agreement filed for approval by:

Thomas P. Guerin, General Manager, Portland Public Docks, 3070 Northwest Front-Avenue, Portland, Oreg. 97210.

Agreement No. T-1806-2, between Portland Docks (City) and Matson Navigation Co. (Company), modifies the basic agreement of the parties which provides for the lease to Company of certain terminal properties in Portland. The modification provides for Company's subscription to City's Terminal Tariff No. 3-A, supplements thereto and reissues thereof, and allows Company to impose and retain service and facilities charges set forth in the tariff.

Dated: February 2, 1967.

By order of the Federal Maritime Commission.

> THOMAS LISI, Secretary.

[F.R. Doc. 67-1423; Filed, Feb. 6, 1967; 8:48 a.m.]

FEDERAL POWER COMMISSION

[Docket No. CP67-206]

TOWN OF ALGOOD, TENN. AND EAST TENNESSEE NATURAL GAS CO.

Notice of Application

JANUARY 31, 1967.

Take notice that on January 23, 1967, the town of Algood, Tenn. (Applicant), filed in Docket No. CP67-206 an application pursuant to section 7(a) of the Natural Gas Act for an order of the Commission directing East Tennessee Natural Gas Co. (Respondent) to make physical connection of its transmission facilities with the facilities of Applicant and to sell and deliver to Applicant volumes of natural gas for resale and distribution, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Specifically, Applicant requests that Respondent be ordered to establish physical connection of its transmission facilities with the existing distribution system of Applicant and to sell and deliver to Applicant volumes of natural gas for resale and distribution within Applicant and its environs.

The estimated third year peak-day and annual requirements of Applicant's system are 340 Mcf and 26,017 Mcf re-

spectively.

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 March 1, 1967.

> JOSEPH H. GUTRIDE, Secretary.

[F.R. Doc. 67-1427; Filed, Feb. 6, 1967; 8:48 a.m.]

[Docket No. RP67-9]

EL PASO NATURAL GAS CO.

Notice of Proposed Changes in Rates and Charges

JANUARY 31, 1967.

Take notice that on January 26, 1967, El Paso Natural Gas Co. (El Paso) tendered for filing proposed changes in its FPC Gas Tariff, Original Volume No. 1, and Original Volume No. 3, to become effective as of January 1, 1967. El Paso states that the proposed changes reflect decreases in El Paso's rates which have been designed to comply with the rate reductions required by the Commission in its order accompanying Opinion No. 500, issued July 26, 1966, at Docket Nos. CP63-204 et al., and with the requirements of the Commission's show-cause order initiating the above-entitled proceeding, issued August 30, 1966. El Paso also proposes to changes the pressure base utilized in its rate schedules from 14.9 p.s.i.a. to 14.73 p.s.i.a. A "Stipula-tion and Agreement" which also sets out provisions for flow-through of supplier refunds and rate reductions was submitted by El Paso for Commission approval concurrently with the proposed tariff changes.

The proposed rate decreases will reduce the annual jurisdictional revenues of the Southern and Northwest Divisions, respectively, by \$9,638,205 and \$2,506,238, based on estimated sales for the 12-month period ending December 31, 1967,

Copies of the proposed rate changes and the stipulation have been served by El Paso upon all customers, State commissions and other parties to this proceeding. Comments may be filed with the Commission on or before February 15, 1967.

> JOSEPH H. GUTRIDE, Secretary.

[F.R. Doc. 67-1428; Filed, Feb. 6, 1967; 8:48 a.m.]

[Docket No. CP67-210]

MICHIGAN WISCONSIN PIPELINE CO. Notice of Application

JANUARY 31, 1967.

Take notice that on January 25, 1967, Michigan Wisconsin Pipe Line Co. (Applicant), 1 Woodward Avenue, Detroit, Mich. 48226, filed in Docket No. CP67-210 an application pursuant to section 7(e) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the construction and operation of certain natural gas facilities, and the sale of natural gas in interstate commerce, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Specifically, Applicant seeks authorization for the construction and operation of 166.2 miles of 30-inch main line loops. 55.1 miles of 24-inch line partially looping its tie line extending from Defiance, Ohio to Bridgman, Mich., 4.2 miles of 10-inch line partially looping its Two Rivers, Wis., lateral, 15,750 horsepower of transmission line compression, partial looping of its South Louisiana gas gathering system and additional field compression.

Applicant states that the peak-day requirements of its customers will increase from 2,432,660 Mcf to 2,540,648 Mcf in the fall of 1967 and that the increased capacity to meet such requirements will be provided by the continued development of its Loreed underground storage field as authorized by the Commission's order issued May 24, 1966, in Docket No. CP66-208 and the facilities described

The total cost of such facilities is estimated by Applicant to be \$35,977,000 which will be financed initially with borrowings from banks under lines of credit, retained earnings and other funds generated internally.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington, D.C. 20426, in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) and the regulations under the Natural Gas Act (157.19) on or before March 1, 1967.

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

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

> JOSEPH H. GUTRIDE Secretary.

[P.R. Doc. 67-1429; Filed, Feb. 6, 1967; 8:48 a.m.]

[Docket No. RI67-270]

MOBIL OIL CORP.

Order Providing for Hearing on and Suspension of Proposed Changes in Rates

JANUARY 30, 1967.

On December 30, 1966, Mobil Oil Corp. (Mobil)1 tendered for filing proposed changes in its presently effective rate schedules for sales of natural gas subject to the jurisdiction of the Commission. The proposed changes, which constitute increased rates and charges, are designated as follows:

	Respondent Supples the No. Purchaser and producing area of annual increase to	Date	Sun-		Amount	Date	Effective	Date sus-	Cents per Mef		Rate in
Docket No.		filing tendered	unless sus- pended	pended until—	Rate in effect	Proposed increased rate	refund in docket Nos.				
R167-270	Office Box 2444, Houston, Tex.	71	2.6	Northern Natural Gas Co. (Hugoton Field, Finney- County, Kana.).	\$353	#412-50-66	12-1-67	7-1-67	14 12 0	91117.0	
	77001. do	206	2 %	America (North Custer City Field, Custer County, Okla.) (Oklahoma "Other"	210, 894	* 412-30-60	* 2-1-67	7-1-67	+#15.0	t to 11 11 17, 4658	
	do	317	4	Area), Natural Gas Pipeline Co. of America (Bryans Field, Cass County, Tex.) (RR. District	305	¥ 12-30-66	1 2-1-67	7-1-67	**15.0	71 H 18.0	
	do	262	2	No. 6), Cities Service Gas Co. (Hugoton-Deep Field, Stevens, Grant, Haskell, and Finney Counties, Kans.).	18, 933	¥12-30-66	+2-1-67	7-1-67	44.0 13.0	1 0 10 10 20, 0	

Corrected notice of change submitted on Jan. 16, 1967, replacing notice of change

Mobil Oil Corp. (Mobil) requests waiver of the statutory notice to permit its rate increases to become effective as of January 1, 1967, the date of expiration of the moratorium period for filing rate increases under Mobil's company-wide settlement in Docket Nos. G-12193 et al. Good cause has not been shown for waiving the 30-day notice requirement provided in section 4(d) of the Natural Gas Act to permit an earlier effective date for Mobil's rate filings and such request is denied.

The subject rate schedules were included in Mobil's company-wide settlement approved by Commission order issued May 5, 1964, in Docket Nos. G-12193 et al. The moratorium period for filing increases to rate levels in excess of the applicable area increased rate ceilings, as provided by the settlement, expired on January 1, 1967. Mobil's proposed rate increases were submitted on December 30, 1966, 2 days prior to the expiration of the moratorium period. Therefore, the expiration of the 30-day statutory notice requirement should commence on February 1, 1967, consistent with the settlement order.

Mobil requests that should the Commission suspend its rate filings that the suspension periods be shortened to 1

"I Subject to upward and downward B.t.u. adjustment from a base of 959 B.t.u. per cubic foot as contractually provided.

"I Includes 17.0 cents base rate plus upward B.t.u. adjustment.

B Subject to upward and downward B.t.u. adjustment from a base of 1.000 B.t.u.'s per cu. ft. (Present B.t.u. content of gas is 976 B.t.u.'s per cu. ft. and net rate is 14.66 cents.)

M Mobil is filling from initial certificated rate (which was also effective rate at time of settlement) to initial contract rate.

Periodic rate increase.

B includes 3.0 cents per Mcf for gathering and compression.

is denied. Mobil's 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)

The proposed changed rates and charges may be unjust, unreasonable,

Corrected notice of change submitted on Jan. 15, 1967, replacing notice of change filed Dec. 30, 1966.
 Received Dec. 30, 1966.
 Mobil requests that notice of change be given filing date of Jan. 1, 1967, the expiration date of filing moratorium under settlement.
 Filing completed Jan. 15, 1967.
 The stated effective date is the date of expiration of statutory notice from Jan. 1, 1967, the end of the moratorium period provided for in Mobil's settlement.
 Redetermined rate increase.
 Pressure base is 14.65 p.s.i.a.
 Subject to a downward B.t.u. adjustment.
 Settlement rate pursuant to terms of company-wide settlement approved by Commission order issued May 5, 1964, in Docket Nos. G-12163 et al.
 "Fractured" rate increase.
 Seller contractually due initial contract base rate of 19.0 cents per Mcf.

day. Good cause has not been shown for granting Mobil's request for limiting to 1 day the suspension periods with respect to its rate filings and such request

Address is: Post Office Box 2444, Houston.

unduly discriminatory, or preferential,

or otherwise unlawful.

The Commission finds: It is necessary and proper in the public interest and to aid in the enforcement of the provisions of the Natural Gas Act that the Commission enter upon a hearing concerning the lawfulness of the proposed changes, and that the above-designated supplements be suspended and the use thereof deferred as hereinafter ordered.

The Commission orders:

- (A) Pursuant to the authority of the Natural Gas Act, particularly sections 4 and 15 thereof, the Commission's rules of practice and procedure, and the regu-lations under the Natural Gas Act (18 CFR, Ch. I), a public hearing shall be held upon a date to be fixed by notice from the Secretary concerning the lawfulness of the proposed increased rates and charges contained in the abovedesignated supplements.
- (B) Pending such hearing and deci-sion thereon, Mobil's aforementioned rate supplements are hereby suspended and the use thereof deferred until July 1, 1967, and thereafter until such further time as they are made effective in the manner prescribed by the Natural Gas
- (C) Neither the supplements hereby suspended, nor the rate schedules sought to be altered thereby, shall be changed until this proceeding has been disposed of or until the periods of suspension have expired, unless otherwise ordered by the Commission.
- (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

the statutory notice to permit its rate in-crease to become effective as of January 1,

1967, the date of expiration of the mora-

orium period for filing rate increases under Mobil's company-wide settlement in Docket of practice and procedure (18 CFR 1.8 and 1.37(f)) on or before March 15, 1967.

By the Commission.

[SEAL]

JOSEPH H. GUTRIDE. Secretary.

[F.R. Doc. 67-1366; Filed, Feb. 6, 1967; 8:45 a.m.]

| Docket No. RI67-271|

MOBIL OIL CORP.

Order Providing for Hearing on and Suspension of Proposed Change in Rate, and Allowing Rate Change To Become Effective Subject to Refund

JANUARY 30, 1967.

Respondent named herein has filed a proposed change in rate and charge of a currently effective rate schedule for the sale of natural gas under Commission jurisdiction, as set forth in Appendix A hereof.

The proposed changed rate and charge may be unjust, unreasonable, unduly discriminatory, or preferential, or other-

wise unlawful

The Commission finds: It is in the public interest and consistent with the Natural Gas Act that the Commission enter upon a hearing regarding the lawfulness of the proposed change, and that the supplement herein be suspended and its use be deferred as ordered below.

The Commission orders:

(A) Under the Natural Gas Act, particularly sections 4 and 15, the regula-tions pertaining thereto (18 CFR, Ch. I), and the Commission's rules of practice and procedure, a public hearing shall be held concerning the lawfulness of the proposed change.

(B) Pending hearing and decision thereon, the rate supplement herein is suspended and its use deferred until date shown in the "Date Suspended Until" column, and thereafter until made ef-fective as prescribed by the Natural Gas Act: Provided, however, That the supplement to the rate schedule filed by Respondent 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 Respondent shall execute and file under its above-designated docket number with the Secretary of the Commission 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 a copy thereof upon the purchaser under the rate schedule involved. Unless Respondent is advised to the contrary within 15 days after the filing of its agreement and undertaking, such agreement and undertaking shall be deemed to have been accepted.

(C) Until otherwise ordered by the Commission, neither the suspended supplement, nor the rate schedule sought to be altered, shall be changed until dis-position of this proceeding 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 March 15, 1967.

By the Commission.

[SEAL]

JOSEPH H. GUTRIDE. Secretary.

APPENDIX "A"

-	THE RESERVE		Sup-			Date 1	Effective date	Date sus-	Cents per Mcf		Rate in effect sub-
Docket No.	Respondent	nched- ulo No.	ple- ment No.	Purchaser and producing area	of annual increase	filing tendered	unless sus- pended	pended until-	Rate in effect	Pro osed increased rate	ject to refund in docket Nos.
R\$67-271	Mobil Oil Corp., Post Office Box 2444, Houston, Tex. 77001.	154	4	Phillips Petroleum Co. ¹ (Panhandle Field, Gray and Carson Countles, Tex.) (RR. District No. 10).	\$4, 161	112-30-66	* 2-1-67	42-2-67	11.0	**14.0	R166-175.

¹ Phillips Petroleum Co. resells the gas to El Paso Natural Gas Co. (Carson County production) and Northern Natural Gas Co. (Gray County production) under its Rate Schedule Nos. 32 and 262 at rates of 19.76 cents and 18.33 cents in effect subject to refund in Docket Nos. G-29803 and R160-225, respectively.

§ Received Dec. 30, 1968. Mobil requests that notice of change be given filing date of Jan. 1, 1967, the expiration date of filing moratorium under settlement.

§ The stated effective date is 30 days after Jan. 1, 1967, the date of expiration of

Mobil Oil Corp. (Mobil) requests waiver of Nos. G-12193 et al. Good cause has not been shown for waiving the 30-day notice requirement provided in section 4(d) of the Natural Gas Act to permit an earlier effective date for Mobil's rate filing and such request is denied.

filing moratorium pursuant to terms of settlement in Docket Nos. G-12193 et al.

* The suspension period is limited to 1 day.

* Unilateral rate increase (basic contracted date Dec. 1, 1987, expired on Dec. 1, 1984). Mobil previously filed unilateral rate increase from 2.0 cents to 11.0 cents per Mef as settlement precluded it from filing to rate in excess of ceiling during filing preceduring. moratorium.

* Pressure base is 14.65 p.s.l.a

The subject rate schedule was included in Mobil's company-wide settlement approved by Commission order issued May 5, 1964, in Docket Nos. G-12193 et al. The moratorium period for filing increases to rate levels in excess of the applicable area increased rate

cellings, as provided by the settlement, ex-pired on January 1, 1967. Mobil's proposed rate increase was submitted on December 30, 1966, 2 days prior to the expiration of the moratorium period. Therefore, the expiration of the 30-day statutory notice requirement should commence on February 1, 1967, consistent with the settlement order.

Mobil's proposed filing is a unilateral rate increase from 11.0 cents to 14.0 cents per Mcf for a wellhead sale of gas to Phillips Petroleum Co. (Phillips) from acreage located in Gray and Carson Counties, Texas (R.R. District No. 10). Phillips gathers and processes the gas in its Texas Panhandle system and resells the gas to El Paso Natural Co. (Carson County production) and Northern Natural Gas Co. (Gray County production) under its PPC Gas Rate Schedule Nos. 32 and 262 at rates of 19.76 cents and 18.93 cents, which are in effect subject to refund in Docket Nos. G-20403 and RI60-226, respectively. Mobil's proposed rate also exceeds the area increased rate ceiling of 11.0 cents per Mcf (applicable at the tailgate of Phillips' plants) as announced in the Commission's statement of general policy No. 61-1, as amended. Since Phillips' resale rates are in effect subject to refund, we conclude that Mobil's rate increase should be suspended for 1 day from February 1, 1967, the date of expiration of the statutory notice from Mobil's filing moratorium.

[F.R. Doc. 67-1367; Filed, Feb. 6, 1967; 8:45 a.m.]

[Docket No. RI67-276]

MOBIL OIL CORP.

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

JANUARY 31, 1967.

On December 30 1966, Mobil Oil Corp. (Mobil) tendered for filing proposed changes in its presently effective rate schedules for sales of natural gas subject to the jurisdiction of the Com-mission. The proposed changes, which constitute increased rates and charges, are designated as follows:

Mobil, 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 is-

suance of this order, Mobil shall execute

and file under Docket No. RI67-276, with

the Secretary of the Commission, its

agreement and undertaking to comply

with the refunding and reporting pro-

cedure required by the Natural Gas Act

and § 154.102 of the regulations there-

under, accompanied by a certificate

showing service of copies thereof upon all

purchasers under the rate schedule in-

volved. Unless Mobil is advised to the

contrary within 15 days from the filing

of its agreement and undertaking, such

agreement and undertaking shall be

suspended, nor the rate schedules sought

to be altered thereby, shall be changed

until this proceeding has been disposed

of or until the periods of suspension have

expired, unless otherwise ordered by the

(C) Neither the supplements hereby

deemed to have been accepted.

- 41	 	20.6	15,5	•

		Rate	Sup-		Amount	Date	Effective	Date sus-	Center	er Mef	Rate in
Docket No.	Respondent	schod- p	ple- ment No.	Purchaser and productog area	of annual Increase		unless	pended until	Rate in effect	Proposed increased rate	ject to refund in docket Nos.
R167-276	Mobil Oil Corp., Post Office Box 2444, Houston, Tex. 77001, Attn: H. H.	1 334	2	Valley Gas Transmission, Inc. (South- west Pheasant Field, Matagorda County, Tex.) (RR. District No. 3).	\$480	12-30-66	* 2-1-07	1 2-2-07	*14.0	* * 15, 0	
	Beeson, Esq.	314	13	El Paso Natural Gas Co. (San Juan Basin, San Juan and Rio Arriba Counties, N. Mex.) (San Juan Basin	243	12-30-55	1 2-1-67	1 2-2-67	413.0	* * 13, 0469	
	do	1 272	4	Area). Cities Service Gas Co. (Actna Field, Barber County, Kana.).	154	12-30-66	1 2-1-67	12-2-67	4413.0	***14.0	

Mobil requests waiver of the statutory

notice to permit its rate increases to be-

come effective as of January 1, 1967.

Good cause has not been shown for waiv-

ing the 30-day notice requirement pro-

vided in section 4(d) of the Natural Gas

Act to permit an earlier effective date for

Mobil's rate filings and such request is

The contracts related to Mobil's rate filings (Supplement Nos. 2 and 4 to

Mobil's FPC Gas Rate Schedule Nos. 334

and 272, respectively) were executed sub-

sequent to September 28, 1960, the date of issuance of the Commission's State-ment of General Policy No. 61-1, as

amended, and the proposed rates are

above the applicable area ceiling for in-

creased rates but below the initial service

ceiling for the areas involved. We be-

lieve, in this situation, Mobil's rate filings should be suspended for 1 day from Feb-

ruary 1, 1967, the date of expiration of

the statutory notice from Mobil's filing

denied.

moratorium.

crease should be suspended for 1 day from February 1, 1967, the date of expiration of the statutory notice from Mobil's filing moratorium.

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

The Commission finds: It is necessary and proper in the public interest and to aid in the enforcement of the provisions of the Natural Gas Act that the Commission enter upon a hearing concerning the lawfulness of the proposed changes. and that the above-designated supplements be suspended and the use thereof deferred as hereinafter ordered.

The Commission orders:

Natural Gas Act, particularly sections 4 and 15 thereof, the Commission's rules of practice and procedure, and the regulations under the Natural Gas Act (18 CFR Ch. I), a public hearing shall be held upon a date to be fixed by notice from the Secretary concerning the lawfulness of the proposed increased rates and charges contained in the abovedesignated supplements.

(B) Pending a hearing and decision thereon, the above-designated rate supplements are hereby suspended and the use thereof deferred until February 2, 1967, and thereafter until such further time as they are made effective in the manner prescribed by the Natural Gas Act: Provided, however, That the supplements to the rate schedules filed by

Pressure base is 14.65 p.s.i.a.
 Settlement rate pursuant to Mobil's company-wide settlement approved by Commission order issued May 5, 1964, in Docket Nos. G-12193 et al.
 Tax reimbursement increase.
 Pressure base is 15.025 p.s.i.a.
 Subject to a downward B.i.u. odjustment.

(A) Pursuant to the authority of the

Commission. (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 March 15, 1967.

By the Commission.

JOSEPH H. GUTRIDE. [SEAL] Secretary.

[F.R. Doc. 67-1431; Piled, Feb. 6, 1967; 8:48 a.m.]

¹ Contract executed after Sept. 28, 1960, the date of issuance of the Commission's Statement of General Policy No. 61-1.

² The stated effective date is 30 days after Jan. 1, 1967, the date of expiration of filling moratorium pursuant to terms of settlement in Procket Nos. G-12163 et al.

² The suspension period is limited to 1 day.

⁴ Periodic rate increase.

Mobil's tax reimbursement increase contained in Supplement No. 13 to Mobil's FPC Gas Rate Schedule No. 314 exceeds the applicable area rate ceiling for the San Juan Basin Area as announced in the Commission's Statement of General Policy No. 61-1, as amended, only by such tax reimbursement. We conclude that Mobil's proposed rate in-

⁷ Mobil's basic contract dated Dec. 1, 1957, expired on Dec. 1, 1964, under its own terms and has not been renewed or extended.

SECURITIES AND EXCHANGE COMMISSION

[File No. 1-3421]

CONTINENTAL VENDING MACHINE.

Order Suspending Trading

FEBRUARY 1, 1967.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock, 10 cents par value of Continental Vending Machine Corp., and the 6 percent convertible subordinated debentures due September 1, 1976, otherwise than on a national securities exchange is required in the public interest and for the protection of investors:

It is ordered, Pursuant to section 15 (c) (5) of the Securities Exchange Act of 1934, that trading in such securities otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period February 2, 1967, through February 11, 1967, both dates inclusive.

By the Commission.

ISEAL]

ORVAL L. DUBOIS, Secretary.

[F.R. Doc. 67-1400; Filed, Feb. 6, 1967; 8:46 a.m.]

[File No. 1-1686]

LINCOLN PRINTING CO.

Order Suspending Trading

FEBRUARY 1, 1967.

The common stock, 50 cents par value, and the \$3.50 cumulative preferred stock, no par value, of Lincoln Printing Co., being listed and registered on the Midwest Stock Exchange pursuant to the provisions of the Securities Exchange Act of 1934 and the 8 percent convertible debenture bonds due March 13, 1968, being traded otherwise than on a national securities exchange; and

It appearing to the Securities and Exchange Commission that the summary suspension of trading in such securities on such Exchange and otherwise than on a national securities exchange is required in the public interest and for the protection of investors:

It is ordered, Pursuant to sections 15(c) (5) and 19(a) (4) of the Securities Exchange Act of 1934, that trading in such securities on the Midwest Stock Exchange and otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period February 2, 1967, through February 11, 1967, both dates inclusive.

By the Commisison.

[SEAL]

ORVAL L. DuBois, Secretary.

[F.R. Doc. 67-1401; Filed, Feb. 6, 1967; 8:46 a.m.] [File No. 0-592]

PAKCO COMPANIES, INC. Order Suspending Trading

FEBRUARY 1, 1967.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock of Pakco Cos., Inc. and all other securities of Pakco Cos., Inc. being traded otherwise than on a national securities exchange is required in the public-interest and for the protection of investors:

It is ordered, Pursuant to section 15(c) (5) of the Securities Exchange Act of 1934, that trading in such securities otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period February 2, 1967, through February 11, 1967, both dates inclusive.

By the Commission.

[SEAL]

ORVAL L. DuBois, Secretary,

[F.R. Doc. 67-1402; Filed, Feb. 6, 1967; 8:46 a.m.]

PINAL COUNTY DEVELOPMENT ASSOCIATION

Order Suspending Trading

FEBRUARY 1, 1967.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the 5% percent Industrial Development Revenue Bonds of Pinal County Development Association due April 15, 1989, otherwise than on a national securities exchange is required in the public interest and for the protection of investors:

It is ordered, Pursuant to section 15 (c) (5) of the Securities Exchange Act of 1934 that trading in such bonds be summarily suspended this order to be effective for the period February 2, 1967, through February 11, 1967, both dates inclusive.

By the Commission.

[SEAL]

ORVAL L. DuBois, Secretary.

[F.R. Doc. 67-1403; Filed, Feb. 8, 1967; 8:46 a.m.]

[File No. 1-4407]

SPORTS ARENAS, INC.

Order Suspending Trading

FEBRUARY 1, 1967.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock, I cent par value of Sports Arenas, Inc., and the 6 percent convertible debentures being traded otherwise than on a national securities exchange is required in the public interest and for the protection of investors:

It is ordered, Pursuant to section 15 (e) (5) of the Securities Exchange Act of 1934, that trading in such securities

otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period February 2, 1967, through February 11, 1967, both dates inclusive.

By the Commission.

[SEAL]

ORVAL L. DuBois, Secretary.

[F.R. Doc. 67-1404; Filed, Feb. 6, 1967; 8:46 a.m.]

UNDERWATER STORAGE, INC. Order Suspending Trading

FEBRUARY 1, 1967.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock of Underwater Storage, Inc., otherwise than on a national securities exchange is required in the public interest and for the protection of investors:

It is ordered, Pursuant to section 15(c) (5) of the Securities Exchange Act of 1934, that trading in such securities otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period February 2, 1967, through February 11, 1967, both dates inclusive.

By the Commission.

[SEAL]

ORVAL L. DuBois, Secretary.

[P.R. Doc. 67-1405; Piled, Feb. 6, 1967; 8:47 a.m.]

UNITED SECURITY LIFE INSURANCE CO.

Order Suspending Trading

FEBRUARY 1, 1967.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock, \$1 par value, of United Security Life Insurance Co., Birmingham, Ala., otherwise than on a national securities exchange is required in the public interest and for the protection of investors:

It is ordered, Pursuant to section 15(c) (5) of the Securities Exchange Act of 1934, that trading in such securities otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period February 2, 1967, through February 11, 1967, both dates inclusive.

By the Commission.

[SEAL]

ORVAL L. DuBois. Secretary.

[F.R. Doc. 67-1406; Filed, Feb. 6, 1967; 8:47 a.m.]

[File No. 1-4371]

WESTEC CORP.

Order Suspending Trading

FEBRUARY 1, 1967.

The common stock, 10 cents par value, of Westec Corp., being listed and registered on the American Stock Exchange pursuant to provisions of the Securities Exchange Act of 1934 and all other securities of Westec Corp., being traded otherwise than on a national securities exchange; and

It appearing to the Securities and Exchange Commission that the summary suspension of trading in such securities on such Exchange and otherwise than on a national securities exchange is required in the public interest and for the protection of investors:

It is ordered, Pursuant to sections 15 (c) (5) and 19(a) (4) of the Securities Exchange Act of 1934, that trading in such securities on the American Stock Exchange and otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period February 2, 1967, through February 11, 1967, both dates inclusive.

By the Commission.

[SEAL]

ORVAL L. DuBois, Secretary,

[F.R. Doc. 67-1407; Filed, Feb. 6, 1967; 8:47 a.m.]

INTERSTATE COMMERCE COMMISSION

[Section 5a Application No. 95]

UNITED TARIFF BUREAU, INC.

Application for Approval of Agreement

JANUARY 26, 1967.

The Commission is in receipt of the above-entitled and numbered application for approval of an agreement under the provision of section 5a of the Interstate Commerce Act.

Filed: January 5, 1967 by: Herbert Burstein, Zelby and Burstein, 160 Broadway, New York, N.Y. 10038.

Agreement involves. Agreement between and among common carriers by motor vehicle, members of United Tariff Bureau, Inc., relating to joint consideration, initiation, change, and publication of rates, rules, regulations, and practices governing the transportation in intrastate, interstate, and foreign commerce, of property between points in New York, New Jersey, Massachusetts, Rhode Island, and Pennsylvania, and of household goods and other property between points in the United States.

The complete application may be inspected at the office of the Commission in Washington, D.C.

Any interested person desiring to protest and participate in this proceeding shall notify the Commission in writing within 20 days from the date of this notice. As provided by the general rules of practice of the Commission, persons other than applicants should fully disclose their interest, and the position they intend to take with respect to the application. Otherwise, the Commission, in its discretion, may proceed to investigate

and determine the matters involved without public hearing.

[SEAL] H. NEIL GARSON, Secretary

[F.R. Doc. 67-1435; Flied, Feb. 6, 1967; 8:49 a.m.]

FOURTH SECTION APPLICATIONS FOR RELIEF

FEBRUARY 2, 1967.

Protests to the granting of an application must be prepared in accordance with Rule 1.40 of the general rules of practice (49 CFR 1.40) and filed within 15 days from the date of publication of this notice in the Federal Register.

LONG-AND-SHORT HAUL

FSA No. 40882—Commodities between points in Texas. Filed by Texas-Louisiana Freight Bureau, agent (No. 594), for interested rail carriers. Rates on various canned or preserved foodstuffs, in carloads, from, to and between points in Texas, over interstate routes through adjoining States.

Grounds for relief—Intrastate rates and maintenance of rates from and to points in other States not subject to the

same competition.

Tariff—Supplement 63 to Texas-Louisiana Freight Bureau, agent, tariff ICC 998.

AGGREGATE-OF-INTERMEDIATES

FSA No. 40883—Commodities between points in Texas. Filed by Texas-Louisiana Freight Bureau, agent (No. 595), for interested rail carriers. Rates on various canned or preserved foodstuffs, in carloads, also iron or steel cans, in carloads, from, to and between points in Texas, as described in the application, over interstate routes through adjoining States.

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

Tariff—Supplement 63 to Texas-Louisiana Freight Bureau, agent, tariff ICC 998.

By the Commission.

[SEAL]

H. NEIL GARSON, Secretary.

[F.R. Doc. 67-1436; Filed, Feb. 6, 1967; 8:49 a.m.]

[Notice 332]

MOTOR CARRIER TEMPORARY AUTHORITY APPLICATIONS

FEBRUARY 2, 1967.

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 61396 (Sub-No. 175 TA), filed January 31, 1967. Applicant: HERMAN BROS. INC., 2501 No. 11 Street, Omaha. Nebr. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, as follows: Cement, in bulk, from plantsite of Dundee Cement Co., at Minneapolis, Minn., to points in Minnesota, Wisconsin, South Dakota, North Dakota, Upper Peninsula of Michigan, and points in Iowa north of Interstate 80, for 180 days. Supporting shipper: Dundee Cement Co., Dundee, Mich. (W. F. Van Velzor). Send protests to: Keith P. Kohrs, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, 705 Federal Office Building, Omaha, Nebr. 68102

No. MC 61396 (Sub-No. 176 TA), filed January 31, 1967. Applicant: HERMAN BROS, INC., 2501 No. 11 Street, Omaha, Nebr. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, as follows: Cement, in bulk, from plantsite of Dundee Cement Co. at Nashville, Tenn., to points in Alabama, Arkansas, Georgia, Kentucky, Illinois, Mississippi, North Carolina, South Carolina, and Virginia, for 180 days. Supporting shipper: Dundee Cement Co., Dundee, Mich. (W. F. Van Velzor). Send protests to: Keith P. Kohrs, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, 705 Federal Office Building, Omaha, Nebr., 68102.

No. MC 61396 (Sub-No. 177 TA), filed January 31, 1967. Applicant: HERMAN BROS., INC., 2501 North 11th Street. Omaha, Nebr. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, as follows: Cement, in bulk, from plantsite of Dundee Cement Co. at St. Louis, Mo., and Clarksville, Mo., to points in Illinois, Iowa, Missouri, Kansas, Arkansas, Oklahoma, Kentucky, Tennessee, Indiana, Ohio, and Michigan, for 180 days. Supporting shipper: Dundee Cement Co., Dundee, Mich. (W. F. Van Velzor). Send protests to: Keith P. Kohrs, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, 705 Federal Office Building, Omaha, Nebr. 68102.

No. MC 10413 (Sub-No. 3 TA), filed January 29, 1967. Applicant: JAMES M. NAYE, INCORPORATED, Delaware

Avenue and Tasker Street, Philadelphia, Pa. 19148. Applicant's representative: Raymond A. Thistle, Jr., Suite 1408-09, 1500 Walnut Street, Philadelphia, Pa. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, as follows: Transmission and parts thereof, tools, supplies, equipment, and materials used in the installation and rebuilding thereof, and edvertising materials, between the plantsites of AAMCO Automatic Transmission. Inc., located at King of Prussia, Upper Merion Township, Montgomery County, Pa., and Philadelphia, Pa., for 150 days. Supporting shipper: AAMCO Automatic Transmissions, Inc., 4014 Germantown Avenue, Philadelphia, Pa. Send protests to: Peter R. Guman, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, Second and Chestnut Streets, Philadelphia, Pa.

No. MC 110988 (Sub-No. 231 TA), filed January 30, 1967. Applicant: KAMPO TRANSIT, INC., 200 West Cecil Street, Neenah, Wis. 54957. Applicant's representative: David A. Petersen (same address as above). Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, as follows: Chemicals, in bulk, in tank or hoppertype vehicles, from Neenah, Menasha, Appleton, and Kimberly, Wis., to points in Illinois, Indiana, Michigan, and Wisconsin. Restriction: This application is restricted against the transportation of sodium sulphite solution, lacquer solvent, and liquid caustic soda to Illinois and the Upper Peninsula of Michigan; rosin sizing and liquid alum to the Upper Peninsula of Michigan; lignin liquor and lignin pitch, for 180 days. Supporting shipper: Kimberly-Clark Corp., Neenah, Wis. 54957 (George J. Bruehl, Assistant Traffic Manager-Rates). Send protests to: W. F. Sibbald, Jr., District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, 135 West Wells Street, Room 807. Milwaukee, Wis. 53203.

No. MC 123819 (Sub-No. 7 TA), filed January 31, 1967. Applicant: ACE FREIGHT LINE, INC., 261 East Web-ster Street (Post Office Box 2103—ZIP code 38102), Memphis, Tenn. 38126 (ZIP code of street address). Applicant's representative: Paul M. Daniell and Bill R. Davis, 1600 First Federal Building, Atlanta, Ga. 30303. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, as follows: Fertilizer and fertilizer ingredients, dry, in bulk, from Memphis, Tenn. to points in Illinois, Kentucky, and Missouri, for 180 days. Supporting shipper: Monsanto Chemical Co., 800 North Lindbergh Boulevard, St. Louis, Mo. 63166 (Wallace R. Reed, Transportation Analyst) (Bulk Trucking Section, Monsanto Co.). Send protests to: W. W. Garland, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, 390 Federal Office Building, 167 North Main Street, Memphis, Tenn.

No. MC 124679 (Sub-No. 7 TA), filed January 31, 1967. Applicant: C. R. ENGLAND & SONS, INC., 228 West Fifth South Street, Salt Lake City, Utah 84101. Applicant's representative: Daniel B. Johnson, Warner Building, Washington, D.C. 20004. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, as follows: Cream and liquid cream substitutes, in containers from Gustine, Calif., to points in Michigan, West Virginia, Pennsylvania, District of Columbia, New Hampshire, Indiana, Virginia, Rhode Island, Connecticut, Maine, Kentucky, Maryland, New Jersey, Massachusetts, Ohio, Delaware, New York, and Vermont, for 150 days. Supporting shipper; Avoset Co., 5131 Shattuck Avenue, Oakland, Calif. 94609. Send protests to: John T. Vaughan, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, 2224 Federal Building, Salt Lake City, Utah 84111.

No. MC 125136 (Sub-No. 4 TA), filed January 31, 1967. Applicant: W. T. MARSHALL, 1285 Nickey Avenue, Decatur, Ill. Applicant's representative: Mck Stephenson, 42 Fox Mill Lane, Springfield, Ill. 62707. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, as follows: Malt beverages from St. Louis, Mo., to Decatur, Ill., for 150 days. Supporting shipper: Skeff Distributing Co., Decatur, Ill. Send protests to: Harold C. Jolliff, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, Room 476, 325 West Adams Street, Springfield, Ill. 62704.

No. MC 126128 (Sub-No. 4 TA), filed January 31, 1967. Applicant: DEAN W. HOBBENSIEFKEN, doing business as D. H. TRUCKING, Route 1, Box 241, Lyons, Oreg. 97358. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, as follows: Lumber, from Turner, Oreg., to Portland, Oreg., Public Docks, for 180 days. Supporting shipper: North Santiam Lumber Sales, Inc., 131 Pine Street NE., Salem, Oreg. 97358. Send protests to: A. E. Odoms, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, 450 Multnamah Bullding, Portland, Oreg. 97204.

No. MC 128782 (Sub-No. 1 TA) January 31, 1967. Applicant: DEAL-ERS DRIVEAWAY AGENCY, INC., 7754 South Cicero Avenue, Chicago, Ill. 60652. Applicant's representative: Levy and Andrin, 29 South La Salle Street, Chicago, Ill. 60603. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, as follows: Automobiles and trucks, in truckaway service in secondary movements, from Chicago, Ill., to Minneapolis and New Ulm, Minn.; Topeka and Kansas City, Kans.; Columbia and Kansas City, Mo.; Omaha, Nebr.; Milwaukee, Wis. and Davenport, Iowa, for 150 days. Supporting shippers: Downtown Auto Sales, 314 North Minnesota Avenue, New Ulm, Minn.; Metropolitan Milwaukee Auto Auction, 561 South Highway 41, Caledonia, Wis.; Ken Thompson, 7754 South Cicero Avenue, Chicago, Ill.; L & J Used Cars, 2302 L Street, Omaha, Nebr. Send protests to: Charles J. Kudelka, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, Room 1086 U.S. Courthouse and Federal Office Building, 210 South Dearborn Street, Chicago, Ill. 60604.

No. MC 128810 (Sub-No. 1 TA), filed January 31, 1967. Applicant: ALBERT KURTZHALS, Rural Route 3, Le Mars, Iowa 51031. Applicant's representative: R.W. Wigton, Post Office Box 56L, Sioux City, Iowa 51101. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, as follows: Dry fertilizer and dry fertilizer materials from Sioux City, Iowa, to points in Iowa. Nebraska, South Dakota and points in Minnesota and south of U.S. Highway 12 (except Minneapolis and St. Paul, Minn.), for 180 days. Supporting shipper: Wallace R. Reed, Transportation Analyst, Bulk Trucking Section, Mon-santo Co., 800 North Lindbergh Boulevard, St. Louis, Mo. 63166. Send protests to: Carroll Russell, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, 304 Post Office Building, Sloux City, Iowa 51101.

No. MC 128815 (Sub-No. 1 TA), filed January 31, 1967. Applicant: CLARKE'S TRUCKING COMPANY, 1623 Juniper Street, Junction City, Applicant's representative: Earle V. White, 2130 Southwest Fifth Avenue, Portland, Oreg. 97201. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, as follows: Lumber, from Dawson, Junction City, and Eugene, Oreg., to Portland, Oreg., and Vancouver, Wash., for 180 days. Supporting shippers: Hull Lumber & Plywood Co., Junction City, Oreg.; I. P. Miller Lumber, Inc., Monroe, Oreg.; Hull-Oakes Lumber Co., Monroe, Oreg.; Thatcher-McPherson Lumber, Inc., Eugene, Oreg. Send protests to: A. E. Odoms, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, 450 Multnomah Building, Portland, Oreg. 97204.

No. MC 128841 TA, filed January 30, 1967. Applicant: MUR-GAIL, INC., 600 Midland Bank Building, Minneapolis, Minn. Applicant's representative: Samuel Rubenstein, 301 North Fifth Street, Minneapolis, Minn. 55403. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, as follows: Such commodities as are dealt in by premium trading stamp companies, from Minneapolis, and St. Paul, Minn., to Albert Lea, Austin, Bemidji, Brainerd, Duluth, Fairmont, Hibbing, Mankato, Montevideo, Owatonna, Rochester, and St. Cloud, Minn., having had immediate prior transportation by rail service and restricted to a service to be performed on behalf of The Sperry and Hutchinson Co. in shipper leased or owned trailers, with rejected, damaged, or returned shipments, on return, for 180 days. Supporting shipper: The Sperry and Hutchinson Co., 330 Madison Avenue, New York, N.Y. 10017.

trict Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, 448 Federal Building and U.S. Courthouse, 110 South Fourth Street, Minneapolis, Minn. 55401.

No. MC 128842 TA, filed January 27, Applicant: ROSS EXPRESS, INC., Daniel Webster Highway, Penacook, N.H. Applicant's representative: Charles E. Ross (same address as above). Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, as follows: Such commodities as are sold by Avon Products, Inc., from Penacook, N.H., to points in New Hampshire, for 180 days. Supporting shipper: Avon Products, Inc., Rye, N.Y. 10580. Attention: Watson L. Clark, Traffic Manager. Send protests to: District Supervisor Ross J. Seymour, Interstate Commerce Commission, Bureau of Operations and Compliance, 14 Parkhurst Street, Lebanon, N.H. 03766.

By the Commission.

[SEAL]

H. NEIL GARSON, Secretary.

[F.R. Doc. 67-1437; Filed, Feb. 6, 1967; 8:49 a.m.]

INotice 14751

MOTOR CARRIER TRANSFER **PROCEEDINGS**

FEBRUARY 2, 1967.

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

As provided in the Commission's special rules of practice any interested person may file a petition seeking reconsideration of the following numbered proceedings within 20 days from the date of publication of this notice. Pursuant to section 17(8) of the Interstate Commerce Act, the filing of such a petition

Send protests to: C. H. Bergquist, Dis- will postpone the effective date of the order in that proceeding pending its disposition. The matters relied upon by petitioners must be specified in their petitions with particularity.

No. MC-FC-69171. By order of January 30, 1967, the Transfer Board approved the transfer to James G. Grippo, doing business as Produce Express, Schebusiness as Produce Express. nectady, N.Y., of that portion of the operating rights in certificate No. MC-118402, issued October 24, 1966, to Hillside Motor Lines, Inc., Orange, Conn., authorizing the transportation of bananas, over irregular routes, from points in the New York, N.Y., commercial zone to Albany, N.Y. W. Norman Charles, 80 Bay Street, Glens Falls, N.Y. 12801, and Thomas W. Murrett, 410 Asylum Street, Hartford, Conn. 06103, attorneys for applicants.

No. MC-FC-69318. By order of January 30, 1967, the Transfer Board approved the transfer to Wilma Begala, Alpha, N.J., of the certificate in No. MC-35980, issued March 28, 1958, to Michael Begala, Alpha, N.J., authorizing the transportation of: Sand, gravel, crushed stone, slag and soil and earth strippings, all of the type exempted from the Commission's cargo-security requirements, between points in Pennsylvania and New Jersey within 30 miles of Alpha, N.J., including Alpha, and from points in Pennsylvania within 45 miles of Alpha, N.J., other than those within 30 miles of Alpha, to Stanhope, N.J. Bruce H. French, Esquire, 10 Nassau Street, Princeton, N.J. 08540, attorney for applicants.

No. MC-FC-69359. By order of January 31, 1967, the Transfer Board approved the transfer to Richard C. Duncan and William L. Runyan, a partnership, doing business as Duncan Towing Co., Portland, Oreg., of the operating rights in certificate No. MC-94833 issued April 4, 1941, to Gustin's Auto Service, a corporation, Portland, Oreg., authorizing the transportation, of: Used and disabled motor vehicles and used machinery

without motive power, in driveaway or towaway service, over irregular routes, between points and places in Washington and Oregon. David W. Harper, 1430 American Bank Building, Portland, Oreg. 97205, attorney for applicants.

No. MC-FC-69362. By order of January 31, 1967, the Transfer Board approved the transfer to Urbana Cartage Co., a corporation, Urbana, Ohio, the certificate of registration No. MC-96844 (Sub-No. 1), issued June 17, 1965, to Paul L. Harvey, doing business as Urbana Cartage, Urbana, Ohio, evidencing a rights to engage in interstate or foreign commerce to the extent authorized in appropriate State certificates in the transportation of: commodities within the State of Ohio. James R. Stiverson, 50 West Broad Street, Columbus, Ohio 43215, attorney for transferor. James E. Wilhelm, Jr., 37 West Broad Street, Columbus, Ohio 43215, attorney for trans-

No. MC-FC-69383. By order of January 31, 1967, the Transfer Board approved the transfer to Banana Transport, Inc., Jacksonville, Fla., of the certificates in Nos. MC-117673 and MC-117673 (Sub-No. 1), Issued October 12, 1960, and May 5, 1961, respectively, to Guy H. Donald and J. H. Donald, a partnership, doing business as Donald Fruit & Produce Co., Jacksonville, Fla. and authorizing the transportation of: Bananas, from Tampa, Port Everglades, and Jacksonville, Fla., and from Charleston, S.C., to points as specified in Alabama, Florida, Georgia, Illinois, Indiana, Kentucky, Maryland, Mississippi, North Carolina, Ohio, Pennsylvania, South Carolina, Tennessee, Virginia, and West Virginia. Martin Sack, Jr., 710 Atlantic National Bank Building, Jacksonville, Fla. 32202, attorney for applicants.

[SEAL]

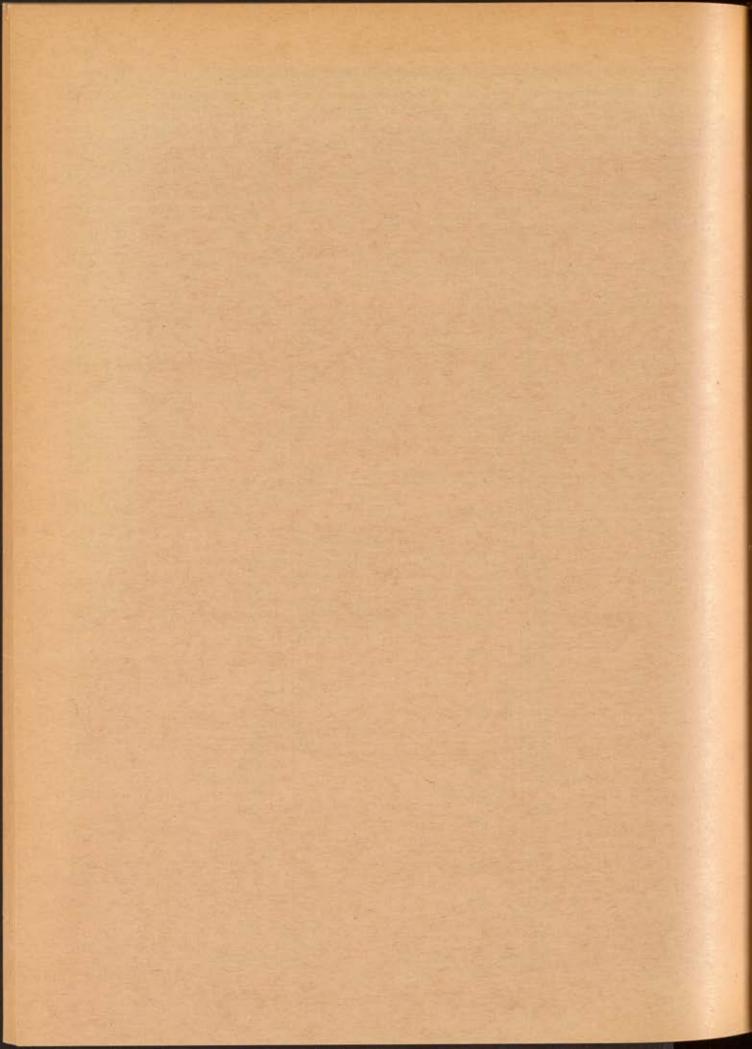
H. NEIL GARSON, Secretary.

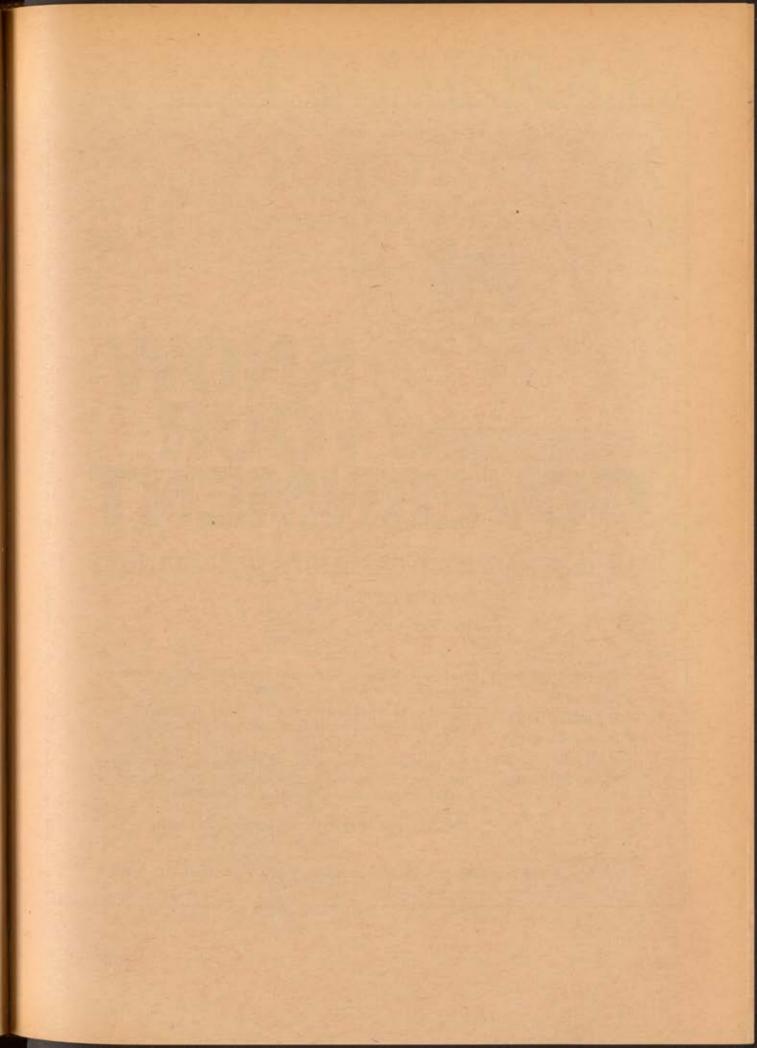
[F.R. Doc. 67-1438; Filed, Feb. 6, 1967; 8:49 a.m.]

CUMULATIVE LIST OF PARTS AFFECTED—FEBRUARY

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